

**RESOLUTION OF MEMORIALIZATION OF THE LITTLE EGG HARBOR
TOWNSHIP BOARD OF ADJUSTMENT**

**RESOLUTION NO.: 2021-11
VARIANCE APPLICATION NO.: 2020-12**

RE: DICAMILLO, DAVID AND KIM
BLOCK 325.50, LOT 73
20 Lake Michigan Drive
Application for Bulk Variance

WHEREAS, DAVID AND KIM DiCAMILLO, whose mailing address is be 20 Lake Michigan Drive, Little Egg Harbor, New Jersey 08087, has applied for relief pursuant to N.J.S.A. 40:55D-70(c) affecting premises located at Block 325.50, Lot 73, as shown on the Tax Map of the Township of Little Egg Harbor and otherwise known as 20 Michigan Drive, Little Egg Harbor, New Jersey; and

WHEREAS, a public hearing was held on said application on March 10, 2021, in the Municipal Building of the Township of Little Egg Harbor and testimony was presented on behalf of the applicant and all interested parties having been heard; and

WHEREAS, said Board having considered said application and testimony of the applicant, makes the following findings:

1. The application is deemed complete pursuant to the applicable provisions of the Little Egg Harbor Township Zoning Ordinance.

2. The property in question(PIQ) is located on the west side of Lake Michigan Drive on the lagoon. Of the 0.11 acre (5,000 sf) site, 4,745 sf is upland property and 255 sf is located within the water. The site is currently improved with a 1 story single family dwelling with a porch, stairs, landing and asphalt driveway in front of the dwelling, and a wood deck, stairs,

vinyl fence, bulkhead and docks at the rear of the dwelling. The Applicant is proposing to construct an 11 ft x 22 ft in-ground pool. An in-ground pool is a permitted accessory use.

The applicant requires the following variance:

A. Minimum Accessory Structure Setback to the Bulkhead §15-4.14F(1)(d); whereas 15 ft. is required and 10 ft. is provided .

Applicant requests no other bulk variances or waivers.

3. The Applicant was represented by Richard M. Kitrick, Esquire

4. The Applicant testified that there would be no detriment to the surrounding community by the granting of this variance relief which would, in applicant's opinion, constitute a benefit to the neighborhood without being inconsistent with the zone plan and zoning ordinances.

5. The Applicant testified that the existing bulkhead tie back system can be replaced with a helical tie back system, which can be installed at an angle and distance which shall not interfere with the new pool.

6. Based upon the foregoing evidence, the Board makes the following findings:

A. The applicant has demonstrated that the requested variance relief may be granted without substantial detriment to the public good and without substantially impairing the intent and purpose of the zone plan or Zoning Ordinances of the Township of Little Egg Harbor.

NOW, THEREFORE, BE IT RESOLVED, by the said Board that on this 14th day of April, 2021, based upon the findings herein above stated, the application is hereby granted subject to the following conditions, together with all stipulations of the applicant:

1. The applicant shall strictly adhere to the representations, plans and exhibits submitted with regard to the proposed development of the subject property and should further comply in all respects with the technical review letter as prepared by the Little Egg Harbor Township Zoning Board of Adjustment Engineer dated December 30, 2020, a copy of which is annexed hereto and made a part hereof.

2. The Applicant is granted the following variances:

A. Minimum Accessory Structure Setback to the Bulkhead §15-4.14F(1)(d): whereas 15 ft. is required and 10 ft. is provided.

3. Applicant testified that the grade of the property is not being changed in any way that might cause additional run-off from the property onto neighboring properties

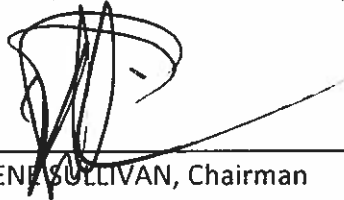
4. Applicant shall provide a CAFRA permit should same be required.

5. The Little Egg Harbor Township Building Department shall be provided with all necessary soil borings and structural calculations to evaluate the condition of the existing bulkhead and need for helical piles.

6. The applicant shall further reimburse the Little Egg Harbor Township Zoning Board of Adjustment for all professional fees expended with regard to this application within thirty (30) days from the date of memorialization of this Resolution or any approvals granted herein shall automatically become null and void.

7. The applicant shall further secure any and all other necessary applications, permits or approvals and post any surety bonds that may be required by any other governmental agency.

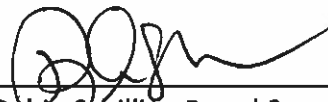
8. The applicant shall resubmit this entire proposal should there be any substantial deviation from this Resolution or the submitted plans, documents, or oral representations made by this applicant.



EUGENE SULLIVAN, Chairman
Little Egg Harbor Zoning Board of Adjustment

CERTIFICATION

The foregoing is a true copy of a memorializing resolution by said Board at its meeting of March 10, 2021 as copied from the minutes of said meeting.



Robin Schilling, Board Secretary
Little Egg Harbor Zoning Board of
Adjustment