

1500 LAWRENCE AVENUE CN7807 OCEAN, NEW JERSEY 07712 732-922-1000 732-922-6161 (FAX)

365 RIFLE CAMP ROAD WOODLAND PARK, NEW JERSEY 07424 973-247-9000 973-247-9199 (FAX)

214 CARNEGIE CENTER SUITE 112 PRINCETON, NEW JERSEY 08540 609-751-5551

1177 AVENUE OF THE AMERICAS 5TH FLOOR NEW YORK, NY 10036 800-569-3886

41 UNIVERSITY DRIVE SUITE 400 NEWTOWN, PENNSYLVANIA 18940 267-757-8792

website: ansell.law

JAMES G. AARON ALLISON ANSELL ♦ † BRIAN E. ANSELL # MITCHELL J. ANSELL MICHAEL V. BENEDETTO RICK BRODSKY 4 DAVID J. BYRNE a PETER S. FALVO, JR. PETER B. GRIMM ROBERTA. HONECKER, JR. □ § JASON S. KLEIN + JENNIFER S. KRIMKO DONNA L MAUL . MELANIE J. SCROBLE LAWRENCE H. SHAPIRO + a DAVID B. ZOLOTOROFE

FDWARD J AHFARN BRIAN J. ASHNAULT KELSEY M. BARBER NICOLE A. BENIS ELYSA D. BERGENFELD KRISTINE M. BERGMAN a GABRIEL R. BLUM ◆ HILLARY H. BRYCE a BARRY M. CAPP ♦ Δ ALFRED M. CASO KEVIN M. CLARK ANTHONY J. D'ARTIGLIO + LAYNE A. FELDMAN . CRAIG D. GOTTILLA + 11 RICHARDA, L'ALTRELLI + NICOLE D. MILLER . . LEIGH T. OLIVER SETH M. ROSENSTEIN + D ANTHONY SANGO

COURTNEY R. SAUER JONATHAN D. SHERMAN CAROL J. TRUSS TARA K. WALSH + ANDREA B. WHITE + •

COUNSEL,
HON. ANTHONY J. MELLACI, JR., J.S.C. (RET)
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ROY W. HIBBERD ∆ Y
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IN MEMORIAM LEON ANSCHELEWITZ (1929-1986) MAX M. BARR (1929-1993) MILTON M. ABRAMOFF (1935-2004) DAVID K. ANSELL (1962-2019) ROBERT I. ANSELL (1965-2022) RICHARD B. ANSELL (1968-2021) LICENSED ALSO IN: ∆ D.C. ♦ MASS. ♦ N.Y. □ PENN. VCALIF.

† FELLOW, AMERICAN ACADEMY OF MATRIMONIAL

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February 6, 2024

### Via e-mail and UPS Next Day Air

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 hesitate to contact me if you have any questions.

Very truly yours,

RICK BRODSKY A 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

098495.000000 8798678v1

### **AFFIDAVIT OF PUBLICATION**

Order Number: 9794595

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 swom, deposeth and saith that the advertisement of which the annexed is a true copy, has been published in said newspaper in the issue:

02/02/2024

Legal Cleri

Notary 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 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:

#### **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 5.8 feet existing and 9.8 feet proposed, where 25 feet is required;
- (iv) minimum each side yard setback of 3.74 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 ±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 31.5 feet existing and 38 feet proposed, where 33 feet is permitted (based on undersized lot width height reduction) "d" variance required;
- (ix) Building height of 2 stories existing and 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, February 13, 2024 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 www.seabrightnj.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 Attorneys for Applicant

By:

RICK BRODSKY, ESQ.

Dated: January 30, 2024

(\$57.20)

S

#### 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	)

ALISON H. NEARY, of full age, being duly sworn according to law, upon her oath, deposes and says:

- 1. I am a Legal Assistant with the firm of Ansell Grimm & Aaron, PC.
- 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.
- On February 2, 2024, 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.

Sworn to and subscribed before me this of Holary, 2024

A Notary Public of New Jersey

(Sign, stamp, seal and commission expiration date)

MARIA K. WYCKOFF NOTARY PUBLIC OF NEW JERSEY Commission # 50150113 My Commission Explose 1/28/2026

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

(732) 922-1000



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# BOROUGH OF SEA BRIGHT MONMOUTH COUNTY, NEW JERSEY

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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.

ANSILL GRIMM & A. Attorneys for Applicant

Bw.

RICK BRODSKY, ESQ.

RQN. PC

Dated: January 30, 2024



# 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:

0		
V	Borough of Sea Bright 1099 Ocean Avenue	State of New Jersey (for State Hwy 36)
		Commissioner, Department of Transportation
	Sea Bright, NJ 07760	1035 Parkway Avenue
		P.O. Box 600
		Trenton, NJ 08625
	,	
1/	Comeast	State of New Jersey (for Coastal Waters)
	Comcast Center	Division of Coastal Resources
	1701 John F Kennedy Blvd.	P.O. Box 401
	Philadelphia, PA 19103	Trenton, NJ 08625
	,	/
V	New Jersey American Water Company	Two Rivers Water Reclamation Authority
	661 Shrewsbury Avenue	1 Highland Avenue
	Shrewsbury, NJ 07702	Monmouth Beach, NJ 07750
	/	/
V	New Jersey Natural Gas Company	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	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 27	LOT 6	QUAL	CLA 2	PROPERTY CANNER  LARGEY, THOMAS P & JOAN C PO BOX BO2 NEW MONMOUTH, NJ 07748	PROPERTY LOCATION 14 WILLOW WAY	Add'  Lots
27	7.01		1	TATELMAN, MICHAEL S&VICKI A, TRUSTEES 6 WILLOW WAY SEA BRIGHT, NJ 07760	6 WILLOW WAY	
28	1		2	HALL SCOTT & BUSSON, INGRID 58 PIERREPOINT ST 3 BROOKLYN, NY 11201	556 OCEAN AVENUE	
28	2		2	F552 OCEAN AVENUE, LLC PO BOX 4112 RIVER EDGE, NJ 07661	552 OCEAN AVENUE	
28	3		2	JANAZZO, DAVID & SUSAN 174 OCEAN AVENUE UNIT 32 SEA BRIGHT, NJ 07760	3 WILLOW WAY	
28	4		2	WILLOW AYENUE, LLC 2 DEPOT PLAZA, SUITE 403 BEDFORD HILLS, NY 10507	5 WILLOW WAY	
28	5		2	WILLOW AYENUE, LLC 2 DEPOT PLAZA, SUITE 403 BEDFORD HILLS, NY 10507	5 BELLEVUE PLACE	
28	7		2	WELTY, MICHAEL D. & SARAH D. 49 BELLEVUE PLACE SEA BRIGHT, NJ 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, CHRISTINA 1806 PARK AVENUE WEEHAWKEN, NJ 07086	4 ATLANTIC WAY	9.01
28	10,01		1	MEYERS DAVID & WALKER, CHRISTINA 1806 PARK AVENUE WEEHAWKEN, NJ 07086	548 OCEAN AVENUE	
28	10,02		2	MEYERS DAVID & WALKER, CHRISTINA 1806 PARK AVENUE WEEHAWKEN, NJ 07086	6 ATLANTIC WAY	
29	1		2	SB OCEAN HOUSE, LLC 2954 TINCUP CIRCLE BOULDER, CO B0305	536 OCEAN AVENUE	
29	3		2	FARRELL, JOHN M & PATRICIA A 110 GLEN VALLEY ROAD YARDLEY, PA 19067	15 ATLANTIC WAY	
29	4		2	VIGGIANO, THOMAS M. & LAURA 25 LITTLE BROOK ROAD WILTON, CT 06897	13 ATLANTIC WAY.	
29	5		2	MC CAULEY, THERESA & JOHN F 11 ATLANTIC WAY SEA BRIGHT, NJ 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 & CRISTIN 5 ATLANTIC WAY SEA BRIGHT, NJ 07760	5 ATLANTIC WAY	Si di
29	9		2	ROBINSON, DANON & HANSSEN, HEATHER 4 TENNIS COURT LANE HUMSON, NJ 07760	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	PROPERTY OWNER PARKER, TIMOTHY J. & NICOLA J. 92-1027 KOIO DR. APT. D KAPOLEI, HI 96707	PROPERTY LOCATION 3 ATLANTIC WAY	Add'l Lots
29	11	2 GRAFSTEIN, ALLEN & MINDY 534 OCEAN AVENUE SEA BRIGHT, NJ 07760	534 OCEAN AVENUE	
29	12	2 LEPIS, JOSEPH JR & SARAH 532 OCEAN AVENUE SEA BRIGHT, NJ 07760	532 OCEAN AVENUE	
29	13	2 MYERS, SAMUEL 530 OCEAN AVENUE SEA BRIGHT, NJ 07760	530 OCEAN AVENUE	
29 .	14	2 BROOKS, CATHERINE P. 1175 YORK AVE APT. 1L NEW YORK, NY 10021	528 OCEAN AVENUE	
29	15	HOURIHAN, JAMES W. & MAUREEN A. 526 OCEAN AVENUE SEA BRIGHT, NJ 07760	526 OCEAN AVENUE	16
29	23	2 1 SBTZL, LLC 265 FOREST AVENUE GLEN RIDGE, NJ 07028	48 NORMANDIE PLACE	23.01
29	24	2 KHACHATURIAN, KATHLEEN CAROL 29A DORA LANE HOLMDEL, NJ 07733	41 NORMANDIE PLACE	24.01
29	25	2 SALZANO, JOHN 45 NORMANDIE PLACE SEA BRIGHT, NJ 07760	45 NORMANDIE PLACE	25.01
29	26	MOHR, BARRY & SAUNDRA 43 NORMANDIE PLACE SEA BRIGHT, NJ 07760	43 NORMANDIE PLACE	26.01
29	27	HART, BRIAN & VICKI 46 NORMANDIE PLACE SEA BRIGHT, NJ 07760	46 NORMANDIE PLACE	
29	28	15FF SMITH, MARTIN V & LINDA 50 NORMANDIE PLACE SEA BRIGHT, NJ 07760	50 NORMANDIE PLACE	





















Via Certified Mail

Freehold, NJ 07728

Street and Api 1 East Main Street

City, State, Zif-

Monmouth County Planning Board

Hall of Records Annex - 2nd Floor





















