

**RESOLUTION OF THE LITTLE EGG HARBOR
TOWNSHIP BOARD OF ADJUSTMENT
DENYING THE APPLICATION FOR BULK VARIANCE**

**RESOLUTION NO.: 2022-13
VARIANCE APPLICATION NO.: 2022-07**

**RE: D'ARTAGNAN, WAYNE, SR.
BLOCK 325.106, LOT 34
129 EAST HUDSON DRIVE
Application for Bulk Variance**

WHEREAS, WAYNE D'ARTAGNAN, SR., whose mailing address is 9 Hamid Court, Hamilton, New Jersey 08619, has applied for relief pursuant to N.J.S.A. 40:55D-70(c) affecting premises located at Block 325.106, Lot 34, as shown on the Tax Map of the Township of Little Egg Harbor and otherwise known as 129 East Hudson Drive, Little Egg Harbor, New Jersey; and

WHEREAS, a public hearing was held on said application on July 13, 2022 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 property is owned by Wayne D'Artagnan, Sr.
2. The subject property is located on the north side of East Hudson Drive on the lagoon. The entire 0.114 acre (5,000 sf) site is upland property. The site is currently developed with an existing 1 story single family dwelling with a concrete driveway, rear porch and shed. The Applicant seeks variance relief to allow the raising of the existing dwelling and addition of a proposed rear deck.
3. The applicant requires the following variances:

A. Maximum building coverage: whereas 30% required – 36.4% is existing and 42% is provided.

B. Rear Yard Setback for Accessory Use (Proposed Deck): whereas 15 ft is required and 8.5 ft is provided.

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 was represented by Richard Visotcky, Esquire appearing on behalf of the Applicant.

6. Brian Reilly and James Quinlan from the public testified in opposition to the Applicant' request.

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

A. The Board finds that the applicant has not proven any hardship, and further finds that granting of the requested variance relief would substantially block site lines, air and space of neighbors and the property would be out of character of the neighborhood


NOW THEREFORE, BE IT RESOLVED, by the said Board that on this 10th day of August, 2022, based upon the findings herein above stated, the application is hereby denied.



Greg Leszega, Vice-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 July 13, 2022, as copied from the minutes of said meeting.



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