

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

**RESOLUTION NO. 2018-10
INTERPRETATION OF USE APPLICATION NO. 2018-01**

RE: OMM, LLC
Block 63, Lot 4/Scenic gateway Overlay Zone
Interpretation of Use Application

WHEREAS, OMM, LLC, whose mailing address is 272 Stafford Forge Road, West Creek, New Jersey, has applied for an interpretation of a use pursuant to Little Egg Harbor Land Use and Development Regulations, affecting premises located at Block 63, Lot 24, on the Tax Map of the Township of Little Egg Harbor and otherwise known as 1500 Route 539, Little Egg Harbor, New Jersey; and

WHEREAS, a public hearing was held on said application on February 14, 2018, in the Municipal Building of the Township of Little Egg Harbor and testimony and exhibits were presented on behalf of the applicant and all interested parties having been heard; and

WHEREAS, said Board having considered said application, testimony and exhibits submitted and inspection of the site, if any, makes the following findings:

1. The property in question is located at 1500 Route 539, Little Egg Harbor, New Jersey 08087 and is located in the Scenic Gateway Overlay Zone. The 56,680.9 square foot site presently has a 5,000 sq. ft. steel building on the property.
2. The Applicant is requesting interpretation of zoning ordinance as it relates to the operation of a dog training business. Presently there is no use ordinance that specifically permits or prohibits said use.
3. The applicant was represented by Robert E. Rue, Esquire.

4. The applicant provided testimony that she owns the premises and has been making repairs. The use requested would operate out of the back one-half of the building since there already exists a bindery business in the front one-half. Applicant further testified that no additional plumbing would be added and there would not be any living quarters. She further stated that the hours of operation would be between 7 A.M. to 7 P.M.

5. Rebecca Shultis provided testimony that she would be the operator and business owner of Lucky Dog Pet Services. She has been operating this type of business for nine years. Her business involves obedience training. Part of this training involves young dogs or puppies. Rebecca Shultis first evaluates the dog. She does not engage in attack or defense training. Dog owners may be with their dog for training sessions. She states that all training would be conducted indoors and no more than two to three dogs at a time. She further testified that most of the training is done with one dog at a time.

6. George Lange of the Public spoke in favor of this use.

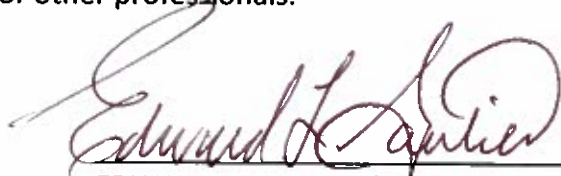
7. No other members of the public offered testimony with regard to the application.

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

A. The use of the facility as a dog training center is a permitted use under the Township Ordinance.

NOW, THEREFORE, BE IT RESOLVED, by the said Board that on this 14th day of March, 2018, based upon the findings herein above stated, the Board finds that said use is an appropriate use under the ordinance and applicant stipulated and agreed to the following conditions:

1. There shall be no sale or resale of items.
2. No attack/defense dog training shall take place in the business.
3. No living quarters are to be located in the business.
4. 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.
5. 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.
6. 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 his attorneys or other professionals.


EDWARD GAUTIER, Chairman
Little Egg Harbor Zoning Board of Adjustment

CERTIFICATION

The foregoing is a true copy of a memorializing resolution by said Board at its meetings of February 14, 2018 as copied from the minutes of said meetings.


ROBIN SCHILLING, Board Secretary
Little Egg Harbor Zoning Board of Adjustment