

# ANSELL GRIMM & AARON PC

COUNSELORS AT LAW

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973-247-9000
973-247-9199 (FAX)
214 CARNEGIE CENTER
SUITE 112

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JAMES G. AARON ALLISON ANSELL ♦ † BRIAN E. ANSELL ‡ MITCHELL J. ANSELL JOSHUAS. BAUCHNER . MICHAEL V. BENEDETTO RICK BRODSKY & DAVID J. BYRNE D PETER S. FALVO, JR. PETER B. GRIMM ROBERT A. HONECKER, JR. 0 § JASON S. KLEIN . JENNIFER S. KRIMKO DONNA L. MAUL . MELANIE J. SCROBLE LAWRENCE H. SHAPIRO & D DAVID B. ZOLOTOROFE

EDWARD J. AHEARN BRIAN J. ASHNAULT KELSEY M. BARBER ELYSA D. BERGENFELD KRISTINE M. BERGMAN D GABRIEL R. BLUM . BARRY M. CAPP ♦ A ALFRED M. CASO KEVIN M. CLARK ANTHONY J. D'ARTIGLIO 4 LAYNE A. FELDMAN & CRAIG D. GOTTILLA . DAVID E. LANG NICOLE D. MILLER D. IRINA MOIN & LEIGH T. OLIVER SETH M. ROSENSTEIN . ANTHONY SANGO

JONATHAN D. SHERMAN CAROL J. TRUSS TARA K. WALSH ♦ ANDREA B. WHITE ♦ • ROXANNE ZHILO □

COUNSEL HON. ANTHONY J. MELLACI, JR., J.S.C. (RET) STACEY R. PATTERSON  $\phi$  ROY W. HIBBERD  $\Delta$   $\nabla$  HON. RAYMOND A. HAYSER, J.T.C. (RET)

IN MEMORIAM
LEON ANSCHELEWITZ (1929-1986)
MAX M. BARR (1929-1993)
MILTON M. ABRAMOFF (1935-2004)
DAVID K. ANSELL† (1962-2019)
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December 6, 2023

### Via e-mail and hand delivery

Candace Mitchell, Secretary, Planning/Zoning Board Borough of Sea Bright 1099 Ocean Avenue Sea Bright, NJ 07760

Re:

Variance Application of Jonathan and Catherine Goldin

Premises:

7 Atlantic Way

Block 29, Lot 7

Our File No.098495-0

Dear Ms. Mitchell:

In connection with the above, enclosed please find an original Affidavit of Proof of Service of the Notice of Hearing, together with a copy of the Affidavit of Publication from the *Asbury Park Press*. We will forward the original Affidavit of Publication to you upon receipt.

Your attention to this matter is greatly appreciated. Please do not he state to contact me if you have any questions.

Very trylly yours,

RCK BRODSKY Member of the Firm

Direct e-mail: rbrodsky@ansell.law

Direct Dial: 732-643-5296

RB/ahn Encs.

cc w/encs. via e-mail only:

Jonathan and Catherine Goldin Anthony M. Condouris, Architect

### **AFFIDAVIT OF PUBLICATION**

Order Number: 9574608

### STATE OF WISCONSIN Brown County

Of the Asbury Park Press, a newspaper printed in Freehold, New Jersey and published in Neptune, in State of New Jersey and Monmouth/Ocean Counties, and of general circulation in Monmouth/Ocean Counties, who being duly sworn, deposeth and saith that the advertisement of which the annexed is a true copy, has been published in said newspaper in the issue:

12/02/2023

Legal Clerk

lotary Public State of Wisconsin County of Brown

My commission expires

DENISE ROBERTS
Notary Public
State of Wisconsin

#### BOROUGH OF SEA BRIGHT MONMOUTH COUNTY, NEW JERSEY

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#### NOTICE OF HEARING

TO ALL OWNERS OF PROPERTY LOCATED WITHIN A RADIUS OF TWO HUNDRED FEET FROM BLOCK 29, LOT 7.

PLEASE TAKE NOTICE that Jonathan and Catherine Goldin have applied to the Planning-Zoning Board of the Berough of Sea Bright to consider an application to permit the construction of an addition of a right (1907, 10/2 story), to the existing a residential dwelling, and the partial enclosure of the existing open garage area for storage purposes, with respect to premises tocated in the R-2 Zone and known as Block 29, Lot 7 on the Tax Map of the Borough of Sea Bright, and commonly known as 7 Atlantic Way, Sea Bright, New Jersey, Applicant is seeking the following variances:

#### Section 130-39:

- (i) minimum lot area of 2,437 square feet existing and proposed, where 4,000 square feet is required:
- (ii) minimum lot width of 32.5 feet existing and proposed, where 50 feet is required;
- (III) minimum front yard setback of 17.66 feet existing and proposed, where 25 feet is required:
- (iv) minimum each side yard setback of 3,74 feet and 3,81 feet existing and proposed, where 7 feet is required;
- (v) minimum both side yard setbacks of 7.55 feet existing and proposed, where 15 feet is required:
- (vi) minimum rear yard setback of  $\pm 2$  feet existing and proposed, where 15 feet is required;
- (vii) maximum building coverage of 55.39% existing and proposed, where 50% is permitted:
- (viii) Maximum bullding height of 35 feet existing and 38 feet proposed, where 30 feel is permitted (based on understeed tot width height reduction) "d" variance required;
- (ix) Building height of 3 stories proposed, where 2.5 stories are permitted—"d" variance required.

in addition, the Applicant will request such other variances, exceptions, interpretations and design waivers as may be determined to be necessary by the Planning/Zoning Board, and/or its professionals, in order to develop this property as stated above and will amend its application on the record accordingly.

A regular meeting will be held by the Planning/Zonling Board of the Borough of Sea Bright on Tuesday, December 12, 2023 at 7:30 p.m. of the Sea Bright Beach Pavillon, 1097 Ocean Avenue, Sea Bright, New Jersey, at which time you may appear in person or by agent or attorney and present any objection which you may have to granting this application.

A copy of the maps and application documents have been filed in the affice of the Board Secretary and are available for public inspection at the Borough Hall, 1099 Ocean Avenue, Sea Bright, New Jersey during normal business hours and are available on the Borough website at www.seabrightinl.org.

This Notice is sent to you by the Applicant, by order of the Planning/Zoning Board of the Borough of Sea Bright.

ANSELL GRIMM & AARON, PC
Afterneys for Applicant

BV: RICK BRODSKY, ESQ.

Dated: November 28, 2023

### ANSELL GRIMM & AARON, PC

1500 Lawrence Avenue CN 7807 Ocean, New Jersey 07712 (732) 922-1000 Attorneys for Applicant

IN THE MATTER OF THE APPLICATION OF JONATHAN AND CATHERINE GOLDIN

AFFIDAVIT OF PROOF OF SERVICE

STATE OF NEW JERSEY ) ss. COUNTY OF MONMOUTH )

RICK BRODSKY, of full age, being duly sworn according to law, upon his oath, deposes and says:

- 1. I am an Attorney at Law of the State of New Jersey, a partner with the firm of Ansell Grimm & Aaron, PC, and the attorney in charge of the application of Jonathan and Catherine Goldin for the firm.
- 2. Jonathan and Catherine Goldin are the applicants in the proceedings before the Planning/Zoning Board of the Borough of Sea Bright, New Jersey, being an application under the revised ordinances of the Borough of Sea Bright and relating to premises located at 7 Atlantic Way, Block 29, Lot 7, Borough of Sea Bright, New Jersey.
- 3. On December 1, 2023, our firm did send, by certified mail, a copy of the attached Notice to all persons and/or entities listed on the attached certified list. The envelopes containing said Notices bore sufficient postage thereon and were mailed from the United States Post Office Ocean Branch, Ocean, New Jersey. The mailing receipts are attached hereto and made a part of this Affidavit.

I certify that the foregoing information is true and correct to the best of my knowledge and belief. I am aware that if any of the foregoing is willfully false, I am subject to punishment.

ANSELL GRIMM & AARON, PC Attorneys for Applicant

By:

RICK BRODSKY, ESQ.

Sworn to and subscribed before me this 5 th day of December, 2023

A Notary Public of New Jersey

(Sign, stamp, seal and commission expiration date)

ALISON H. NEARY NOTARY PUBLIC OF NEW JERSEY COMMISSION EXPIRES SEPT. 13, 2025

098495.000000 8701025v1

ISELL GRIMM & AARON
A PROFESSIONAL CORPORATION
COUNSELORS AT LAW
1500 LAWRENCE AVENUE
CN 7807
OCEAN, N.J. 07712

(732) 922-1000



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# BOROUGH OF SEA BRIGHT MONMOUTH COUNTY, NEW JERSEY

### NOTICE OF HEARING

TO ALL OWNERS OF PROPERTY LOCATED WITHIN A RADIUS OF TWO HUNDRED FEET FROM BLOCK 29, LOT 7.

PLEASE TAKE NOTICE that Jonathan and Catherine Goldin have applied to the Planning/Zoning Board of the Borough of Sea Bright to consider an application to permit the construction of an addition of a third floor (1/2 story) to the existing residential dwelling, and the partial enclosure of the existing open garage area for storage purposes, with respect to premises located in the R-2 Zone and known as Block 29, Lot 7 on the Tax Map of the Borough of Sea Bright, and commonly known as 7 Atlantic Way, Sea Bright, New Jersey. Applicant is seeking the following variances:

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- (iii) minimum front yard setback of 17.66 feet existing and proposed, where 25 feet is required;
- (iv) minimum each side yard setback of 3.74 feet and 3.81 feet existing and proposed, where 7 feet is required;

A commitment to excellence. A commitment to people.

- (v) minimum both side yard setbacks of 7.55 feet existing and proposed, where 15 feet is required;
- (vi) minimum rear yard setback of  $\pm 2$  feet existing and proposed, where 15 feet is required;
- (vii) maximum building coverage of 55.39% existing and proposed, where 50% is permitted;
- (viii) Maximum building height of 35 feet existing and 38 feet proposed, where 30 feet is permitted (based on undersized lot width height reduction) "d" variance required;
- (ix) Building height of 3 stories proposed, where 2.5 stories are permitted "d" variance required.

In addition, the Applicant will request such other variances, exceptions, interpretations and design waivers as may be determined to be necessary by the Planning/Zoning Board, and/or its professionals, in order to develop this property as stated above and will amend its application on the record accordingly.

A regular meeting will be held by the Planning/Zoning Board of the Borough of Sea Bright on Tuesday, December 12, 2023 at 7:30 p.m. at the Sea Bright Beach Pavilion, 1097 Ocean Avenue, Sea Bright, New Jersey, at which time you may appear in person or by agent or attorney and present any objection which you may have to granting this application.

A copy of the maps and application documents have been filed in the office of the Board Secretary and are available for public inspection at the Borough Hall, 1099 Ocean Avenue, Sea Bright, New Jersey during normal business hours and are available on the Borough website at <a href="https://www.seabrightnj.org">www.seabrightnj.org</a>.

This Notice is sent to you by the Applicant, by order of the Planning/Zoning Board of the Borough of Sea Bright.

ANSELL GRIMM & AARON, PC

Attorneys for Applicant

By:

Dated: November 28, 2023

RICK BRODSKY, ESQ.

## BOROUGH OF SEA BRIGHT OFFICE OF THE MUNICIPAL CLERK 1099 OCEAN AVENUE SEA BRIGHT, NJ 07760 732-842-0099 EXT. 119

Information requested for properties located within 200' of Block 29, Lot 7, also known as 7 Atlantic Way.

# YOU MUST SEND NOTICES TO THE UTILITIES AND APPROPRIATE GOVERNMENTAL AGENCIES NOTED BELOW:

. /			
V	Borough of Sea Bright	N/	State of New Jersey (for State Hwy 36)
	1099 Ocean Avenue		Commissioner, Department of Transportation
	Sea Bright, NJ 07760		1035 Parkway Avenue
			P.O. Box 600
		- 1	Trenton, NJ 08625
,	/		/
W	Comcast	N	State of New Jersey (for Coastal Waters)
	Comcast Center		Division of Coastal Resources
	1701 John F Kennedy Blvd.	1	P.O. Box 401
	Philadelphia, PA 19103		Trenton, NJ 08625
	/		/
V	New Jersey American Water Company	N	Two Rivers Water Reclamation Authority
	661 Shrewsbury Avenue		1 Highland Avenue
	Shrewsbury, NJ 07702	i	Monmouth Beach, NJ 07750
	/		/
V	New Jersey Natural Gas Company	V	Verizon
	1415 Wyckoff Road		175 W. Main St
	Wall, NJ 07719		Freehold, NJ 07728
	/		Attn: Corporate Secretary/Right of Way Agent
V	Jersey Central Power & Light	V	Monmouth County Planning Board
	Area Manager Central New Jersey	'	Hall of Records Annex – 2 <sup>nd</sup> Floor
	1500 Florance Avenue		1 East Main Street
	Union Beach, NJ 07735		Freehold, NJ 07728

Attached is a true list of the Property Owners within 200' of Block 29, Lot 7, also known as 7 Atlantic Way in the Borough of Sea Bright as submitted by Sea Bright Tax Assessor Timothy Anfuso.

Candace B. Mitchell, Administrative Assistant Borough Clerk's Office

Date: November 6, 2023

Date Request Received: November 2, 2023

Amount Paid: \$10.00

Cc. File

### OWNER & ADDRESS REPORT

SEA BRIGHT

200 FOOT OWNERS LIST FOR BLOCK 29, LOT 7

11/04/23 Page 1 of 2

BLOCK	LOT	QUAL	CL/			PROPERTY LOCATION	Add'   Lots
27	6		2	LARGEY, THOMAS P & JOAN ( PO BOX 802	07748	14 WILLOW WAY	
27	7.01		1	TATELMAN, MICHAEL S&VICKI 6 WILLOW WAY SEA BRIGHT, NJ	A,TRUSTEES 07760	6 WILLOW WAY	
28	1		2	HALL SCOTT & BUSSON, INC 58 PIERREPOINT ST 3 BROOKLYN, NY	GRID 11201	556 OCEAN AVENUE	
28	2		2	552 OCEAN AVENUE, LLC PO BOX 4112 RIVER EDGE, NJ	07661	552 OCEAN AVENUE	
28	3		2	JANAZZO, DAVID & SUSAN 174 OCEÁN AVENUE UNIT 32 SEA BRIGHT, NJ	07760	3 MILLOW MAY	
28	4		2	WILLOW AVENUE, LLC 2 DEPOT PLAZA, SUITE 403 BEDFORD HILLS, NY	10507	5 WILLOW WAY	
28	5		2	WILLOW AVENUE, LLC 2 DEPOT PLAZA, SUITE 403 BEDFORD HILLS, NY	10507	5 BELLEVUE PLACE	
28	7		2	WELTY, MICHAEL D. & SARAH 49 BELLEVUE PLACE SEA BRIGHT, NJ	H D. 07760	49 BELLEVUE PLACE	
28	8		2	ALLOCCA, JOSEPH 2 ATLANTIC WAY SEA BRIGHT, NJ	07760	2 ATLANTIC WAY	
28	:9		2	MEYERS, DAVID R & WALKER, 1806 PARK AVENUE WEEHAWKEN, NJ	, CHRISTINA 07086	4 ATLANTIC WAY	9.01
28	10,01		1	MEYERS, DAVID & WALKER, O 1806 PARK AVENUE WEEHAWKEN, NJ	CHRISTINA 07086	548 OCEAN AVENUE	
28	10.02		2	✓ MEYERS, DAVID & WALKER, O 1806 PARK AVENUE WEEHAWKEN, NJ	CHRISTINA 07086	6 ATLANTIC WAY	
29	1		2	SB OCEAN HOUSE, LLC 2954 TINCUP CIRCLE BOULDER, CO	80305	536 OCEAN AVENUE	
29	3		2	FARRELL, JOHN M & PATRIC 110 GLEN VALLEY ROAD YARDLEY, PA	IA A 19067	15 ATLANTIC WAY	
29	4		2	VIGGIANO, THOMAS M. & LAU 25 LITTLE BROOK ROAD WILTON, CT	JRA 06897	13 ATLANTIC WAY.	
29	5		2	MC CAULEY, THERESA & JOHN 11 ATLANTIC WAY SEA BRIGHT, NJ	N F 07760	11 ATLANTIC WAY	
29	6		2	EARNST, CHAD ALAN PO BOX 687 GWYNEDD VALLEY, PA	19437	9 ATLANTIC WAY	
29	8		2	LIBERATORE, LOUIS & CRIST 5 ATLANTIC WAY SEA BRIGHT, NJ	TIN 07760	5 ATLANTIC WAY	
29	9		2	ROBINSON, DANON & HANSSEN 4 TENNIS COURT LANE HUMSON, NJ	O7760	1 ATLANTIC WAY	

### OWNER & ADDRESS REPORT

SEA BRIGHT

200 FOOT OWNERS LIST FOR BLOCK 29, LOT 7

11/04/23 Page 2 of 2

BLOCK 29	LOT QUAL	CLA PARK 92-1 KAPO	PROPERTY OWNER CER, TIMOTHY J. & NIC 027 KOIO DR. APT. D DLEI, HI		PROPERTY LOCATION 3 ATLANTIC WAY	Add'l Lots
29	11	2 GRAF 534 SEA	STEIN, ALLEN & MINDY OCEAN AVENUE BRIGHT, NJ	07760	534 OCEAN AVENUE	
29	12	2 LEPI 532 SEA	S, JOSEPH JR & SARAH OCEAN AVENUE BRIGHT, NJ	07760	532 OCEAN AVENUE	
29	13	2 MYER 530 SEA	S, SAMUEL OCEAN AVENUE BRIGHT, NJ		530 OCEAN AVENUE	
29	14	2 BROO 1175 NEW	KS, CATHERINE P. YORK AVE APT. 1L YORK, NY	10021	528 OCEAN AVENUE	
29	15	2 HOUR 526 SEA	IHAN, JAMES W. & MAUI OCEAN AVENUE BRIGHT, NJ	REEN A. 07760	526 OCEAN AVENUE	16
29	23	2 SBTZ 265 GLEN	L, LLC FOREST AVENUE RIDGE, NJ		48 NORMANDIE PLACE	23,01
29	24	2 KHAC 29A HOLM	HATURIAN, KATHLEEN CA DORA LANE DEL, NJ	AROL 07733	41 NORMANDIE PLACE	24.01
29	25	2 SALZ 45 N SEA	ANO, JOHN ORMANDIE PLACE BRIGHT, NJ	07760	45 NORMANDIE PLACE	25.01
29 2	26	2 MOHR 43 N SEA	, BARRY & SAUNDRA ORMANDIE PLACE BRIGHT, NJ	07760	43 NORMANDIE PLACE	26.01
29 2	27	SEA N	, BRIAN & VICKI ORMANDIE PLACE BRIGHT, NJ		46 NORMANDIE PLACE	
29 2	28	15F SMIT 50 N SEA	ORMANDIE PLACE	07760	50 NORMANDIE PLACE	



Wall, NJ 07719

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instru

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