Ben R. Cascio

Attorney at Law

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April 14, 2023

HAND DELIVERED

Oakland Planning Board Municipal Plaza Oakland, NJ 07436

Attn: Mariela Castro

Re: POULA, LLC.

445 Ramapo Valley Road, Block 4508, Lot 2 & 3

Dear Ms. Castro:

This firm represents Poula, LLC. regarding the attached application for Site Plan Approval and related Variances, which was previously granted on May 14, 2019. Construction did not commence within the one-year limitation and therefore the approval expired. Therefore, please find enclosed <u>twenty (20) collated copies of the Application, including the following Attachments, Documents and Plans</u>;

- 1) Architectural Rendering;
- 2) Statement of Facts and Narrative;
- 3) Application Checklist;
- 4) Borough of Oakland Licensing Agreement for Lot 3;
- 5) Resolution of Use Variance and Site Plan Approval dated May 14, 2019;
- 6) Certification of payment of taxes from the Township Tax Collector;
- 7) Site Plan prepared by Weisman Engineering dated March 18, 2018;
- Landscape Plan prepared by Meumann Associates, LLC dated September 7, 2018, revised October 25, 2018;

POULA, LLC

445 Ramapo Valley Road Page 2

- 9) Architectural Plan prepared by Fred Klenk, AIA dated February 5, 2018, revised September 16, 2019;
- 10) One (1) copy of the Property Owner's List;
- 11) One (1) copy of proposed Notice to Property Owners;
- 12) The following checks made payable to the Borough of Oakland under the provisions of the Oakland Fee Ordinance, 59-13:
 - a) \$ 350.00 for Application and Variance filing fee;
 - b) \$2,500.00 for professional escrow;

Please note that a PDF File of all of the above is also being submitted herewith. Would you kindly advise when this matter is deemed complete and may be scheduled for public hearing. If you have any questions or require anything further, please do not hesitate to contact me.

Very truly yours,

Ben R. Cascio

BRC/cbh

Encls.

cc: Poula, LLC.

Weisman Engineering

BOROUGH OF OAKLAND BERGEN COUNTY, NEW JERSEY

BERGEN COUNTY, NEW JERSEY			Date Received	
LAND DEVELOPMENT APPLICATION			Fee Submitted	
			Jurisdiction Date	
Date _			Complete Date	
			Decision Date by	
	: APPLICATION SETS MU ITTED IN PACKET FORM		Board Action	
			FOR OFFICIAL USE ONLY	
	dersigned, as Applicant/Owner h of Oakland for (check all tha	of the subject property identified herein l t apply)	nereby makes application to the	
X New A	Application	Major Subdivision Preliminary	X Major Site Plan Preliminar	
X Amen	dment to prior approval	Major Subdivision Final	X Major Site Plan Final	
Conce	pt Plan (PB only)	General Development Plan	Conditional Use	
Minor	Subdivision	Minor Site Plan	Soil Moving.	
	Indicate Relie	f to be Requested in Conjunction with	this Application	
Use Va	riance (N.J.S.A. 40:55D-70.d)	X Bulk Variance(s) (N.J.S.A.40:55D)-70.c)	
RSIS E	Exception (N.J.A.C. 5: 21-3.2)	Design Standard Waiver(s)	Environmental Protection Waiver	
a. b.		LLEY ROAD, OAKLAND, NJ 07436		
c.	Telephone (include fax numb	per if desired): (Phone) 201-337-5558	(Fax) 201-337-5588	
d.	Applicant is a: (check applied	cable status)		
	Corporation Partnership Individual (s)X_LLC			
e.		or a partnership, please list the names and ation or partnership on a separate sheet a		
f.	Relationship of applicant to p	property (check applicable status):		
	X_ Owner	Purchaser under contract X* L	essee	
	Other (please specify): *Applicant owns Lot 2 and with regard to Lot 3, has a license agreement with the Borough of Oakland			
g.	If applicant is represented by	an attorney:		
	Name: Ben R. Cascio, Esq.			
	Address: 684 Route 208, Fra	nklin Lakes, NJ 07417		
	Telephone: 201-848-7811	Fax: 201-848-9174		
h.	Preparation of Plans by:			
	Name: Weissman Engineerin	g Co., P.C.		
	Address: 686 Godwin Avenu	e, Midland Park, NJ 07432		
	Tel: (201)-445-2799	Fax: (201)-445-(0483	

Application No.

2. PROPERTY INFORMATION

a.	Sueet address 445 RAMAPO VALLEY ROAD
b.	Tax Map Block(s) <u>4508</u> Lot (s) <u>2 & 3</u>
c.	Zone District <u>CB-11 (AHO)</u>
d.	Existing Use of Property Lot 2: Prior real estate office and computer store on 1st floor and residentia units on 2nd floor - Now Vacant; Lot 3: Vacant.
e.	Please list prior applications or municipal actions regarding this property:
See	Attached: Use Variance and Site Plan Approval for Restaurant, dated 1/13/05; AND
Use	Variance and Site Plan Approval to construct Mixed Use Commercial / Residential Building, dated
5/14	4/19.
f.	Property is located (check applicable status):
	Within 200 feet of another municipality X Adjacent to a State Highway.
<u>X</u>	Adjacent to an existing or proposed County Road Adjacent to other County land.
Not	e: If any category is checked, notification concerning this application to the appropriate agency is uired.
g. :	Property has public sanitary sewer access available? Yes / No. If not, what solution is proposed to handle sanitary waste. Septic
	TURE OF APPLICATION: (check where appropriate)
	Minor Subdivision/ Major Subdivision:
	(1) Indicate total tract size:acres
	(2) Proposed number of lots:
b.	X Residential Development (clearly detail proposed use of property):
Con	tinued Mixed Use Structure: First floor - Commercial/Retail; Second floor Residential
c.	X Non-Residential Development (clearly detail proposed use of property):
_Co	ntinued Mixed Use Structure: First floor Commercial/Retail; Second floor Residential
d.	Contemplated form of ownership (check all that apply):
	X Fee simple Condominium Cooperative X_ Lease (Lot 3) re there any existing Deed Restrictions?X_ No Yes (attach copy of restriction)
	re there any proposed Deed Restrictions? X No Yes (attach copy of restriction)
	List exhibits accompanying this application: (attach separate sheet if necessary)
	Applicant's Statement of Facts, Narrative and accompanying Plans
	Resolution of Use Variance and Site Plan approval dated 05/14/19
	Borough of Oakland Licensing Agreement for Lot 3.
	dicate if this is a bifurcated use variance application:yesXno
omp	s, note that any approval, if granted by the Board of Adjustment, shall be conditioned upon submittal of a pleted site plan application being submitted to the Board of Adjustment for approval (N.J.S.A. 40:55D-76).

4.	Bo	ARIANCE (S) REQUESTED: If this brough of Oakland Zoning Ordinance implete the section below requesting states.	for a use permitted in the Zone i	n which the	property is located
	Se	ection	Required		Proposed
	_59	0-47 (Sched. A): min. side/rear yard	25ft		20ft.
	<u>59</u> .	-47 (Sched. A) max. imp. cov.	55%		64.4%
	<u>59</u> .	-47 (D): accessory structure	yards free from structure		dumpster
	<u>59</u> -	-61F(9): parking spaces	27 spaces		22 spaces
5.	SP	ECIFIC DESIGN WAIVER (s) REL	IEF REQUESTED		
	Sec	<u>ction</u>	Required		Proposed
6. 5	SPE	CIFIC RELIEF REQUESTED			
fact app	app tual lical	f is requested in connection with this blication and outlined above, attach h basis, legal theory, and whether they ble will result in your application bei HER INFORMATION REQUIRED Attach completed checklist. Attach certification of payment of the solution of the solution and	ereto a separate exhibit(s) for each have been previously granted. Fing deemed incomplete. (SEE AT	ch category of ailure to sup Trached)	of relief sought, stating the
	c.	Attach any other government appropermits, NJDOT permits, Bergen C	vals if received in connection wi county Approvals etc.	th this appli	cation such as NJDEP
8. 3	VER	LIFICATION AND AUTHORIZATI	ON		
	a.	Applicant's Statement: I hereby ce statements and information contain best of my knowledge, true and acc	ed in the papers submitted in con	ade by me a nection with	nd the n this application are, to the
			man man of frances		-//
		Applicant's Signature Sherif B	ékhet, Managing Member, POUI	LA LLC.	3/31/23 Date
	b.	Owner's Statement: I, the undersig hereby consent to the making of thi to the inspection of this property in agency.	ned, being the owner of the propose application and the approval of	erty describe	ibmitted. I further consent
			1-1-		3/3//12
		Owner's Signature Sherif B	ekhet, Managing Member, POUL	LA LLC.	Date
		Sworn and Subscribed to before me			
		31 day of March,	2023 (Year)		
		Ben R. Cascio Attorney at Law of New Jersey	(Notary)		



GATEWAY @ OAKLAND

7. RELIEF REQUESTED & REASONS TO GRANT

Poula, LLC. is the record owner of 445 Ramapo Valley Road, Oakland New Jersey, also known as Block 4508 Lot 2, and licensee of the adjoining Lot 3 owned by the Borough of Oakland, hereinafter jointly referred to as "The Property."

The Property is located on the Southwest corner of Ramapo Valley Road and Courthouse Place, and adjacent to Route I-287 to the south. Directly behind, to the west, is the Knights of Columbus building, which is the only structure in proximity to the subject site. Lot 2 currently contains an existing (now vacant) 2 story mixed-use building, which has historically been utilized as mixed-use commercial/residential, and when last occupied, contained a real estate office and computer store on the first floor, and residential apartments on the second floor. Lot 3, which is located between the Lot 2 and the Route I-287 South entrance Ramp, is leased from the Borough of Oakland, and is vacant.

The applicant purchased Lot 2 in 2001, and entered into a License Agreement on January 1, 2003, with the Borough of Oakland to use Lot 3 for parking for their proposed development, which was subsequently amended on September 3, 2003, to permit inclusion of the septic system.

Approval for a Restaurant was received on January 13, 2005, but was unable to be built, as State DEP Septic approval could not be obtained because of anticipated sewer service, and the project had to be abandoned.

The current application for a Commercial/Residential mixed-use building, was filed on February 28, 2018, and a new License Agreement for Lot 3 was entered into on July 11, 2018. The applicant proposed to construct a 3,150 sf, two and one-half story mixed-use building containing retail space on the first floor and residential apartments on the second floor, along with appropriate parking. Zoning denial was originally received from the Zoning Code Official on March 1, 2018, requiring a Use Variance, as the proposed construction of a mixed-use (retail/residential) building was not specifically permitted in the B-2 Business Zone. The applicant appeared before the Oakland Board of Adjustment on August 14, 2018; September 11, 2018; October 9, 2018; November 13, 2018; December 12, 2018; January 8, 2019; and received Use Variance and Site Plan approval on March 12, 2019. The Resolution was adopted on May 14, 2019.

According to the Oakland Code construction must commence within one year of approval, however, the applicant was unable to do so within that period of time because of financial and COVID constraints. Therefore, the approval has lapsed, and the applicant is now required to reapply.

Ironically, during the interim, Oakland Code 59-53 was revised to amend the Zone designation to CBD-II (AHO) Zone which now permits the combined commercial/residential use proposed and approved. Therefore, a Use Variance is no longer necessary and the applicant is now only requesting Site Plan approval, with the following variances, which were all previously approved:

<u>Variances Requested</u> - N.J.S.A. 40:55D-70 (c):

	•	Required	Proposed	Variance
a)	Max. Impervious Coverage	55%	66.4%	11.4%
b)	Front Yard Setback	10ft.	8ft.	2ft.
c)	Side Yard Setback	10ft	5ft	5ft
d)	Parking Spaces	27 spaces	22 spaces	5 spaces

e) Accessory Structure not permitted in front yard - Dumpster

Requirements for "C" Variance: Pursuant to N.J.S.A. 40:55D-70c(1), the Board may grant a variance to allow departure from regulations "where (a) by reason of exceptional narrowness, shallowness or shape of a specific piece of property, or (b) by exceptional topographic conditions or physical features uniquely affecting a specific property, or (c) by reason of an extraordinary and exceptional situation uniquely affecting a specific piece of property or the structures lawfully existing thereon, the strict application of any regulation would result in peculiar and exceptional practical difficulties to, or exceptional and undue hardship upon, the developer of the property, a variance from such strict application of such regulation so as to relieve such difficulties or hardships." Furthermore, pursuant to N.J.S.A. 40:550-70c(2), "where in an application or appeal relating to a specific piece of property, the purposes of this act would be advanced by a deviation from the zoning ordinance requirements and the benefits of the deviation would substantially outweigh any detriment, grant a variance to allow departure from regulations pursuant to article 8 of this act." This is commonly known as the "Flexible "C" Variance."

Applicant's "C" Variance Justification: The Bulk Variances the Applicant is seeking are de minimus in nature. The applicant is requesting a variance for 4 parking spaces, providing 22 spaces where 27 are required. However, due to the physical features uniquely affecting a specific property, namely the shape and narrowness, the strict application of the parking space ordinance would result in peculiar and exceptional practical difficulties to, or exceptional and undue hardship upon, the applicant. Similarly, with regard to total coverage, albeit a very small variance is sought, the applicant is limited and encumbered by the narrowness of the property and, further, is seeking to utilize the property in the most efficient way. The applicant has also sought and received approval of the Borough of Oakland to lease and utilize Lot 3.

The variance for the rear yard setback is necessary by virtue of the fact that the front of the property sits on a very busy county road (Ramapo Valley Road), which also serves as an exit for I-287, and the south side of the property shares a boundary with I-287 entrance ramp. As such, moving the structure forward in order to adhere to the permissible rear yard setback is not feasible for safety, noise & aesthetic reasons, and therefore an accommodation must be made in the front to provide the necessary parking spaces, similar to the other commercial buildings in the area. If the structure were to be moved forward it would not be in conformance with the surrounding front setbacks, and those of similar uses along Ramapo Valley Road.

Consequently, due to the location of the property and its proximity to major highways, and due to the fact that the property itself is very uniquely narrow and located on a corner, compounded with the fact that the variances sought are de minimus in nature, "C" Variances are appropriate and justified. Moreover, the purposes of the local Zoning Act and Zoning Map would be advanced by a deviation from the zoning ordinance requirements as applicable to the property; the benefits of the deviation would substantially outweigh any detriment, thereby justifying the variances requested.

OAK - _____

PLANNING BOARD BOROUGH OF OAKLAND DETERMINATION OF COMPLETENESS CHECKLIST SITE PLAN

rojec	t Title POULA, LLO	2 - 51	TES	PLAI	V
ot, Blo		DUK			
Oocket	t NO.				
	ITEM	YES	NO	N/A	COMMENTS
(1)	Site plan drawn to a scale of not more than 1"=50', unless permitted by Board.	×			
(2)	Signed and sealed statement of certifications by both N. J. registered professional Engineer and Land Surveyor, as to the accuracy of the site plan and topographical map.	×			
(2)				8	
(3)	Name and title of applicant, owner and plan preparer.	X			
(4)	Approval block bearing titles of Chairman and Secretary of Planning Board and the Borough Engineer.	<u>X</u>		_	
(5)	Lot, Block, and Tax Map Sheet Numbers,	<u>x</u>			
(6)	Date, scale and north arrow.	X			
(7)	Zone Boundaries of adjoining properties.	×	-		
(8)	Existing/proposed contours referred to U.S.C.&G.S. datum.	土			
(9)	Location of zoning setback lines and existing man-made or natural features.		_	-	
(10	D) Existing/proposed signage and lighting detail and location.	X	_		

YES

NO

ITEM

N/A

COMMENTS

ITEM	YES	NO	N/A	COMMENTS
(35)Locate area on National Wetlands Inventory Map.			X	
(36)Submittal of variance application.	X		_	
 (37) Residential Cluster (i.e. Townhouses): a) The amount and location of common open space to be provided. b) The location and description of any common facilities to be provided. 	_	_	_	
Name and responsibilities of the homeowner association if applicable.			_	
 (38) Final Site Plan: in addition to the aforesaid requirements, show or include the following: - Final contours of site (100) feet of same at two (2) foot intervals. - Final Elevations at the corners of all proposed buildings and paved areas and at property 	_	-	_	
corners. - Floor Plan and elevation drawings of the proposed building bearing the seal and signature of preparing architect. - Landscaping Plan and Planting Schedule.		_	_	
Note: Corporation making application MUS Meetings.	T be repr	esented	by Couns	sel at any Planning Board
NOTICE TO UTILITIES Chapter 245 of the MLUL was amended to recomajor subdivisions be given to all public utility possessing rights-of-way or easements within hearing.	es and ca	ble telev	ision con	npanies owning land or
ADDITIONAL COMMENTS				



Borough of Oakland Bergen County, New Jersey

Resolution 18-261

Authorize License Agreement-Poula, LLC

WHEREAS, Poula, LLC is the owner of a certain parcel of land identified as Block 4508, Lot 2 in the Borough of Oakland, commonly known as 445 Ramapo Valley Road; and

WHEREAS, the property owners have requested the use of a portion of the property owned by the Borough of Oakland known as Block 2508, Lot 3 for the purpose of parking of vehicles; and

WHEREAS, Poula, LLC desires to enter into a License Agreement with the Borough of Oakland for use of a portion of Block 2508, Lot 3; and

WHEREAS, the Mayor and Council of the Borough of Oakland has determined that it is in the best interests of the Borough to accept this License Agreement in order to resolve this matter and to authorize the execution of the License Agreement.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Oakland as follows:

- The Mayor and Borough Clerk are authorized to execute the License Agreement in the form annexed to this Resolution.
- Certified copies of this Resolution shall be provided to the Ben Cascio, attorney for Poula, LLC, Richard Kunze, Administrator and Brian M. Chewcaskie, Borough Attorney.

ATTEST:

LIVA M. DUNCAN, BOROUGH CLERK

Date Adopted: July 11, 2018

	Motion	Second	Ayes	Nays	Abstain	Absent
Biale			1	1112)0	rostan	AUSCIL
Knapp			/		 	-
Kulmala					1	/
Levy		1	/	-	-	-
Pignatelli			1		 	
Talamini				+	-	/
Mayor				+		-
Schwager						

This is to certify that this is a true copy as adopted by the Mayor and Council of the Borough of Oakland at a meeting

Borough Clerk

LICENSE AGREEMENT

Agreement made effective as of January 1, 2018 by and between BOROUGH OF OAKLAND, Municipal Plaza, Oakland, New Jersey, hereinafter referred to as Licensor and POULA, LLC d/b/a Amore Café, located at 445 Ramapo Valley Road, Oakland, New Jersey, hereinafter referred to as Licensee

In consideration of the mutual promises contained in this agreement, the parties agree as follows:

SECTION ONE GRANT OF LICENSE; DESCRIPTION OF PREMISES

Licensor hereby gives to Licensee a license to use, for parking of vehicles purposes only, that certain portion of its property known as Block 2508, Lot 3, in the Borough of Oakland, County of Bergen and State of New Jersey, as shown on a drawing entitled "Preliminary and Final Site Plan for Poula, LLC" prepared by Weissman Engineering Co., P.C., dated March 8, 2017, revised through April 2, 2018, attached and hereby made a part hereof, at the annual charge or compensation of \$3,000.00 per year payable in advance, for an indefinite term beginning September 1, 2018, subject, however, to termination by either party on one (1) month's written notice. If said charge or compensation shall be in arrears or unpaid for ten (10) days after the due date thereof as aforesaid, or if default shall be made in any of the conditions or agreements herein contained on behalf or part of Licensee to be kept or performed, this license shall, at the option of Licensor, terminate ten (10) days after notice of such election shall be sent by mail to Licensee, addressed either to the licensed premises or to any other address known to Licensor.

Commencing January 1, 2020 and each year thereafter, the License Fee shall increase in the amount of two (2%) percent annually.

SECTION TWO

Licensee agrees that the payment of the aforesaid charge or compensation shall not in any way restrict the right of Licensor to terminate this agreement as provided in Section One, nor be construed as establishing any term during which the agreement is to continue.

SECTION THREE LIMITATION TO DESCRIBED PURPOSE

The above described property may be occupied and used by licensee solely and non-exclusively for the parking of vehicles during the operation of its business and for incidental purposes relating to such purpose during the period beginning September 1, 2018 and continuing until this agreement is terminated as provided in this agreement.

SECTION FOUR PAYMENT

The privilege granted by this agreement is for the consideration set forth herein and is revocable at any time by licensor, provided licensor gives at least thirty (30) days written notice prior to the effective date of any such revocation.

SECTION FIVE

Licensee will be responsible for improving, paving, landscaping and maintaining the licensed premises, including, but not limited to snow removal, as well as any other maintenance required by Licensor at no cost to Licensor. Specifically, Licensee shall improve the facility as set forth in that certain concept plan entitled "Preliminary and Final Site Plan for Poula, LLC" prepared by Weissman Engineering Co., P.C., dated March 8, 2017, revised through April 2, 2018, as modified and approved by the Planning Board in accordance with Section Six hereof. Further, the licensee shall install appropriate fencing in order to ensure that the premises are secure at all times.

SECTION SIX PLANNING BOARD APPROVAL

Nothing contained in this License Agreement shall exempt Licensee from obtaining the necessary site plan approval from the Planning Board of the Borough of Oakland within six (6) months of the date of this Agreement. Failure to obtain such Planning Board approval within such period shall give either party the right to terminate this License Agreement as set forth herein.

SECTION SEVEN INDEMNIFICATION

Licensee shall assume all risks of and liability for and shall indemnify, defend, protect and save harmless, and hereby releases Licensor and each and every of its officers, agents, servants and employees, and its successors and assigns, of, from and against any and all liability, losses, injuries, deaths, damages, claims, demands, suits, actions, fees, costs, charges or judgments which may in any manner arise out of, or result from any and all phases of the use and occupancy of the said premises, including the sidewalk, if any, whether occasioned by Licensee, or by any employee, licensee, invitee or agent of Licensee or by Licensor or its employees or any other person or persons. This obligation shall survive the termination of the agreement herein granted.

SECTION EIGHT INSURANCE

The Licensee shall maintain in force the following types of insurance in a company or companies, licensed to be business in the State of New Jersey acceptable to the BOROUGH OF OAKLAND.

Workers Compensation – Coverage is to comply with New Jersey Statutes and include coverage for Proprietors, Partners and/or Evecutive Officers. Employers Liability limits of \$1,000,000 for each accident/disease each employee required.

Commercial General Liability – Minimum Policy Limits of: \$1,000,000.00 per occurrence / \$2,000,000.00. Aggregate and must include Completed Operations Liability. Policy must be endorsed to evidence the Borough of Oakland as an additional named insured.

Automobile Liability – Minimum policy limit of \$1,000,000.00 combined single limit (CSL) covering all owned, non-owned and hired vehicles.

Umbrella Liability – Minimum policy limit of \$1,000,000.00 per occurrence / \$1,000,000.00 annual aggregate.

Property Insurance – The licensee is required to insure his/her own Property. The Borough of Oakland is not responsible for any property or betterment's associated with said property.

The licensee shall present on an annual basis, evidence of coverage, as stipulated above, through a Certificate of Insurance. The Certificate shall demonstrate the Borough will receive thirty (30) days notification of any material change or cancellation of said policies.

SECTION NINE GOVERNING LAW

It is agreed that this agreement shall be governed by, construed, and enforced in accordance with the laws of the State of New Jersey.

SECTION TEN ENTIRE AGREEMENT

This agreement shall constitute the entire agreement between the parties and any prior understanding or representation of any kind preceding the date of this agreement shall not be binding upon either party to the extent incorporated in this agreement.

SECTION ELEVEN MODIFICATION OF AGREEMENT

Any modification of this agreement or additional obligation assumed by either party in connection with this agreement shall be binding only if evidenced in writing signed by each party or an authorized representative of each party.

SECTION TWELVE NOTICES

Any notice provided for or concerning this agreement shall be in writing and shall be deemed sufficiently given when sent by certified or registered mail if sent to the respective address of each party as set forth at the beginning of this agreement.

SECTION THIRTEEN ASSIGNMENT OF RIGHTS

This rights of each party under this agreement are personal to that party and may not be assigned or transferred to any other person, firm, corporation, or other entity without the prior, express and written consent of the other party.

IN WITNESS WHEREOF, each party to this agreement has caused it to be executed at on the date indicated below.

WITNESS:

JUSA MX Clerk

BOROUGH OF OAKLAND, Licensor

POULA, LLC d/b/a Amore Café



BOARD OF ADJUSTMENT BOROUGH OF OAKLAND COUNTY OF BERGEN, STATE OF NEW JERSEY



WHEREAS, Poula, LLC., having address of 455 Ramapo Valley Road, Oakland, New Jersey 07436, has made application to the Board of Adjustment of the Borough of Oakland seeking variance relief, hereinafter more fully described, from provisions of the Oakland Borough Ordinances, for property ("property" or "subject Property") located at 445 Ramapo Valley Road Oakland, New Jersey, 07436 further identified as Tax Block 4508, Lot 2 (owned) and 3 (licensed), on the Tax Map of the Borough of Oakland, ("Subject Property" or "Property"), in order to utilize the Property and the existing building (with modifications as to each) for redevelopment as a mixed use commercial and residential facility, ("land development application" or "application" or "project"), and

WHEREAS, the Applicant has been represented in this matter by Ben R. Cascio, Esq. of Franklin Lakes, New Jersey, and

WHEREAS, various public hearings were held upon the application on the dates shown below, and the applicant having shown, to the satisfaction of this Board, that proper notice was served upon all interested parties as required by Statute:

Hearing Dates:

- A. August 14, 2018
- B. September 11, 2018
- C. October 9, 2018
- D. November 13, 2018
- E. December 11, 2018
- F. January 8, 2019
- G. March 12, 2019

WHEREAS, notice of the application was given as required by New Jersey Law and at such public hearing(s) the applicant was heard and the opportunity provided for any interested parties or the general public to be heard and various interested parties having come forward to address said application; and

WHEREAS, at such public hearing(s) the Board heard and considered the testimony and evidence presented by the Applicant, together with cross examination of the Applicant's witnesses by the objectors, and the witnesses presented by the objectors and the cross examination of those witnesses by the Applicant, and the evidence

presented by the objectors, the reports, comments and recommendation provided by any applicable government authorities and the testimony and comment by the Board's Professional Engineer and the Board's Professional Planner, and legal argument by the Applicant; and

WHEREAS, the Board having carefully considered the application together with all testimony and evidence presented, and having considered its own local knowledge and having inspected the property and the surrounding neighborhood and having given the public an opportunity to be heard and for good cause shown,

NOW THEREFORE, BE IT RESOLVED that the Board of Adjustment hereby makes the following findings of fact conclusions and of law based upon testimony and evidence presented at the aforesaid hearing.

Preliminary Information

1. The applicant is the owner of the Property

AND COASINITALLY

A

- 2. The Applicant filed its application on or about February 28, 2018; the application was deemed complete on May 1-7, 2018.
- 3. In support of the application, the applicant submitted:

	T
Item	Description
1	Land Development Application dated 2018-02-28
2	Site Plan, prepared by Robert J. Weissman, PE & LS of Weissman Engineering Co., PC of Midland Park, NJ ("Weissman") dated 2018-03-08, revised to 2018-10-23, (one sheet)
3	Existing Conditions Plan by Weissman, dated 2018-03-08, revised to 2018-04-02, (one sheet)
. 4	Soil Erosion & Sediment Control Plan prepared by Weissman, dated 2018-03-08, no revisions, (one sheet)
5	Details sheet prepared by Weissman, dated 2018-03-08, no revisions, (one sheet)
6	Lighting Plan prepared by Weissman, dated 2018-03-08, no revisions (one sheet)
7	Landscape Plan prepared by Meumann Associates of Morris Plains, NJ dated 2018-09-27, revised to 2018-10-25 (marked also as Hearing Exhibit A-13)
8	Plan & Sign Monument prepared by Fred Klenk of Franklin Lakes, NJ, dated 2018-10-25, no revisions (one sheet)

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Item	Description
1	Land Development Application dated 2018-02-28
9	Floor and Elevation Plan prepared by Fred Klenk dated 2018-02-05, consisting of 4 sheets (sheets 2, 3 & 4 were marked as hearing Exhibits A-8, A-9 and A-10)

4. In further support of the application, the Applicant submitted the following Hearing Exhibits:

Exhibit	
No.*	Description
A-1	Resolution of prior approval dated January 13, 2005
A-2	Oakland Borough Resolution 18-261 and attachment thereto, to wit, License Agreement with Borough of Oakland, dated July 11, 2018 for use of Tax Lot 3, Block 4508
A-3	Architectural rendering of front elevation of proposed building
A-4	Architectural elevation plans of front elevation of proposed building
A-5	Architectural elevation plans of rear, left and right-side elevations of proposed building
A-6	Architectural plans of first floor lay-out of proposed building
A-7	Revised site plan prepared by Project Engineer Weissman, revised to August 15, 2018
A-8	Project Architect Klenk, sheet 2 of 4 (dumpster location)
A-9	Project Architect Klenk, sheet 3 of 4 (ld.)
A-10	Architectural plans of second floor lay-out of proposed building
A-11	Landscape Plan dated September 27, 2018 revised to October 23, 2018
A-12	Sign Monument & Dumpster Plan, prepared by Klenk
A-13	Landscape Plan, revised to October 25, 2018, prepared by Meumann
A-14	Meumann Landscape Plan, revised to October 25, 2018, colorized
A-15	Dynamic Traffic Report (by Justin Taylor) dated November 6, 2018
A-16	Aerial Photograph by Mia Petrou, PP, dated December 11, 2018
A-17	Poster containing four (4) photographs, assembled by Petrou, dated December 11, 2018

A-18	Poster containing four (4) photographs, assembled be Petrou, dated December 11, 2018
A-19	Dynamic Traffic Report (by Justin Taylor) date January 31, 2019.

^{*} Some of the Hearing Exhibits are identical to items submitted with the application.

5. In support of the application, the Applicant presented testimony from the following:

Name	Function
Mark Bekhet	Principal in the applicant company
Fred Klenk, Architect, of Franklin Lakes, N.J.	Project Architect
Robert J. Weissman, P.E. & L.S. of Weissman engineering Co., P.C of Midland Park, N.J.	Project Engineer & Land Surveyor
Bradley Meumann, Licensed Landscape Architect, & Professional Planner of Morris Plains, NJ	Project Landscape Architect
Justin Taylor, P.E., of Dynamic Engineering of Lake Como, NJ	Project Traffic Engineer
Mia Petrou, PP, AICP, of Fairlawn, N.J.	Project Professional Planner

6. The Board has received the following reports from Borough staff, agency and/or consultants, all of which are incorporated herein as if set forth at length and verbatim:

Item.	Description			
1	Reports of Board's Planning Consultant, Steve Lydon, PP/AICP of Burgis Associates, Inc of Oakland, NJ dated 2018-05-17 and 2018-08-08			
2	Reports of Board's Engineering Consultant, John G. Yakimik, P.E. of Boswell Engineering of South Hackensack, NJ dated 2018-08-10, 2018-12-28 and 2019-02-11			
3	Memo from Board's Health Dept. dated 2018-05-10, indicating that the Department is unable to offer an opinion as to septic system requirements (i.e. gallons per day)			

Item.	Description
	without knowing the specific uses of the proposed commercial tenant spaces and also notes that the applicant will have to provide the gallons per day usage of the proposed residential apartments
4	Memo of Board's Fire Prevention Bureau dated 2018-04-27 indicating the fire official would prefer that there be no parking on the south side of the proposed building and requesting the applicant demonstrate water access (hydrant) on the west side of Courthouse Place.
5	Letter from Oakland Environmental Commission dated 2019-05-28 offering that it finds the application to be "environmentally friendly" and that "It encourages a walkable downtown and reduces urban sprawl; thereby increasing residential housing opting without disturbing undeveloped land," and also observing that the plan indicates removal of 9 trees but does not propose a tree replacement plan which will need to be provided.
6	Memo of Board Chair dated 2019-04-27.
7	Memo of Tax Assessment Department dated 2018-05-13 requesting from the Applicant a copy of the lease or other agreement(s) for use of adjoining properties.
8	Memo from the Oakland Tax Collector dated 2019-05-08 reporting that as f the date of said memo, the property's 2 nd quarter taxes were unpaid.

- 7. Minutes. The Board, and this Resolution incorporates by reference, as if recited verbatim, the content of the Board's minutes of meetings.
- 8. Zoning. Both Lots 2 and 3 are located in the Borough's B-2, Local Business Zone. The permitted uses in such zone are fairly extensive and include, among other uses: retail sales, personal service establishments, restaurants, banks, private clubs, private schools, auditoriums, commercial print shops, rail road and bus stations, indoor theaters and other uses. However, a use that is not permitted in the B-2 Zone is residential use, either as a 'stand-alone' use or as a mixed commercial-residential use. Lot 2, as discussed below, currently contains a mixed use, (commercial (first floor) and residential (second floor)) building, which exists as a permitted ('grandfathered') non-conforming use. Lot 3 is vacant and undeveloped and is not so grandfathered. The current application seeks to redevelop the Subject Property, which development is to include Lots 2 and 3, as a commercial-residential mixed-use development, which development will include razing and replaced the current building. As a result, the present application requires a '(d)1' (N.J.S.A. 40:55d-70(d)1) use variance. In addition, the application requires several bulk variances and also seeks preliminary and final major site plan approval.

- 9. General Description of Area in which the Property is Located. Lot 2 of the Subject Property is located on the westerly side of Ramapo Valley Road and the southerly side of Court House Place; the Property is a 'corner' lot. Lot 3 of the Subject Property is located to the south of and contiguous with said Lot 2. Said Lot 3 is bounded to the east by Ramapo Valley Road and to the south by an entrance ramp to Interstate Highway Route 287. Lots 2 and 3 are bounded to the west by property owned by and used as an active Knights of Columbus facility.
- 10. Lying to the north of the Property and along the westerly side of Ramapo Valley Road (and across Court House Place), and running northerly, are a gas and service station, and a series of commercial buildings. At the northerly end of the said commercial buildings is a building that houses a fine dining restaurant known as Café L'Amore, located at 455 Ramapo Valley Road. To the south of the Property lies said Route 287, which intersects Ramapo Valley Road by way of an overpass. To the south of said Route 287 overpass lies the northern terminus of Oakland's 'downtown''/business district, which occupies both sides of Ramapo Valley Road.
- 11. Across Ramapo Valley Road from the Subject Property and slightly to the south lies a large triangular land track that is unused and fenced and which is part of the Route 287 highway property; it is bounded to the south by Route 287 and bounded to the north by a highway exit ramp which allows traffic to exit the highway onto Ramapo valley Road; the exit ramp is controlled by a traffic signal (light) which allows left and right turns. Across Ramapo Valley Road from the Subject Property and to the north of said Route 287 exit ramp lies a house of worship and to the northerly of same, an industrial building.
- 12. Lot 2 of the Subject Property contains 13,075 square feet. The Property contains a one and one-half (1½) story mixed-use building that is configured, and has been used for many years and prior to the present ownership, as commercial on the first floor and modest residential apartments on the second floor. Most recently, the first floor contained two (2) commercial tenants, one was a computer store and the other was a real estate sales office. In addition, the Property has been used for overflow parking for the near-by Café L'Amore; the principles of the Applicant are the same as the principles of the aforesaid Café L'Amore; said over flow parking use will be discontinued as part of the within application. The Applicant has owned the Subject Property since 2001.
- 13. Currently, and for some time now, the first-floor commercial portion of the Subject Property's building has been vacant. The recent occupancy history of the second-floor residential apartments has been spotty, and it is currently vacant. The Applicant offered, and the Board accepts, that the current building is of an older type, is lacking in configuration and amenities desired, and if not demanded, by the current market place. As a result, the site has become

- antiquated and is becoming fallow. The building does not lend itself to being upgraded to current market standards and hence the Applicant seeks to raze the building and redevelop the site to a purpose that will be both economically feasible and which, in its position, will complement the Property's location.
- 14. Lot 3. Lot 3 of the Subject Property is of irregular shape and is reported to contain 6,221 square feet. Lot 3 is vacant except for two (2) monitoring wells. The purpose and/or circumstances of the monitoring wells were not a focus of the Application. Lot 3 is owned by the Borough of Oakland. Lot 3 had been owned by the State of New Jersey (controlled by the New Jersey Department of Transportation ('NJDOT')) in conjunction with its construction of said Route 287. It essentially was swath of land that was 'left over' from the construction of the highway which the State determined was not to be used for the highway and was no longer desired to be retained by the State. Thus, the State transferred the land to the Borough. According to the information presented to and accepted by the Board, the terms of the transfer, the Borough is prohibited from leasing Lot 3, but is not prohibited from granting license for the use of Lot 3. The Applicant presents, and the Board accepts that based upon the size and location of Lot 3, its is very unlikely to be used or be useful to any potential user other than to the owner of a contiguous property. Generally, Lot 3 is otherwise destined to lie follow if not for use by a contiguous property owner and that it appears same is the determination of the Borough of Oakland Governing Body. Beginning in 2005, the Governing Body granted the Applicant a perpetual type license to use Lot 3 in conjunction with Lot 2. At that time, the Applicant sought to develop Lot 2 as a restaurant and made application to and received approval from the Oakland Planning Board for that purpose. A copy of the Planning Board's granting resolution was introduced into evidence as hearing Exhibit A-1. The restaurant so approved was not built by reason that a suitable and approved septic system was not able to be designed and/or implemented. Sanitary sewer is not available to the Property.
- 15. Lot 3 License. On or about July 11, 2018, the Oakland Governing Body granted to the Applicant a 'new' license ("License") to use Lot 3 by way of Resolution 18-261. A copy of said 'new' license was introduced into evidence as hearing Exhibit A-2, is incorporate herein by reference as if set forth at length and, given its importance herein, is attached hereto as an exhibit to this Resolution. Said Resolution reflects that the Governing Body has determined that it is in the best interests of the Borough to grant the License.
- 16. The License contains various requirements and undertakings, all of which are incorporated herein. Without limitation, the License permits use of Lot 3 for the parking of vehicles in conjunction with the use of Lot 2. The Applicant shall have responsibility for improving, paving, landscaping and maintaining Lot 3 at no cost to the Borough. The requirements and conditions of said Resolution and License Agreement are incorporated herein.

- 17. At Risk. The Applicant, at hearing, acknowledged its understanding and acceptance of the License, of the nature of a license and of the inherent risks that, by its nature, accompany a license. The Applicant, at hearing, acknowledged that the within approval, and its proposed development of the Subject Property pursuant to the within Resolution, is strictly 'at the Applicant's risk', and in the event that, for what ever reason, the License shall be lost, withdrawn, or not renewed, the permissions of this Resolution shall cease and the Applicant shall be required to make appropriate application to a Borough land use board in order to continue use of Lot 2.
- 18. The Applicant proposes to construct upon the property a two and one-half story mixed use (commercial and retail) building. The first floor shall consist of commercial space which is shown on the plans submitted as having been configured into no more than four rental units. At hearing, the applicant specified that it intends to use the entire first floor for one or more commercial tenants and anticipates the maximum number of tenants will be four although does not restrict itself to a specific number of tenants. The applicant advised at hearing that no arrangement have been made with any prospective tenants. The total rentable square footage of the first floor as configured for four tenants will total 2,947 square feet (this does not include demising walls, stairwells or common areas).
- 19. The second floor is configured as three residential apartments, the westerly apartment being 1,039 square feet, the middle apartment being 840 square feet, and the easterly apartment being 1,039 square feet. Each of the apartments is to be configured as having two bedrooms.
- 20. The architectural design of the building will feature two dormers (with three gables) in the architectural "front" of the building (facing Ramapo Valley Road).. There will be attic space for each apartment, which attic space will be used for storage only and will not be habitable or be used as habitable space. The building will have no basement and it will set upon grade (slab).
- 21. The utilities and air-conditioning mechanicals will be located on the first floor with the external air-conditioning units located along the northerly side of the building. The air-conditioner units will be appropriately screened. The main entrance to the commercial units will face Ramapo Valley Road (i.e., the southerly side of the building). Between the building and Ramapo Valley Road will be the main section of the property's parking lot, which parking lot will wrap around to the westerly (left side when viewed form Ramapo Valley Road) of the building. Entry to the residential apartments will be from a single entry that will be located at the northerly side of the building (i.e., the rear side of the building when viewed from Ramapo Valley Road). The heating and cooling ducts for the residential apartment will be located in the attic.
- 22. Fire-rated walls will separate the units in accordance with building code. Each of the four commercial units are intended to have green colored canopies with

lighting above A free standing monument sign will be located near the corner of Ramapo Valley Road and Courthouse Place, as shown in the plans. It is noted that the setback of the sign does not comport with Oakland's zoning ordinance; however, applicant offered testimony, which the Board accepted, that the proposed position, notwithstanding its non-conformance, is appropriate for the property given various visibility detractions inherent with the location of the property and the adjoining location.

- 23. During the course of the public hearings on this matter, the Board entertained substantial discourse as to the fire department's suggestion that the Board disallow from consideration the creation of the three proposed parking spaces which are proposed to be located along the westerly side of the building. After considerable discussion and consideration, the Board determined that the three parking spaces would not so materially detract from ability to adequately address fires and emergencies as to warrant the loss of three spaces on a property whose parking spaces were already severely limited and thus resolved to permit the creation of such parking spaces conditioned upon the Applicant also creating a paved and striped turnaround area at the southwest corner of the site which will be designated as a fire zone.
- 24. During the course of hearings and as this matter evolved, it was reported by both the applicant and representatives from the adjoining Knights of Columbus that an agreement had been reached as between the applicant and the Knights of Columbus that would permit the applicant to utilize up to six parking spaces located in the Knights of Columbus's existing parking lot, those spaces being located adjoining the applicant's property. The applicant advised that said Knights of Columbus parking spaces will be utilized for employees of the proposed commercial units, thereby freeing up the proposed on-site parking spaces for residential tenants and commercial customers. As presented, the Knights of Columbus' national charter prohibits the formal leasing of any portion of its property, including leasing of parking space and therefore it was resolved by the Board that the additional six parking spaces could not be 'counted' toward meeting the parking requirements for the subject property. The applicant nonetheless suggested, and the Board accepted, that although not 'counting' toward the ordinance-mandated parking requirement, it nonetheless provides significant additional comfort level in support of the application. Of perhaps more importance, the additional parking spaces would operate to mitigate possible negative effects of the parking variance request. .
- 25. Refuse from the site will be addressed by way of a dumpster which will be located in a dumpster shed, in turn located at the northerly corner of the property. This location is in the property's side yard, thus necessitating a variance. The shed will set back form the easterly property line approximately 22 feet (scaled from the plan) and will be accessed through a separate curb cut for that purpose Refuse pickup will be a private contractor as opposed to being supplied by the municipality.

- 26. Substantial discussion took place, initiated by the Board, intended to explore the possibility of reducing or otherwise scaling down the size of the building. The applicant provided testimony, which was ultimately accepted by the Board that scaling down the size of the project would not be feasible or fiscally wise.
- 27. Access to the site will be via a driveway access located on Courthouse Place; there will be no vehicle access from Ramapo Valley Road.
- 28. The Board expressed considerable concern as to potential negative traffic impact and the applicant presented on multiple occasions the testimony of traffic engineer Justin Taylor Mr. Taylor presented a traffic impact study dated 2018-11-06, and at the request of the Board conducted additional traffic counts and analysis presented in a supplemental report dated 2019-01-31. The analyses, assessments and conclusions contained therein are incorporated herein by reference. In summary, it was the opinion offered by the application and in part by Mr. Taylor that the number of parking spaces proposed onsite will be sufficient for the uses proposed an that the proposed use will not materially adversely affect the traffic in the area of the Property. The Board expressed concerns that queueing along Courthouse Place would block, ingress and egress to the subject site. The Board entertained and considered various control devices intended to minimize same including signage in the nature of "Do Not Block Driveway" or similar verbiage. Ultimately, the Board resolved that a "no stacking" "box" would be striped upon the Courthouse Place roadway; the specific details of such striping shall be reviewed and approved by the Board's engineer. In addition, the Board hereby imposes as a condition of the within granting, that the applicant, upon request of the municipality and at the cost of the applicant install such signage or other accepted control devise to accomplish the aforesaid purpose. Ultimately, the Board was of the opinion that traffic flow to and from the subject site would materially benefit from a small modification to the timing of the traffic signals at Ramapo Valley Road and Route #287. The applicant concurred. As a condition of this application, the applicant shall make request of the government authorities for same; anticipated is an application to the NJDOT and the County of Bergen.
- 29. During the course of testimony, and at the suggestion or other prompting by the Board, the applicant agreed to amend its plans and project or otherwise clarified same to incorporate the following:
 - A. <u>Dumpster</u>. The shed will contain three walls and a roof and will be intended to mimic the look and appearance of the principal building. The dumpster shall be sized approximately 16 feet in length, 4.8 feet in depth and 8 feet in height.
 - B. <u>Fence</u>. As agreed between the applicant and the Knights of Columbus and endorsed by the Board, the applicant will erect a 6-foot privacy fence which will begin at the southwesterly corner of the Applicant's proposed dumpster

- shed and extend rearward (southwesterly) along the common property line, approximately 55 ft..
- C. Fence Break. Applicant will install and/or configure a break in the existing fencing at the south-southeast area of the Property (at the proposed walkway) to permit pedestrian access onto the Subject Property.

D. Lighting.

- a. The proposed site lighting (gaslight-style lamp streetlights) shown along Ramapo Valley Road in the grassy area between the proposed sidewalk and the curb will be re-located inboard. The lamps will be in a style intended to mimic the lights in the downtown district of the Borough. The applicant will add appropriate pedestrian lighting for the benefit of the residential tenants and their guests along the northerly side of the building. Same shall be subject to review by the Board's planner and engineer.
- b. The lighting of the commercial tenants will shut-off when the business shuts down for the day, the light intended for the residential tenants shall remain engaged.
- c. There shall be a six (6) month trial period following issuance of the final certificate of occupancy during which the Borough Engineer shall have the opportunity to review and, if appropriate, require modifications to the site lighting.
- E. Monument Sign. The monument sign shall be two-sided with a maximum height of 5.6 feet. AS shown in the plan, the style of the sign is intended to compliment the architectural style of the building.

F. Irrigation & Landscaping.

- a. The Project shall include and incorporate a code complaint automatic underground water irrigation system and provide a separation between shrub and lawn areas, with minimal overlap.
- b. The Project shall include plantings along the frontage which plantings will be created as a hedge (rather than the more informal massing shown on the current plan).
- G. <u>Tenant ID</u>. The building located tenant identification shall be limited to being located on the drape edge of the building canopies and shall be no larger than as shown on the approved plans and in accordance with Borough Code; no other or additional building located signage shall be permitted.
- H. <u>Sidewalk</u>. The Project's sidewalks shall be designed and constructed, including materials to be used, to mimic the sidewalks of the Borough's 'downtown''/business district as determined by the Borough's Planner and Engineer.
- Other modifications described in this resolution.

A. The following table compares the Property, and proposed building, to the zone standard of B-2 Zone:

Area & Bulk Standards for B-2 Zone Compared to Applicant's Proposal

Compared to Applicant's Proposal				
Zone Criteria	Zone	Existing* or		
	Requirement	Proposed		
Min. Lot Area (SF)*	10,000 SF	19,297		
Min Lot Width*	50 Ft	131.1 Ft		
Min. Depth*	100 Ft	181.3 Ft		
Min. Front Yard Setback	10 Ft	10 Ft		
		(Court House Place		
		side)		
		(Variance-Required)		
Min. Side Yard (Ft.)	10 Ft	5.9 Ft		
	1	(Variance required)		
Min. Rear Yard (Ft.)	25 Ft	N/A		
Max. Building Coverage. (%)	30%	16.3%		
Max. Impervious Coverage. (%)	55%	68.2%		
Max. Building Ht. (Sty./Ft.)	2.5/35	2.5/ Less than 35 Ft (Plans show 32.6 Ft)		
Parking Spaces**	27	22		
Accessory Structure in Side yard	None Permitted	Proposed is Site Dumpster (Variance Required)		
S etback- of -Sig n		(Variance-required)		
Freestanding Sign	Not permitted if building is less than 90 ft. from the front curb	18.5 ft. front building setback from the Courthouse place curb.		
Setback of Freestanding Sign	15 ft.	2 ft. from courthouse place (variance) and 7 ft. from Ramapo Valley Road (variance)		

Source: Applicant's plans and Chapter 59, Land Use and Zoning.



^{**} This represents the number of parking spaces required pursuant to the Oakland Codes's parking requirement formula, this does not include Employee Parking by agreement with Knights of Columbus

- 30. <u>Discussion of D-1 Use Variance</u>. Variances from land use requirements are addressed in New Jersey Municipal Land Use Law (40:55D-70). Use variances are addressed in subsection d, which provides:
 - d. In particular cases for special reasons, [an applicant shall be entitled to a] grant [of] a variance to allow departure from regulations pursuant to article 8 of this act to permit:

[Positive Criteria—applicable to Use Variances]

1) a use or principal structure in a district restricted against such use or principal structure,

2) an expansion of a nonconforming use,

- a deviation from a specification or standard pursuant to section 54 of P.L.1975, c.291 (C.40:55D-67) pertaining solely to a conditional use,
- 4) an increase in the permitted floor area ratio as defined in section 3.1 of P.L.1975, c.291 (C.40:55D-4),
- 5) an increase in the permitted density as defined in section 3.1 of P.L.1975, c.291 (C.40:55D-4), except as applied to the required lot area for a lot or lots for detached one or two dwelling unit buildings, which lot or lots are either an isolated undersized lot or lots resulting from a minor subdivision or
- 6) a height of a principal structure which exceeds by 10 feet or 10% the maximum height permitted in the district for a principal structure.

A variance under this subsection shall be granted only by affirmative vote of at least five members, in the case of a municipal board, or two-thirds of the full authorized membership, in the case of a regional board, pursuant to article 10 of this act.

[Negative Criteria—applicable to Use and non-use variances] No variance or other relief may be granted under the terms of this section, including a variance or other relief involving an inherently beneficial use, without a showing that such variance or other relief can be granted without substantial detriment to the public good and will not substantially impair the intent and the purpose of the zone plan and zoning ordinance. In respect to any airport safety zones delineated under the "Air Safety and Zoning Act of 1983," P.L.1983, c.260 (C.6:1-80 et seq.), no variance or other relief may be granted under the terms of this section, permitting the creation or establishment of a nonconforming use which would be prohibited under standards promulgated pursuant to that act, except upon issuance of a permit by the Commissioner of Transportation. An application under this section may be referred to any appropriate person or agency for its report; provided that such reference shall not

extend the period of time within which the zoning board of adjustment shall act.

- 31. In order for the Applicant to receive a variance, the Application needs to show that its application meets both the Positive Criteria and the Negative Criteria. The Applicant's request falls within subsection d(1), a "use or principal structure in a district restricted against such use or principal structure".
- 32. As a general proposition, applicants for a D-1 variance must affirmatively show that "special reasons" exist for the granting of the variance and that the applicant's property constitutes a "particular case" supporting the granting of the variance.
- 33. The Board finds that the applicant has shown to the satisfaction of the Board that special reasons exist for the granting of the within use variance and that the applicant has otherwise met the positive criteria for the granting of the requested bulk variances. The Board finds and concludes that the granting of the application will promote the public health, safety and general welfare of the Borough and of the community and that the granting of the application will promote a desirable visual environment.
- 34. The Board recognizes that the present building is old, of antiquated design and character and accepts the applicant's argument that the building is generally unwanted among would-be commercial tenants in the Borough of Oakland and that in order to avoid the property lying fallow, a redevelopment of the property is necessary and appropriate. At the same time, the Board recognizes that the property currently is a mixed use, combining commercial and residential and that the applicant's proposed project essentially seeks to continue that use with a new and more modern building, albeit a larger one than presently exists. The Board finds and concludes that the condition of the mixed use character of the property in the proposed modernized form represents a net benefit to the property and of the community and that the benefits of granting the variances materially outweigh any detriments caused thereby. The Board discerns no detriment to the public good nor impairment to the intent and purpose of the zoning plan by the granting of the within application.
- 35. NOW THEREFORE, BE IT RESOLVED that the Board of Adjustment of the Borough of Oakland, for good cause shown and by reason of the findings and conclusions as set forth herein and/or otherwise on the record at the said public hearing(s), hereby grants and approves the aforesaid application subject to the following conditions and limitations:
- 36. Conditions and Limitations.
 - A. General Conditions and Limitations

- All self-imposed terms, conditions and limitations that are a part of the applicant's application, including, but not limited to any modifications and/or supplements at public hearing; and
- b. All requirements imposed by the Board as contained in this resolution and in the Board's minutes which are incorporated herein and made a part hereof by reference in conjunction with this application.
- c. All applicable ordinances of the Borough of Oakland and all applicable federal, state and county requirements.
- d. The permitted uses shall not include commercial uses which generate a larger demand for parking than the "general retail" that is proposed by the Applicant.

B. Primary Conditions and Limitations

- a. The Applicant shall file with the Board revised site plans and architectural documents which
 - shall incorporate all of the site plan, architectural plan and other modifications which were proposed by the Applicant or otherwise agree to by the Applicant during the hearing process.
 - ii. shall incorporate all of the site plan, architectural plan and other modifications which have been imposed by the Board.
- b. The within resolution memorializing the Board's approval, together with the resolution anticipated in the preceding paragraph, shall be recorded with the Bergen County Recorder's.
- c. Prior to the issuance of building permits, the developer shall post to the municipality all applicable bonds as determined by the Borough Engineer and Attorney and in accordance with current state law.
- d. Compliance with the recommendations contained in the Board Engineer's letter report dated 2019-02-11, Item No. 51d (which incorporates by reference several comments appearing in the Engineer's letter report dated 2018-12-28) excepting there shall be no requirement for compliance with item 49 of said 2018-12-28 (Developer's Agreement).
- e. In the event of any unresolved disagreement as between the Applicant and the Board's Planner and/or Engineer as to any item which the Board has herein deferred to its Planner and/or Engineer, the unresolved disagreement shall be presented to the Board for determination and the Board retains jurisdiction for that purpose.
- C. Operational Conditions of Approval: By reason of the limited on-site parking and the other circumstances of this application, the permitted commercial uses of the Project shall not include, restaurants or any establishment that prepares food. As recited by the Applicant, if a proposed tenant is to be a convenience

store, the Applicant will be required to obtain approval of the NJDEP for the septic system.

MOTION was made by Member Edward Ackerly and seconded by Member Michael Rose at the Board's hearing of March 12, 2019 to request and authorize the Board's attorney to draft an appropriate Resolution reflecting the Board's determination as aforesaid.

ROLL CALL VOTE UPON MOTION

Board Member	Yea	Nay	Abstain	N/A or Not Vote Eligible
LEPRE, RICHARD Chair	X			
SMID, ANTHONY Vice Ch	X			
ACKERLY, EDWARD	X			
BREMER, KEVIN J.	X			
CHADWICK, KENNETH				Х
ARRENDONDO, CESAR	X			
ROSE, MICHAEL	X		E 9 41	
Alternates				
CAMPANELLI, SHERRY, 1st Alt	X			
KING, VIVIAN, 2 nd Alt				

MOTION PASSES 7 to 0

MOTION was made Member ざんし	5/14//9_, 2019, by conded by Member
as drafted.	ot the foregoing Resolution

ROLL CALL VOTE UPON FORM OF RESOLUTION

Board Member	Yea	Nay	Abstain	N/A or Not Vote Eligible
LEPRE, RICHARD Chair	W			
SMID, ANTHONY Vice Ch	V			
ACKERLY, EDWARD	V			1
BREMER, KEVIN J				1/

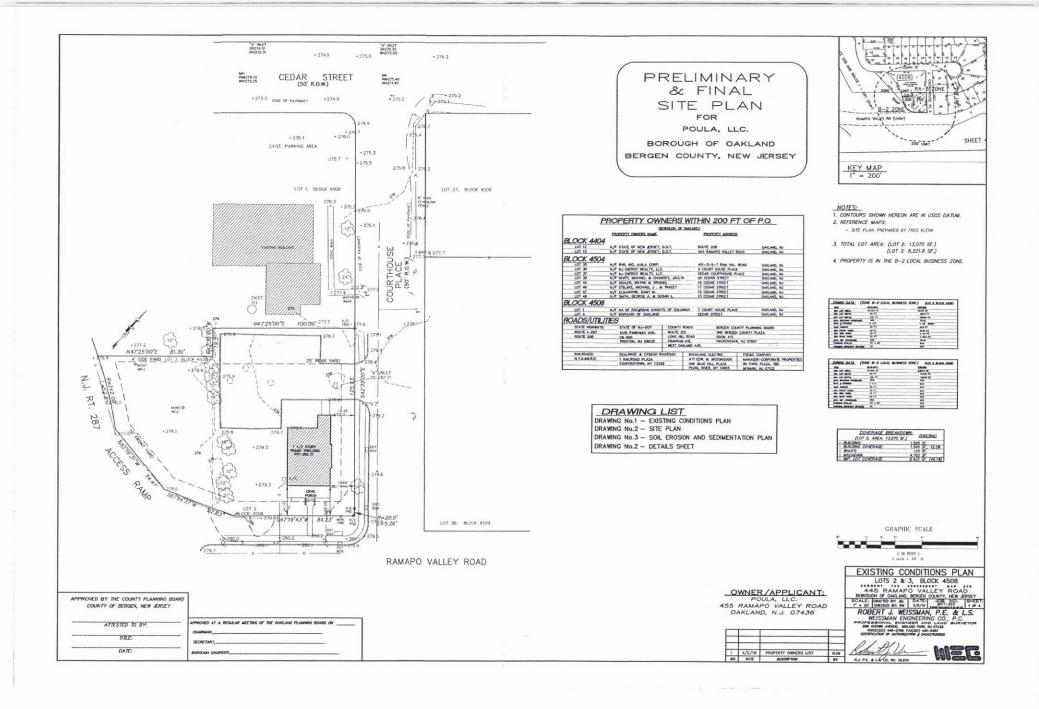
CHADWICK, KENNETH				X
ARREDONDO, CESAR				
ROSE, MICHAEL	V			
Alternates	/	1/1-1/)	
CAMPANELLI, SHERRY, 1st Alt	N,	11/1		
KING, VIVIAN 2nd Alt	/	/ //	/	Χ

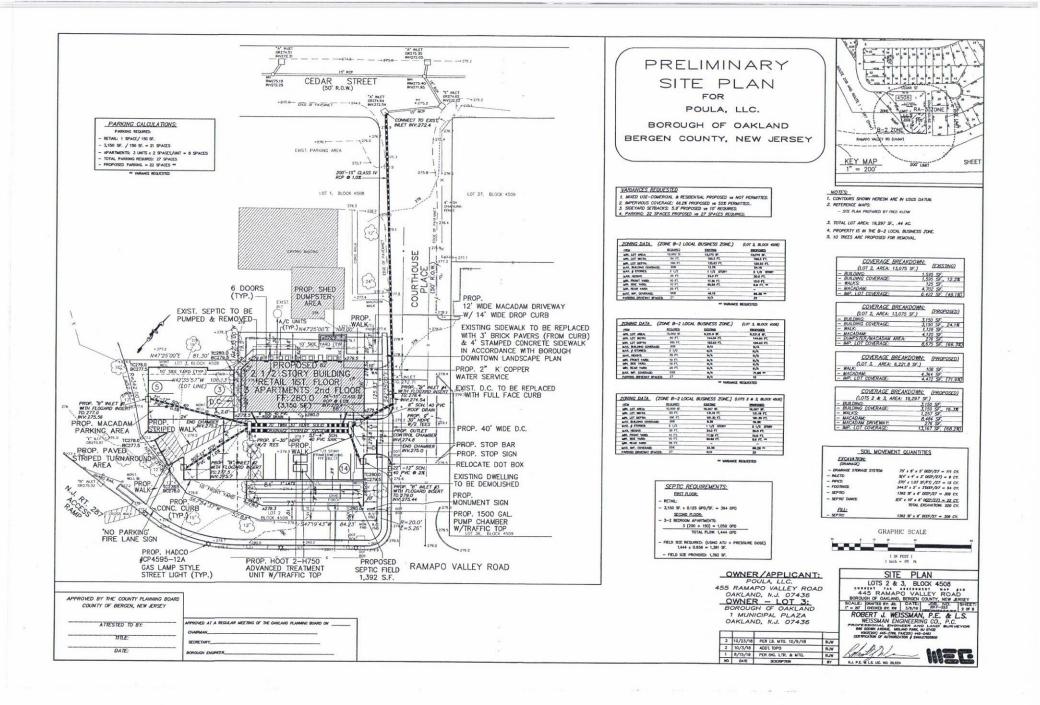
CHAIRMAN RICHARD LEPRE

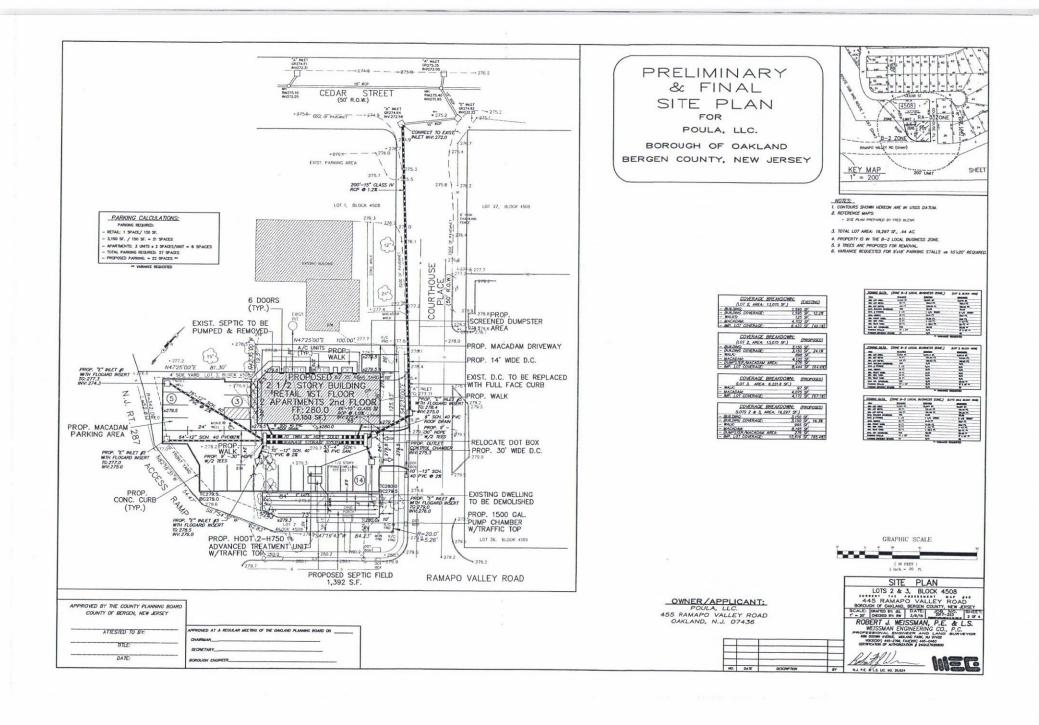
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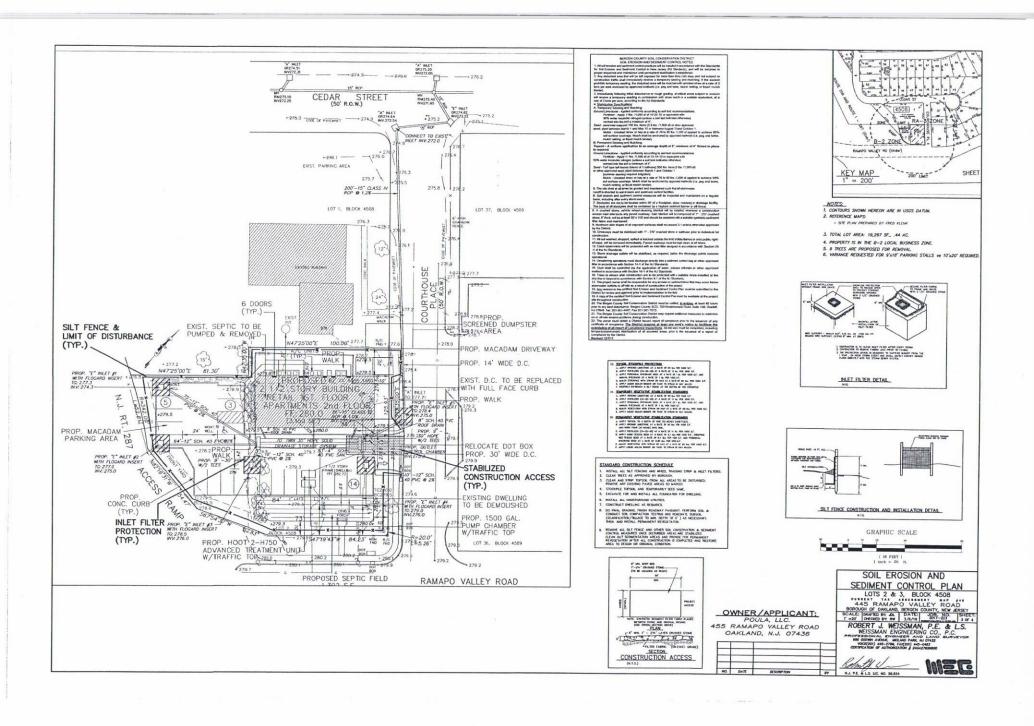
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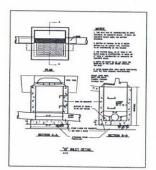
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Date	Qt	r Type Descrip	Code tion inal Billed	Check No	Mthd	Reference		Batch Id	Principal	Interest	2022 Prin Balanc
11/02/2		l Payment TX ONLN	001 E 11/03/21		CK	19654	6	TX0N1103	16,235.86 3,895.41	0.00	16,235.8 12,340.4
11/02/2		l Reversa DBL POS			CK	19981	6	RVON1102	3,895.41	0.00	16,235.8
02/09/2	.2 :	Payment TX ONLN	001 E 02/09/22		CK	20333	2	TX0N0209	4,000.98	0.00	12,234.8
06/01/2	2 2	? Payment		2	CK	21153	3	TX0N0601	3,953.47	47.51	8,281.4
07/20/2	2 2	Payment	001 E 07/20/2022		CK	21481	1	TX0N0720	47.49	1.16	8,233.9
08/05/2	2 2	Payment	001 = 08/05/22	•	CK	21635	2	TX0N0805	0.02	0.00	8,233.9
08/05/2	2 3	Payment	001		CK	21635	3	TXON0805	4,089.34	0.00	4,144.50
12/20/2	2 4	Payment	901 SL PYMNTS E	y lien hold	CK	22666	117	DHB	4,144.56	81.12	0.00
Tax Ye	ear:	2023	Qtr 1	Otn 3		2019To National Control	Tall France				
)rigina	l Bil	led:	4,058.97	4,058.		Qtr 3 0.00		Qtr 4 0.00			
1	ayme		4,058.97	The Control of the	00	0.00		0.00	8,117.93		
	Bala	nce:	0.00	4,058.		0.00		0.00	4,058.97 4,058.96		
ate	Qtr	Type Descript	ion	Check No	Mthd	Reference		Batch Id	Principal	Interest	2023 Prin Balance
2/07/23	1	Payment	nal Billed 001 02/07/2023		CK	22999	4	TX0N0207	8,117.93 4,058.97	0.00	8,117.93 4,058.96
								Total Princip	oal Balance for T	ax Years in Ran	nge:4,058.96
iscella ate	neous	Payments Type Descript	for Date Ra Code (ange 01/01/ Check No	22 to 1 Mthd	2/31/23: Reference		Batch Id	Principal	Interest	Total
2/20/22		Payment	909 SL PYMNTS by	/ lien hold	CK	22666	119	DHB	3,300.00	0.00	3,300.00
2/20/22		Payment TAX SALE	910	TTEN NOTO	CK	22666	118	DHB	0.00	84.51	84.51
		- STILL	2301								3,384.51
											9,301131

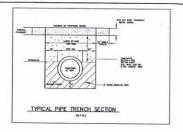








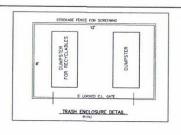








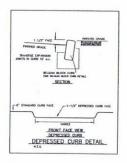


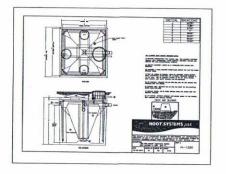


SOIL LOGS: TEST HOLE 1 NO WATER, SWIFLE GO"

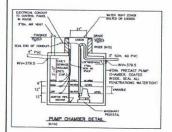
O"- NO" 1078, 3/2, LISHN TOPION & BOOTS, IN GRANDS, SN COMMES,
SARANGLAN BLOOKY, ENY, SOFT, M"- 120" 101R, 4/4, SAND GRAND, & STONES, NE DRANCE, NDE CORDLES, 158 STONES, GRANDLAR, 50Y, LODGE. TEST HOLE 2 NO WATER,

0"- 24" 10VR, 3/X, LOHN TOPSOR, & ROOTE, SE DRAME, SE CORRUES,
SUBMINGLAN BLOCKY, SRY, 50°L. 24"- 47" 1078, 4/3 SETY CLAY LOAM, 108 GRAPEL, 10N CORRLES, 55 STONES, SHAMBLAR BLOOK, DRY, 3077. 45"- 120" 1018, 4/4, SAID GRAVEL & STONES, VIR GRAVEL, 108 CORNLES, 155 STONES, GRAVELAR, GRY, LCOIC,









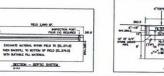
SH" MATERTIGHT METAL CONST

22

290 FLOOR 396.5



SECTION - SEPTIC SYSTEM





OWNER/APPLICANT:
POULA, LLC.
455 RAMAPO VALLEY ROAD
OAKLAND, N.J. 07436

_			_
2	2/27/20	ADD SOIL LOGS	R.W
1	8/15/18	PER ENG. LTR. & MTG.	RJW
MO.	DATE	DESCRIPTION	BY

DETAILS SHEET

LOTS 2 & 3, BLOCK 4508

445 RAMAPO VALLEY ROAD
BOROUGH ORALING BIRTH STATE

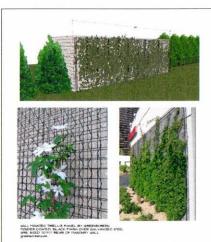
445 RAMAPO VALLEY ROAD
BOROUGH ORALING BIRTH STATE

SCALE BANTED BIR AL DATE OF THE STATE

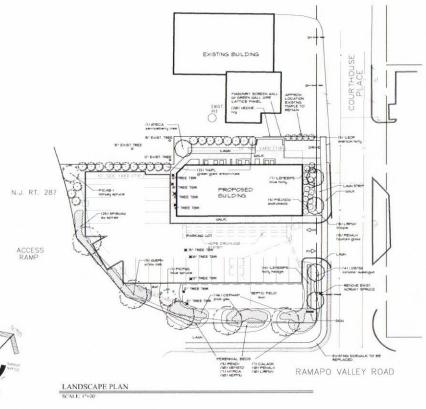
ROBERT J. BRITTON BIRTH STATE OF THE STATE

ROBERT STATE SHARE PARK TO STATE OF THE STATE OF THE





GREENSCREEN PLANTING LATTICE



LANDSCAPE WORK NOTES

- Base plan information obtained from a drawing entitled "SITE PLAN" dated 3/18/2018, revised 8/15/2018, by Weissman Engineering.
- EVERORS OF THIS PLAN

 3. This plan is for byout and installation of bashe age architectural features.

 5. Certain design effectives include in these plans require additional area branchings by others. Contractor half conditions with great contractor project.

 6. Delinatage medifications to be reviewed by payed registers.

 6. Term sends to be removed shall be approved for removal by the managinary port or unplementation.

 6. Additional exponering introductional design may be required to genuit acquired on a contraction of the properties of the contraction of the properties of the pr

- PRE-CONSTRUCTION: An on site evaluation shall be coordinated by the owner prior to start of any work to address the suitability and feasibility of the
- set price to start or any wire to access one sontaining and reason lowing.

 a. Drainage surface, subsurface and soil distingers
 b. Soil quality (structural and horticultural).
 c. Microchinate
 d. Permits, seibacks, lot coverage and other zoning-code related.
- concerns.

 e. Underground milities and improvements, placesed and existing.

 E. Permit requirements.

 g. Setbacks, layout and lot coverage issues.
- 4. SUPERVISION: The contractor shall provide an unitie managerisapervisor who is responsible for all work and can set as the contractor's authorized representative. This manager shall also be the contractor's designated work site safety efficient pure OSHA requirements and be available at all times during work hour. The contractor shall be responsible for all safety issues relating to limp plane of work.
- 5. LOCATION OF UNDERGROUND UTILITIES: All utilities shall be located prior to trenching, recluding but not finished to gas, electric service, water, well CATV, electronic and trenching the finished to gas, electric service, water, well CATV, electronic and the respective for the location of all undergoonal transfer and the service of t

- 8. PLANT INSTALLATION: All plants shall be installed with planting, backfull (for large thinks and trees or in a prepared bedding of 4° plantin (for small shrubs). Vegetable garden shall have a prepared bedding of 8° planting into. Prox isoms for changing in planting in that the shall be review of prior to preparation of planting bods. See planting detail.
- PLANTING MIX: Plasting mix shall be a mixture of 2/3 screened top-sid and 1/3 compost. Planting mix shall be blended the neighty before material is moved into work area. Hand blending in individual planting pits shall not be permisted.

- 10. COMPOST: Compost shall be fully aged composted and be from a source material primarily of leaves. Imposperty aged composted material cas be identified by the following test: pack material in question into 16 onnee jar. add water and cap. After 24 hours, material should not unit a foul oder when
- TOPSOIL: sandy loam, with ⁵⁶s organic matter, free from sobsoil, screened.
- 2. MULCH: Planting beds to be malehed with 3° depth shreekled hardwood
- STABILIZATION. All distincted parts are to be stabilized with either a feel on endophylically enhanced breat as follows:
 Sook on endophylically enhanced breat as follows:
 30% enhanced feed on the stabilized on the stabilized of the stabilized on the stabilized of the stabilized on the s

- Woodchip mulch (perimeter areas) c. GRAVEL: Decorative gravel over filter tabric
- 14. DFFR DANAGE. Deer are behinves plant autors, and may dirange source of all of the plantings that are a part of this delaption. By relaxe of this first plant to source accept that no plant accept nature, plant and was constructed. As the planting to source produced that Manusama Associates LIC shall have no histolity in the event that are demanges occur. Should doer how some given been problem problems of problems are possible monetimentally associated to the contract of the planting of the problems of the planting will depend on the local deep population and weather concluded.
- 15. BED PREPARATION

- 15. BLD PERFACATION.
 3. Propore sub-grain of planting and base body strepping and removing excess existing soil to proper sub-grain.
 5. In many of rese construction and excess companion, 19 and aerate has soil. Provide additional aumentalismos, in required.
 Provide additional aumentalismos, in required.
 Provide additional aumentalismos, in required.
 Provide additional planting body required as a district printer to proceedings with planting body required.
 6. Provide of "topowil" in all lines body and 6" planting min in all planting body, nor undertail species, doi:
- per material specs answe.

 e. Roll topsoil in beds to provide a firm surface. In lawn areas, roll and fine grade to provide even and firm surface, prior to sodding.

- (6.50) DR STALLATION.

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 Sociability of the case of the c
- 17. USE OF PLANS: All drawings, specifications and designs expressed herein are the sole property of Moumann Associates. They are to be used safely with respect to this project and are not to be reproduced without wire permassion. Copyright 2018 Moumann Associates. All rights reserved.

PLANT LIST

KEY	QTY	BOTANICAL NAME	COMMON NAME	TYPE	SIZE	COMMENTS
AMEGA	1	AMELANCHIER CANADENSIS	SHADBLOW SERVICEBERRY	Tree-Decidious	8	Clump form
CALACK	7	CALAMAGROSTIS ACUTIFLORA KARL FOERSTER	FOERSTER'S FEATHER REED GRASS	Om. Grass	2 GAL	CONT
CEPHAP	46	CEPHALOTAXUS HARRINGTONIA PROSTRATA	SPREADING PLUM YEW 2HX4VV	Strub-Evergreen	21-24" spr	DONT
HEDHE	20	HEDERA HELIX	ENOLISH IVY	Grounds over	QT	CONT
HEMSTD	10	HEMEROCALLIS STELLA D'ORO	STELLA D'ORO' DAYLILY (small, yellow)	Perennial	1 GAL	CONT
HYPCA	7	HYPERICUM CALYCINUM	CREEPING ST. JOHN'S-WORT (groundcover) 12-18" ht	Perennal	1 GAL	15" H
LEMEBPS	21	ILEX X MESERVAE BLUE PRINCESS*	BLUE PRINCESS' HOLLY	Shrub-Everpreen	21-24" spr	B48
KEOP	5	BLEX GPACA	AMERICAN HOLLY	EVON SHRUB	5-6	B&B
LIGSTSS	4	LIQUIDAMBAR STYRACIFUA SLENDER SILHQUETTE	COLUMNAR SWEETOUM (3-6' wide)	Tree-Deciduous	3" cal min,	848
LIRMUV	25	LIRIOPE MUSCARI VARIEGATA	VARIEGATED LILYTURF	Perennal	1 GAL	CONT
NEPMU	10	NEPETA MUSSINA	CATMINT	Perennial	1 GAL	CONT
PENALH	25	PENNISETUM ALOPECURDIDES HAMELN	DWARF FOUNTAIN GRASS (med ht)	Oth, Grass	1 GAL	CONT
PENDI	9	PENSTEMON DIGITALIS HUSKERS RED'	BEARD-TONGUE	Perennial	1 GAL	DONT
PICAB-1	1	PICEA ABIES 6-7	NORWAY SPRUCE	Confer - Evergreen	6-7	BAB
PICPUG	1	PICEA PUNGENS GLAUCA	COLORADO BLUE SPRUCE	Confer - Evergreen	6-7	B&B HEAVY
PIEJADW	0	PIERIS JAPONICA DOROTHY WYCOFF	PINK FLOWERING PIERIS	Shrub-Evergreen	21-24" spr	BAB
QUEPH	5	QUERCUS PHELLOS	WILLOW OAK	Tree-Deciduous	3° cal min,	BAB
SPBUAW	25	SPIRAEA X BUMALDA 'ANTHONY WATERER'	'ANTHONY WATERER SPIRAEA (pink)	Shrub-Deciduous	18-21" spr	DONT
THUPL.	22	THUSA PUCATA VIREEN GANT	GREEN GIANT WESTERN ARBORVITAE	Confer - Evergreen	6-7	848

AB BAB nursey shock to be supplied wapped in natural soutp only (not systilled).

Grassies to be self-noted and not plot bound, within or dead certime. Containing groun.

Grassies to be self-noted at low end not plot bound, the shrakes being of grandstation pror to planting.

There is to level the control at low end not ploud. This shrakes being frametable in prof to planting.

There is to level the control of the shrakes what contribute or impact managing branches.

There is to level the control of the shrakes with the control of the contr

STACHE NOTE:

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PLANTING DETAIL

OWNER / APPLICANT Poula, LLC 455 Ramapo Valley Road Oakland, NJ 07436

OWNER - LOT 3 Borough of Oakland 1 Municipal Plaza Oakland, NJ 07436

			-
			F
1	10/25/18	EDORD WITH SITE PLAN REVISED 10/23/18	BAM
	date	comments	by

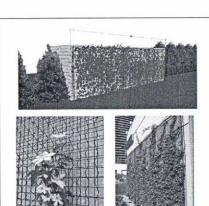
landscape plan

NEW COMMERCIAL BUILDING

BLOCK 4508- LOTS 2 & 3 445 Ramapo Valley Road

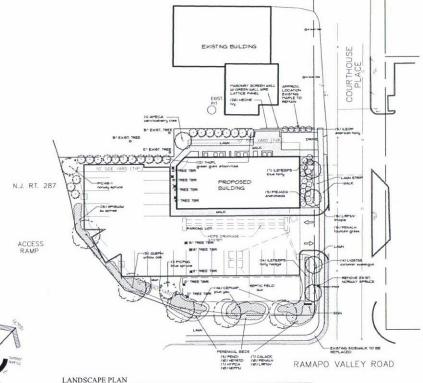
Oakland, NJ 07436

7 Ledgerock Court Morris Plains, NJ 07950	ph: (973) 266-1283 bradmeum@optonline.ac
Approved by:	leau
Bradley A. Meumann	SFLLA A90868 U PP 33 1005 (800
Bradley A. Meumann ; Drawn by: BAM	Scale: 1"=20"



WILL HOLFED TRELLIS PANEL BY GREENSCREEN.
POLICER COATED BLACK FINSH OVER GALVANIZED STEE
URE, SIZED TO FIT REAR OF HABORY WALL

GREENSCREEN PLANTING LATTICE



LANDSCAPE WORK NOTES

I. Base plan information obtained from a drawing entitled "SITE PLAN" dated 3/18/2018, revised 8/15/2018, by Weissman

- 2-PURIOSE OF THIS PLAN.

 The plan is the plan and installation of landaugue architectural figures.

 The plan is the plan and installation of landaugue architectural figures,

 Lindaugue and the plan an

- 3. PRE-CONSTRUCTION. As on site evaluation shall be coordinated by the owner pore to start of any work to address the suitability and fourbility of the fillowing:

 a. Drainge (undres, ordinating and work drainage)
 b. Out quality (internal and hericational)
 of Permin, softwish, let on engage and other noning/code related concerns.

- concerns.

 e. Underground utilities and improvements, planned and existing.
- f. Permit requirements g. Setbacks, layout and lot coverage issues.
- 4. SUPEAVISION: The contractive shall provide an outsite manager inspervious who is expected for all work and cann at as the contractor's authorized representative. This manager shall also be the contractor's designated work in the strength of the contractor's designated work in the strength of the contractor's designated work in the strength of the contractor's designated work in the contractor shall be responsible for all orders issued used to be a strength of the plane of work.
- 5. LOCATION OF UNDERGROUND UTILITIES: All utilities shall be 5. LOCATION OF UNDERGROUND UTILITIES. All unless shall be located prior to breuching, including but not finitiated to: gas, electric service, water, water, water, well. CATs, feelphone, undersage lighting wring, stragation and good to the control of the design of all underground utilities in his work area. Any special considerations in this matter shall be ediscusted prior to execution of the contract agreement without productions.
- 6 PRESERVATION OF EXISTING TREES: Extreme care must be taken
- around existing trees:

 a. No machines may enter tree encopy areas.

 b. No muchine or velvicle parking may occur in or around tree areas.

 c. No grading or storage of materials within drip line of trees scheduled to
- NURSERY STOCK: All nursery stock shall conform to AMERICAN STANDARD FOR NURSERY STOCK, by The American Nursery & Landscape Association, current edition.
- 8. PLANT INSTALLATION: All planes shall be installed with planting mix backfill (for large shrow and frees) or in a proposed bodding of 4* planting in (for small shrowly). Vegitable gandes shall have a proposed bodding of 8* planting mix. Pre-vises for drawage in planting and ruf bods shall be reviewed prior to preparation of planting beds. See planting detail.
- 9. PLANTING MIX: Planting mix shall be a mixture of 2/3 screened topsoil and 1/3 compost. Planting mix shall be blended thoroughly before material is never time work area. Hand blending in individual planting pits shall not be permitted.

- 10. COMPOST: Compost shall be fully agest composted and be firm a source material primarily of leaves. Improperly aged/composted restorate can be identified by the following test: part material in question into 16 ownce par, add water and cap. After 24 hours, material should not omit a foul odor when pir is opened.
- 12. MULCH: Planting bods to be mulched with 3" depth shredded hardwood bark mulch makes of the page 100.

- 1). STABILISACYDOS. All finished area or a le prishiced with either.

 2-th Verkoon II and type drawed dress area.

 20th Verkoon II and type permind by opins.

 30th valleged Kernisky bloognes.

 30th valleged Kernisky bloognes.

 See and insultation rote below.

 3-th Verkoon II and type drawed bloognes.

 5-th Verkoon.

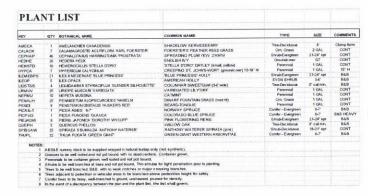
 3-th Verkoon.

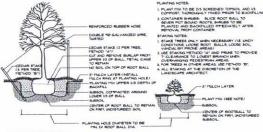
 3-t Shredded hardwood bark (planting beds) Woodchip mulch (perimeter aces) c. GRAVEL: Decorative gravel over filter fabric.
- 14. DEFR DAMAGE. Deer are herhivores splant eaters, and may damage same e al. of the planting that are a part of this design plan. By release of this following plan. By release of this following the except that to plant a deer prote and flatt the Womanna Associates LEC shall here an inhibitly in the event that door thinney occurs. Should doe broweng become a problem, a protein protective measures visional bed enablyed, mindring fensing, resplicate, dup parter has thigh frequency and centure. The society of application flat for planting in the centure. The society of application flat for planting in the proposition of the propagation of the following problems.

- 15. BED PEPEARATION:
 A. Prayare inshignake of planning and favor both by stripping and removing excess evening will be papered sub-grade.
 Exercise activities of the papered sub-grade.
 Provide Additional consecutions, in required.
 Collection have seed by stip project manager, or water and landscape architect private to proceeding with planning had operation.
 Or Provide St. Speed on all bean best and off Palanning mix in all planning body.
- per material specs above.

 e. Roll topsoil in bods to provide a firm surface, in lawn seroes, roll and fine grade to provide even and firm surface, prior to solding.

- John to proceed a seed of the security of the
- 17. USE OF PLANS: All drawings, specifications and designs expressed herein are the tole property of Meantann Associates. They are to be used olefy with respect to this propert and are not to be expressioned without wrin permission. Copyright 2018 Meantann Associates. All rights reserved.

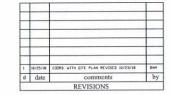




PLANTING DETAIL

OWNER / APPLICANT Poula, LLC 455 Ramapo Valley Road Oakland, NJ 07436

OWNER - LOT 3 Borough of Oakland 1 Municipal Plaza Oakland, NJ 07436



landscape plan

NEW COMMERCIAL BUILDING

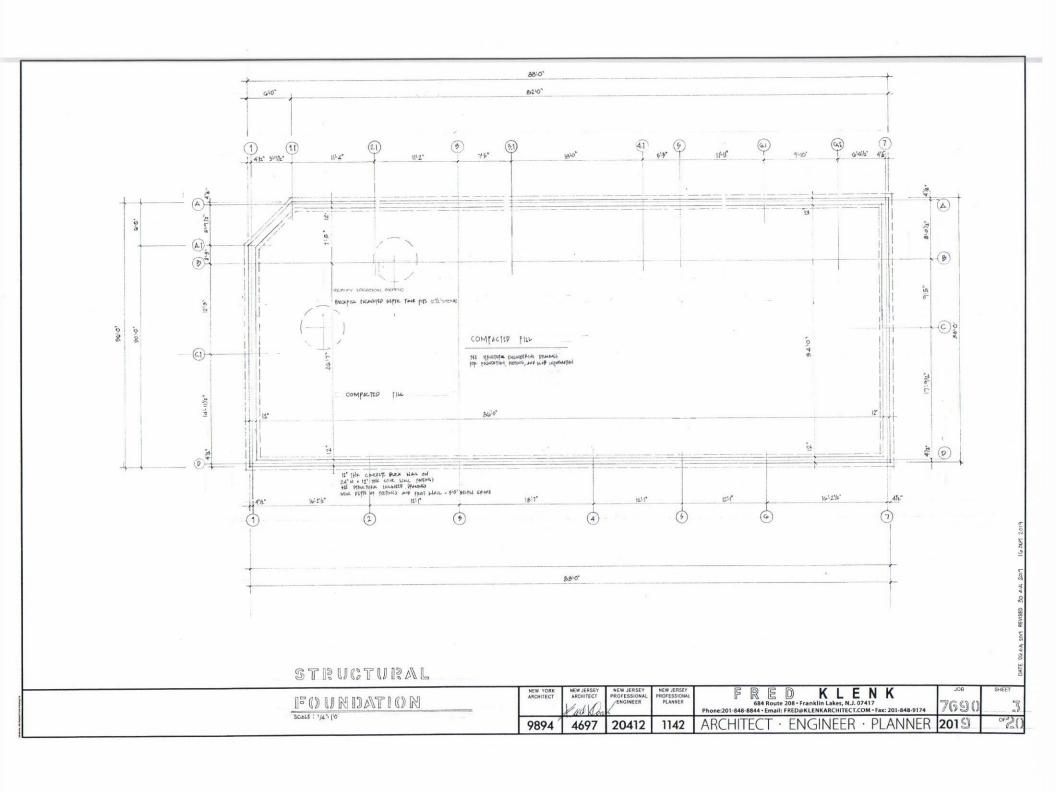
BLOCK 4508- LOTS 2 & 3 445 Ramapo Valley Road Oakland, NJ 07436

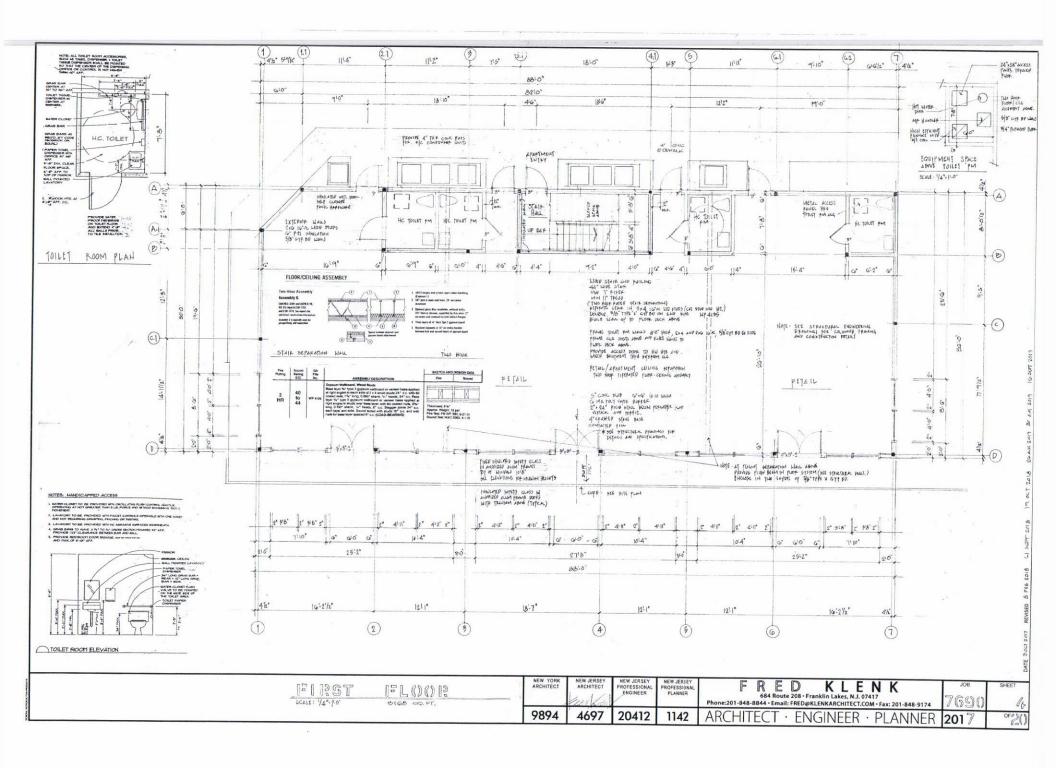


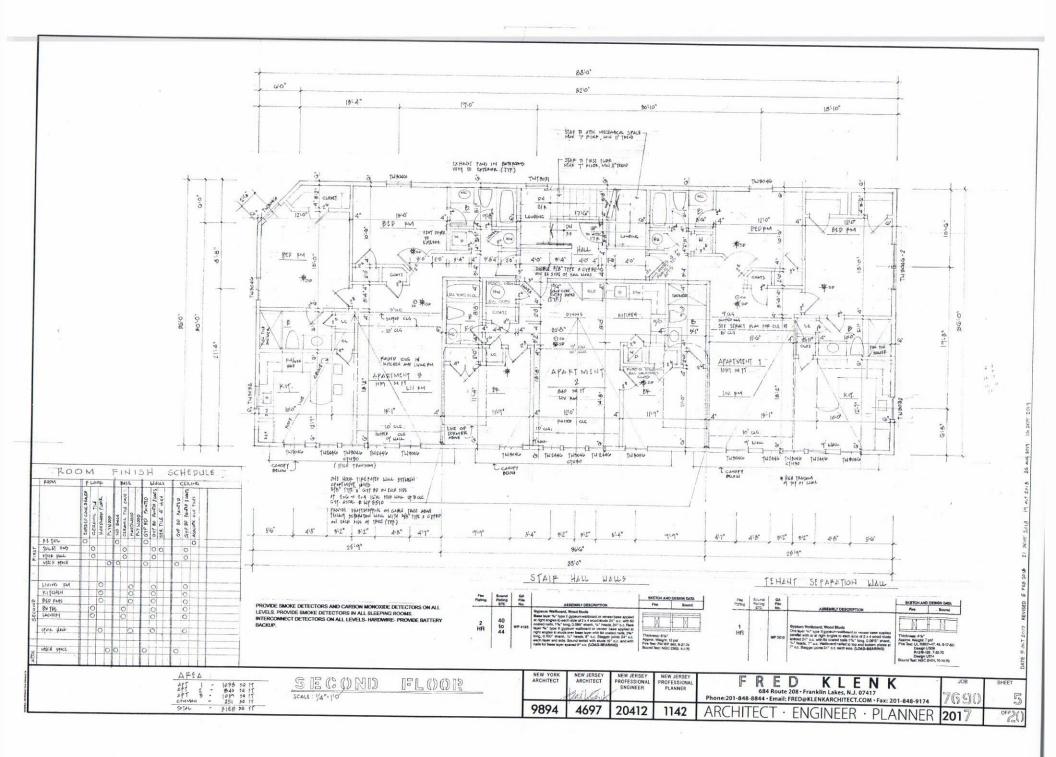
Appeared by:	NI LLA ASSONGA
Drawn by: BAM	NJ PP 33L 180554508 Scale: 1"=20"
Date: 9/27/2018	Sheet: 1 OF 1

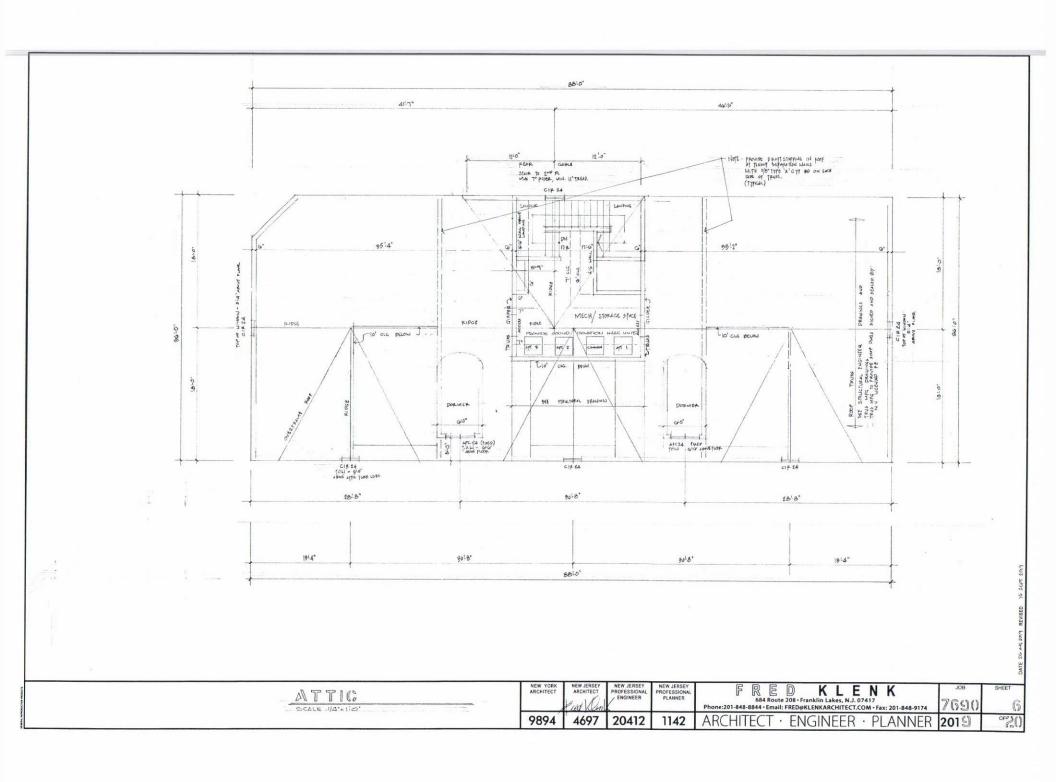


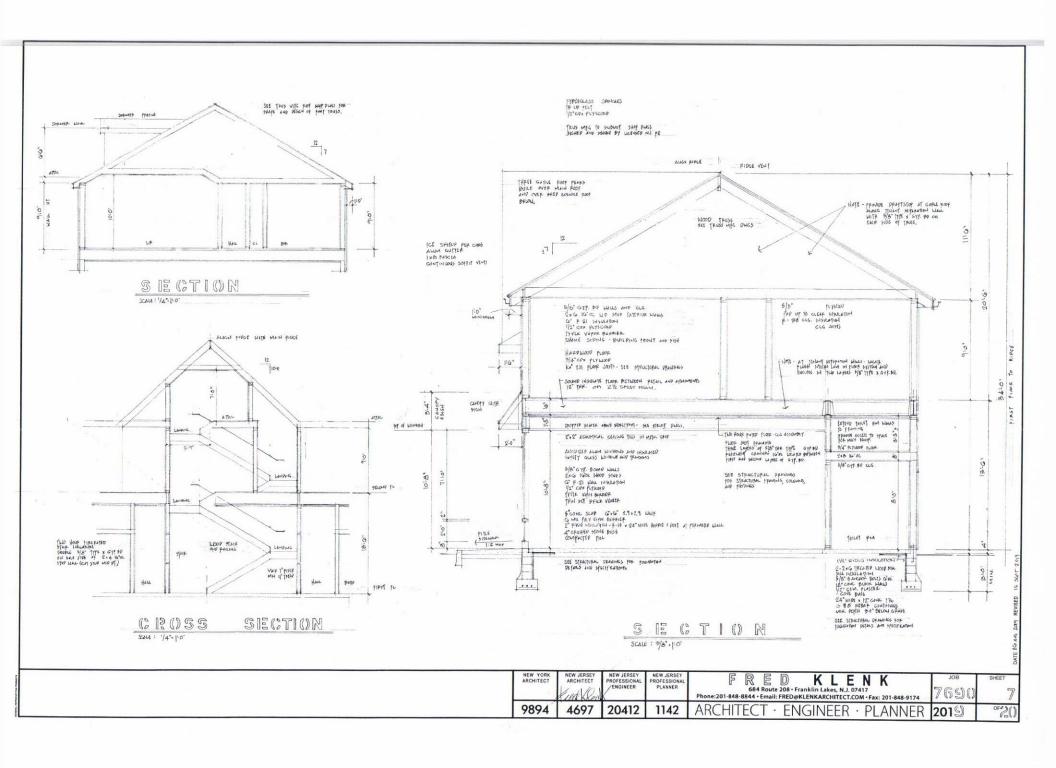


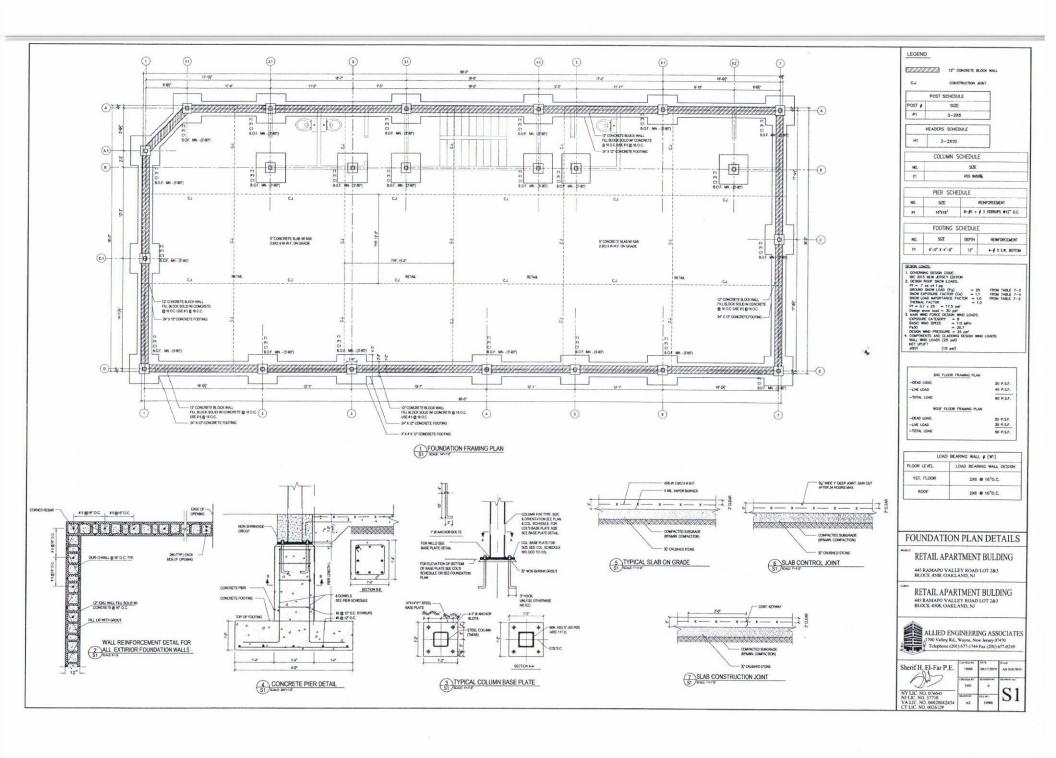


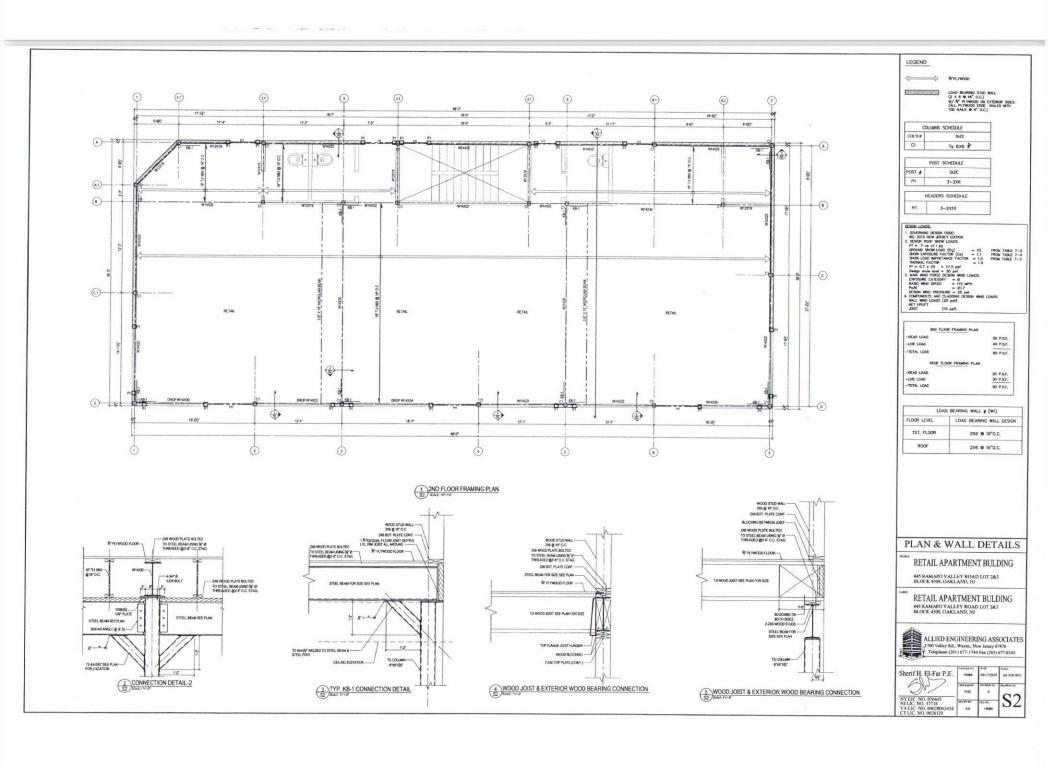


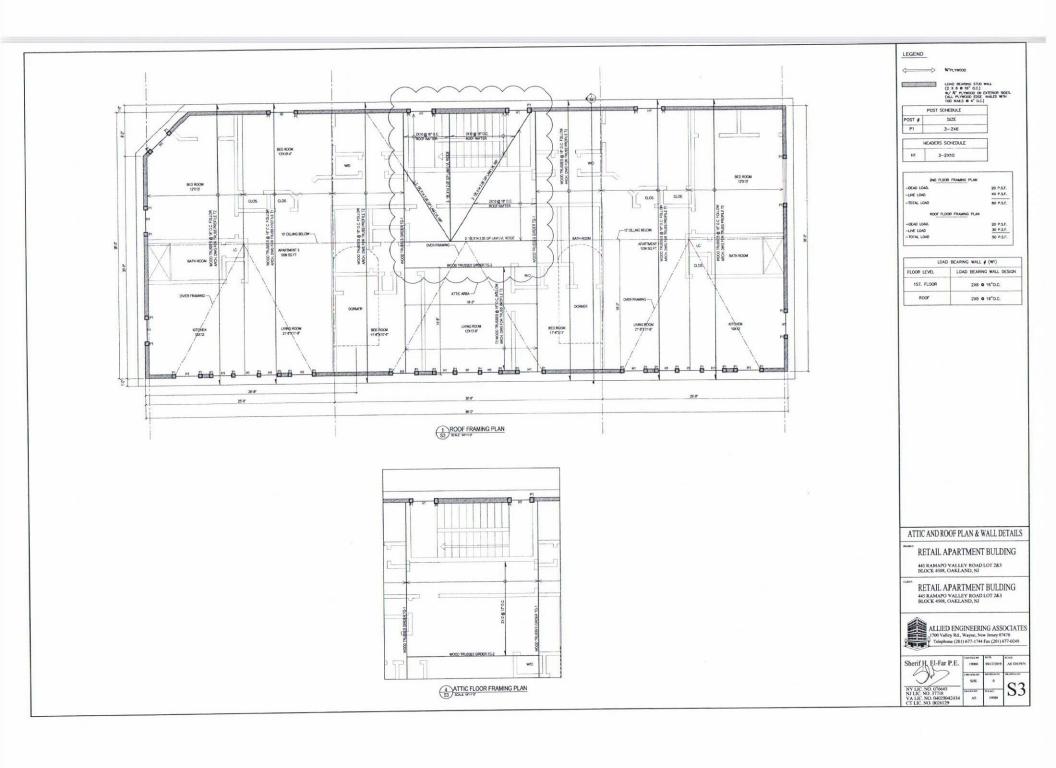


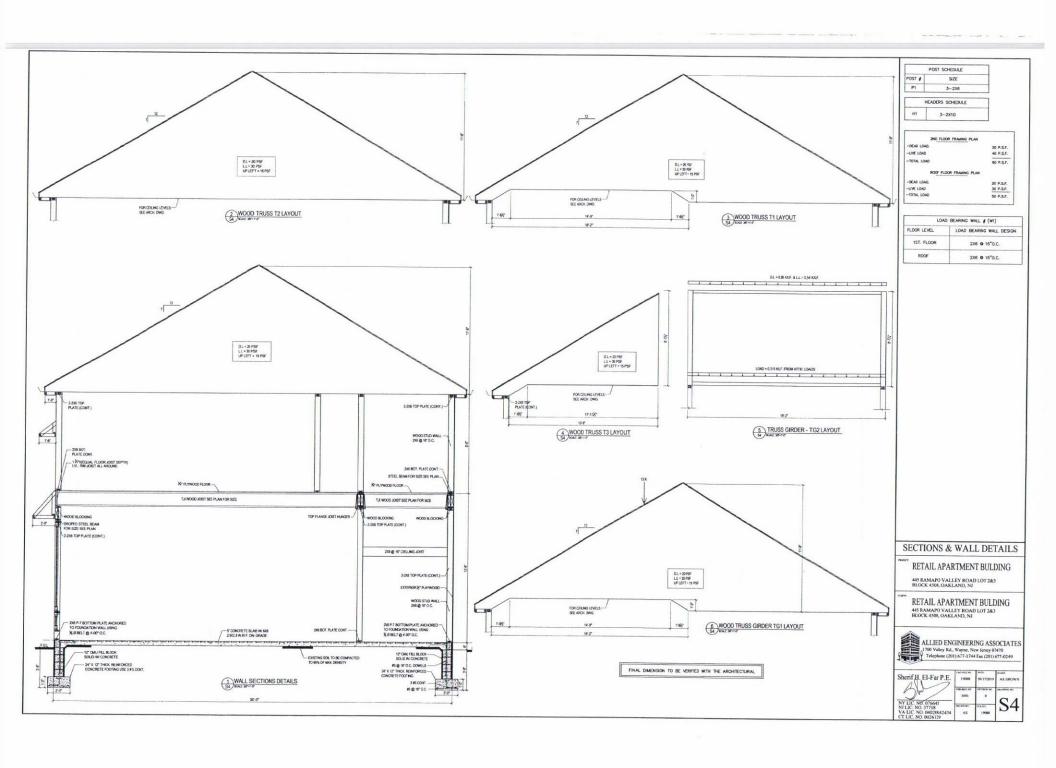












A. CONTRACTOR RESPONSIBILITY

CONTRACTOR RESPONSIBLITY WILL CONTAIN BUT NOT BE UNITED TO THE FOLLOWING

- 1. STRUCTURAL DRAWINGS SHALL BE USED IN CONJUNCTION WITH ARCHITECTURAL, CIVIL AND MEDIANICAL DRAWINGS AND THE SPECIFICATIONS. IN CASE OF CONFLICT BETWEEN THE STRUCTURAL PLANS AND OTHER PLANS. CONTRACTOR SHALL VERFY THE ENGINEER IMMEDIATELY. ALL WORK SHALL CONFORM TO THE REQUIREMENTS OF THE NEW JERSEY LIMPORA CONSTRUCTION CODE AND TO LOCAL REGULATIONS.
- 2. ALL WORK SHALL COMPLY WITH THE NEW JERSEY CODE, BIC 2015 THE LOCAL BUILDING CODE, ACI BUILDING CODE, ACI SPECIFICATIONS FOR DESIGN FARRICATION AND ERECTION OF STEEL BUILDINGS. STEEL DECK INSTITUTE, WIRE REINFORCEMENT INSTITUTE, AND CONCRETE MASONRY ASSOCIATION NATIONAL
- 3. THE CONTRACTOR SHALL REVIEW THE REQUIREMENTS OF THE BUILDING WITH THE OWNER TO DETERMINE THE USE OF AREA, RAMPS, ETC. ANY RELATED COSTS OR CHARGES THERETO SHALL BE INCLUDED IN THE COST OF THE WORK.
- 4. THE CONTRACTOR SHALL SUPERVISE AND DIRECT THE WORK, USING HIS BEST SKILL AND ATTENTION. HE SHALL BE SOLELY RESPONSIBLE FOR ALL CONSTRUCTION MEANS, METHODS, TECHNIQUES, SEQUENCES AND PROCEDURES, AND FOR THE COORDNATION OF ALL PORTIONS OF THE WORK.
- 5. THE CONTRACTOR IS RESERVABLE IF FOR THE PROTECTION AND SAFETY OF ALL DERSONS EXISTING FACILITIES AND EXISTING EQUIPMENT AND DISPLAYS AT THE CONSTRUCTION SITE AND THROUGHOUT ALL AREAS AFFECTED BY THE NEW CONSTRUCTION
- 6. THE CONTRACTOR SHALL THOROUGHLY VERIFY ALL DIMENSIONS AND FIELD CONDITIONS AT THE JOB STE. ANY AND ALL DISCREPANCES SHALL BE REPORTED TO THE ENGINEER, OTHERWISE, THE CONTRACTOR SHALL BEAR ALL COSTS TO COMPLETE THE WORK AS INTENDED ON THE DRAWINGS.
- THE CONTRACTOR SHALL SUBMIT SHOP DRAWINGS OF REINFORCING, STRUCTURAL STEEL ETC., DETAILS FOR APPROVAL BEFORE PROCEEDING WITH THE WORK. THE CONTRACTOR SHALL CHECK ALL DIMENSIONS AND ACCEPT FULL RESPONSIBILITY FOR DIMENSIONAL CORRECTNESS.
- 8. OPENING LOCATIONS IN THE ROOF OR FLOORS FOR MECHANICAL SYSTEM. SHALL BE LOCATED FROM THE ARCHITECT OR MECHANICAL PLANS
- 9. THE CONTRACTOR SHALL COORDINATE ALL STRUCTURAL SUPPORTS RELATED TO MECHANICAL SYSTEM WITH ACTUAL OUT SHEET OBTAINED FROM THE MECHANICAL CONTRACTOR.

B. STRUCTURAL STEEL NOTES

- MANAGE VIEW STREAM OF A VIEW BY A LOCK OF A VIEW STREET O
- 2. ALL DESIGN, FABRICATION AND ERECTION OF STRUCTURAL STEEL WORK SHALL CONFORM TO THE CURRENT ISSUE OF THE AISC WORS SPECIFICATIONS AND SHALL COMPLY WITH ALL LOCAL LAWS AND ORDINANCES
- 1 ALL STRUCTURAL STEEL SHALL BE NEW, CLEAN AND STRAIGHT, IT SHALL CONFORM TO THE LATEST EDITION OF THE ASTM A-992 FURNISH MILL CERTIFICATES.
- 4. THE STRUCTURAL STEEL CONTRACTOR MUST VERBFY LOCATION OF ANOHOR BOLTS, LOCATION, SIZE AND ELEVATION OF AS BUILT FOUNDATIONS PRIOR TO THE START OF ERECTION.
- 5 BOLTS SHALL BE 34" DIA. (UNLESS OTHERWISE NOTED) HIGH STRENGTH CONFORMING TO ASTM A325. MINIMAM 2 BOLTS PER
- CONNECTION. 6. ALL ASTM ASIS OR A460 BOLTS USED IN COLUMN OR BEAMS SPLICES, BEAMS CONNECTIONS TO GRODERS OR COLUMNS. SHALL BE TYPE " SC" UNLESS OTHERWISE NOTED. BOLTS SHALL BE TENSIONED TO THE VALUE IN TABLE 8.1 OF ROSC" SPECIFICATIONS FOR STRUCTURAL JOINTS USING HIGH STRENGTH BOLTS "2009. OTHER HIGH STRENGTH BOLTS MAY BE INSTALLED SNUG TIGHT AS DEFINED IN AISC. BRACING BOXTS 777
- A. SHOP CONNECTIONS SHALL BE MADE WITH HIGH STRENSTH BOLTS OR WELDS
- B. FIELD CONNECTIONS SHALL BE MADE WITH HIGH STRENGTH BOLTS UNLESS OTHERWISE NOTED.
- C. CONNECTION CAPACITY FULL SHEAR CAPACITY OF THE MEMBER
- 8. MINIMUM WELD NOT LESS THAN X.* FILLET, CONTINUOUS UNLESS OTHERWISE NOTED
- 9. STEEL COLUMN AT THE BASE TO BE ENCASED IN CONCRETE AFTER PROPER ALIGNMENT AND LEVELING WITH NON-SHRIM GROUT UNDERSIDE OF BASE PLATE. ENCASED PORTION OF COLUMN SHALL NOT BE PAINTED.
- 10. CONTRACTOR SHALL PROVIDE ALL TEMPORARY BRACING REQUIRED TO MAINTAIN PLUME AND STABILITY OF STRUCTURAL
- 11. ALL ANCHOR BOLTS AND EMBEDDED PLATESINSERTS TO BE SUPPLIED BY STEEL CONTRACTOR, AND SHALL BE SET AT THE PROPER LOCATION BY GENERAL CONTRACTOR.
- 12. BEAMS BEARING ON WALLS SHALL BE PROVIDED WITH BEARING PLATES AND ANCHORED WITH BOLTS AS APPROVED BY THE
- 13. ALL STRUCTURAL STEEL SHOULD HAVE ONE SHOP COAT OF PRIMER PAINT IN ACCORDANCE WITH FED. SPEC. TT-P 636 (FED. 14. ALL STRUCTURAL STEEL AND MISCELLANEOUS METALS EXPOSED TO WEATHER SHALL BE HOT DIPPED GALVANIZED AFTER
- FARRICATION UNLESS OTHERWISE NOTED ON ARCHITECTURAL DRAWINGS. 15. HEADED STUD CONNECTORS CONFORM TO AWS D1.1 STRUCTURAL WELDING CODE. USE K * MINIMUM DIAMETER STUDS
- WITH 11 KIPS STUD CAPACITY UNLESS OTHERWISE NOTED.
- 16. NO OPENINGS SHALL BE OUT IN STRUCTURAL STEEL MEMBERS, UNLESS APPROVED BY THE ENGINEER.
- 18. ALL ROOF AND FLOOR MEMBERS ARE LINEORMLY SPACED UNLESS NOTED OTHER WISE.

C. MASONRY

- ALL MASONRY BLOCK UNITS SHALL CONFORM TO ASTIN CIKI, MASONRY BLOCK UNITS BELOW GRADE AND ALL EXTERIOR WALLS SHALL BE GRADE N-1 OR S-1. ALL BLOCK BELOW GRADE SHALL BE GROUTED.
- ALL MORTAR SHALL CONFORM TO ASTM C270, TYPE S.
- DROUT IN BOND REAKS AND DROUTED OF US SHALL BE MADE WITH TYPE LOWENT AND STOKE ACCREGATE AND SHALL
- VERTICAL REINFORCING NOTED ON DRAWINGS SHALL EXTEND FOR THE BALL HEIGHT OF MASONEY AND SHALL BE GROWTED IN PLACE, USING A MAXIMUM OF 417 LIFTS. PROVIDE 86 BAR AT ALL CORNERS. END OF WALL, EACH SIDE OF OPENINGS, AND EACH SIDE OF CONTROL JOINT
- 5. FILL ALL YORDS AND BLOCK CELLS SOLIDLY WITH GROUT FOR A DISTANCE OF 3F BENEATH AND 12 EACH SIDE OF ALL BEAM
- 6. MANCHRY REINFORCEMENT TO BE ASTM ARTS CRADE NO. MINIMUM. LAP LENGTH OF ALRAR DIAMETER.

D. WOOD NOTES:

- LUMBER SHALL CONFORM TO THE LATEST EDITION OF THE "NATIONAL DESCRIBECPICATION FOR WOOD CONSTRUCTION AS PARASHED BY THE NATIONAL FOREST PRODUCTS ASSOCIATION. UNLESS OTHERWISE WOTED.
 ALL LUMBERT TO BE DOUGLAS IN \$ 20 DE BETTER, CAPABLE OF DEVELOPING THE FOLLOWING.
- ALLIMBERT OR DODOLOGY IN FOUR BITTING CHARLE OF DEVICIONS IN INFOCUTOR MINIMALM PROSENT FOR THE EXTENSION OF THE PROSENT CHARLE OF EXTENSION S. PROSENT CHARLE OF GENERAL CHARLES OF THE STREAM FOR THE S

E. SLAB ON GROUND

- 1. ALL WORK SHALL COMPLY WITH THE REQUIREMENTS OF ACT 302-80 IN CONSTRUCTION OF ALL SLABS ON GROUND.
- 2. CONCRETE FOR SLABS ON GROUND SHALL BE 4,000 PSI AT 26 DAYS.
- MAXIMUM SLUMP SHALL BE 3 IN
- 4. SLABS SHALL BEAR ON 4 IN. POROUS CRUSHED STONE FILL WITH 1 IN. SAND LAYER OVER TOP. REINFORCE ALL SLABS ON GROUND WITH WWFAT 2 IN. BELOW TOP SLAB.
- 5. SUBGRADE SOIL SHALL BE COMPACTED TO A WINIMUM OF RELATIVE DENSITY = 96%.
- STRIP CAST ALL SLASS ON GROUND IN MAXIMUM WIDTHS OF 20 FT, WITH CONSTRUCTION JOINT EACH SIDE
- SAW CLIT CONSTRUCTION JOINTS IN SLAR AS SHOWN ON STRUCTURAL PLANS CONSTRUCTION JOINTS ARE TO BE A MINIMUM. OF 14 THE DEFTH THE SLAB. SAW OUT CONSTRUCTION JOINTS AS SOON AS CONCRETE IS HARD ENOUGH SO THAT BLADE DOES NOT DISLODGE AGGREGATE, ALL CONTRACTION JOINTS MUST BE CUT WITHIN 12 HOURS OF CASTING CONCRETE.
- 8. SAW CUT JOINTS SPACING SHALL BE 30 TIMES THE SLAB THICKNESS (MIN.).
- 9. SAW OUT ALL CONSTRUCTION JOINTS TO 1/4 THE DEFTH OF SLAB, AFTER A 90 DAY WAIT FILL ALL CONSTRUCTION AND CONTRACTION JOINTS WITH EPOXY JOINT FILLER.

F. CONCRETE FORMWORK

- 1. ALL CONCRETE FORMMORK SHALL COMPLY WITH THE LATEST EDITION OF ACIDIT IRECOMMENDED PRACTICE FOR CONCRETE FORMMORK) PS-1 (CONSTRUCTION AND INDUSTRIAL, PLYWOOD) AND X11 AND BRACING.
- 2. PROVICE BRACING TO ENSURE STABLITY OF FORMWORK, SHORE OR STRENGTHEN FORMWORK SUBJECT TO OVER STRESSING BY CONSTRUCTION LOADS.
- 3. THE FORMWORK DESIGN SHALL BE SUBMITTED TO THE STRUCTURAL ENGINEER FOR REVIEW AND APPROVA
- ALIGN JOINTS AND MAKE WATERTIGHT. KEEP FORM JOINTS TO A MINIMUM.
- OBTAIN APPROVAL BEFORE FRAMING OPENINGS IN STRUCTURAL MEMBERS WHICH ARE NOT INDICATED ON DRAWINGS.
- APPLY FORM RELEASE AGENT ON FORMWORK IN ACCORDANCE WITH MANUFACTURER'S RECOMMENDATIONS. APPLY FORM RELEASE AGENT PRIOR TO PLACEMENT OF REINFORCING STEEL ANCHORING DEVICES, AND EMBEDDED ITEMS
- BOTHER CYCLET CORNER COMMERCE BECY BOTHER FOR TEXAS FOR EXCHANGE AN OR BARCHAR TRACKING THOMPSETS WORK
- 9. LOCATE AND SET IN PLACE ITEMS WHICH WILL BE CAST DIRECTLY INTO CONCRETE.
- INSTALL WATER STOPS CONTINUOUS WITHOUT DISPLACING REINFORCEMENT.
- 11. TOLERANCE: LINLESS SPECIFIED OTHERWISE. ALL TOLERANCE FOR FORMWORK SHALL CONFORM TO ACI STANDARD 117. STANDARD TOLERANCES FOR CONCRETE CONSTRUCTION AND MATERIALS. THE CONTRACTOR SHALL ENGAGE A LICENSED SURVEYOR TO VERIFY THAT WORK IS WITHIN SPECIFIED TOLERANCES UNLESS WRITTEN AUTHORIZATION IS OBTAINED FROM THE ARCHITECT TO PROVIDE TOLERANCE CONTROL USING THE CONTRACTORS DWN FORCES PRIOR TO BEGINNING WORLD

G. CONCRETE FORMWORK

- 1. ALL CONCRETE FORMWORK SHALL COMPLY WITH THE LATEST EDITION OF ACI 347 (RECOMMENDED PRACTICE FOR CONCRETE FORMWORKS PS-1 (CONSTRUCTION AND INDUSTRIAL PLYWOOD) AND 301 AND BRACING
- 2. PROVIDE BRACING TO ENSURE STABILITY OF FORMWORK, SHORE OR STRENGTHEN FORMWORK SUBJECT TO OVER STRESSING BY CONSTRUCTION LOADS
- 3. THE FORMWORK DESIGN SHALL BE SUBMITTED TO THE STRUCTURAL BIIGNEER FOR REVIEW AND APPROVAL
- ALIGN JOINTS AND MAKE WATERTIGHT. KEEP FORM JOINTS TO A MINIMUM.
- 5 OBTAIN APPROVAL BEFORE FRAMING OPENINGS IN STRUCTURAL MEMBERS WHICH ARE NOT INDICATED ON DRAWINGS
- APPLY FORM RELEASE AGENT ON FORMWORK IN ACCORDANCE WITH MANUFACTURERS RECOMMENDATIONS.
- 7. APPLY FORM RELEASE AGENT PRIOR TO PLACEMENT OF REINFORCING STEEL ANCHORING DEVICES, AND EMBEDDED ITEMS
- PROVIDE FORKED OPENINGS WHERE REQUIRED FOR ITEMS TO BE EMBEDDED IN OR PASSING THROUGH CONCRETE WORK.
- 9. LOCATE AND SET IN PLACE ITEMS WHICH WILL BE CAST DIRECTLY INTO CONCRETE.
- 10. INSTALL WATER STOPS CONTINUOUS WITHOUT DISPLACING REINFORCEMENT.
- 11. TOLERANCE : UNLESS SPECIFIED OTHERWISE , ALL TOLERANCE FOR FORMWORK SHALL CONFORM TO ACI STANDARD 117 STANDARD TOLERANCES FOR CONCRETE CONSTRUCTION AND MATERIALS. THE CONTRACTOR SHALL ENGAGE A LYCENSED. SURVEYOR TO VERIFY THAT WORK IS WITHIN SPECIFIED TOLERANCES UNLESS WRITTEN AUTHORIZATION IS OBTAINED FROM THE ARCHITECT TO PROVIDE TOLERANCE CONTROL USING THE CONTRACTOR'S OWN FORCES PRIOR TO BEGINNING WORK

H. CAST-IN-PLACE CONCRET

- ALL CONCRETE DETAILS AND CONSTRUCTION ARE TO COMPLY WITH THE LATEST EXITION OF THE ACI 301, ACI-316, ACI-614.
- 2. CONFORM TO ACL 305R WHEN CONCRETING DURING HOT WEATHER.
- 3. CONFORM TO ACI 306R WHEN CONCRETING DURING COLD WEATHER.
- 4 CEMENT ASTRUCTSOTYPE
- 5. JOINT FILLER TYPE ASTM D1752: PRE MOLDED SPONGE RUBBER, FULLY COMPRESSIBLE WITH RECOVERY RATE OF MINIMAN 95 PERCENT
- 6. MIX CONCRETE IN ACCORDANCE WITH ACL 304. DELIVERY CONCRETE IN ACCORDANCE WITH ASTM CON-
- A. COMPRESSIVE STRENGTH 28 CAYS: 4000 PSI
- C MINIM IN WATERCEMENT RATIO: 0.5
- 8. CHEMICAL ADMORTURES SHALL CONFORM TO ASTM CASA OR ASTM C1017. MINERAL ADMORTURES SHALL CONFORM TO ASTM
- 9. ENSURE RENFORCEMENT, INSERTS, EMBEDDED PARTS, FORMED JOINT FILLERS AND ANCHORS ARE NOT DISTURBED DURING
- CONCRETE PLACEMENT
- 10. VERFY REQUIREMENTS FOR CONCRETE COVER OVER REINFORCEMENT,
- NOTIFY THE ENGINEER MINIMUM 24 HOURS PRIOR TO COMMENCEMENT OF OPERATIONS.
- 12. VERFY THAT ANCHORS, SEATS, PLATES, REINFORCEMENT AND OTHER ITEMS TO BE CAST INTO CONCRETE ARE ACCURATELY PLACED, POSITIONED SECURELY, AND WILL NOT CAUSE HARDSHIP IN PLACING CONCRETE.
- 13. MANTAIN CONCRETE WITH MINIMAL MOISTURE LOSS AT RELATIVELY CONSTANT TEMPERATURE FOR PERIOD NECESSARY FOR HYDRATION OF CEMENT AND HARDENING OF CONCRETE.
- 14. DO NOT PATCH, FILL, TOUCHUP, REPAIR, OR REPLACE EXPOSED CONCRETE EXCEPT UPON EXPRESS DIRECTION OF ENGINEER FOR EACH INDIVIDUAL AREA.
- REPAR OR REPLACEMENT OF DEFECTIVE CONCRETE WILL BE DETERMINED BY THE ENGINEER.
- 16. ALL STRUCTURAL MEMBERS SHALL BE POURED IN FULL DEPTH IN THE SAME POUR.

GENERAL NOTES

RETAIL APARTMENT BULDING

445 RAMAPO VALLEY ROAD LOT 2&3 BLOCK 4508, OAKLAND, NJ

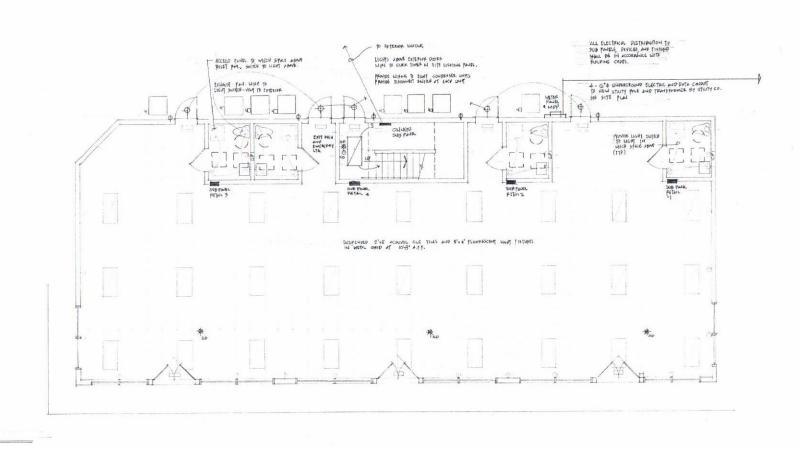
RETAIL APARTMENT BULDING 445 RAMAPO VALLEY ROAD LOT 2&3 BLOCK 4508, OAKLAND, NJ



ALLIED ENGINEERING ASSOCIATES 1700 Valley Rd., Wayne, New Jersey 07470 Telephone (201) 677-1744 Fax (201) 677-0249

Sherif H, El-Far P.E. VA LIC. NO. 04020042434 CT LIC. NO. 0026129

OR WATER BY



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I 2x4 FLUORESCENT LIGHT TIXTUPE

2,2 PLUOPESCENT LIGHT PINTUPE

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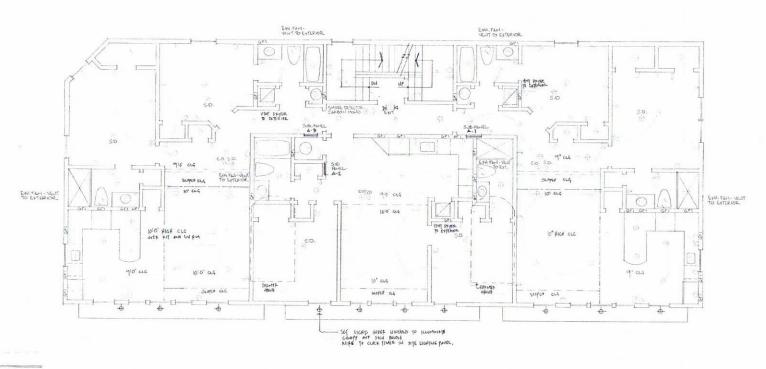
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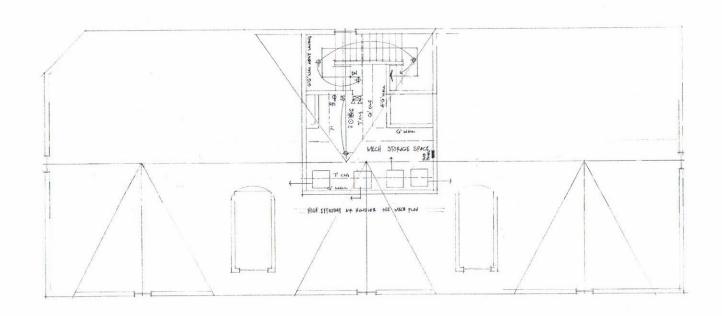
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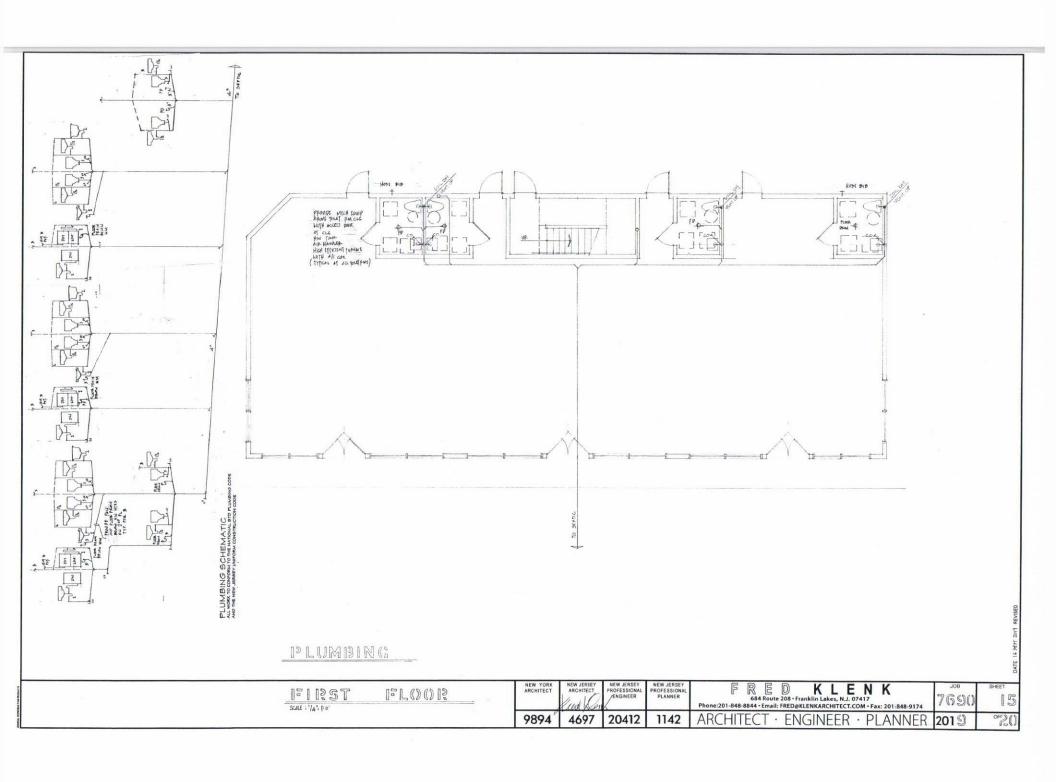
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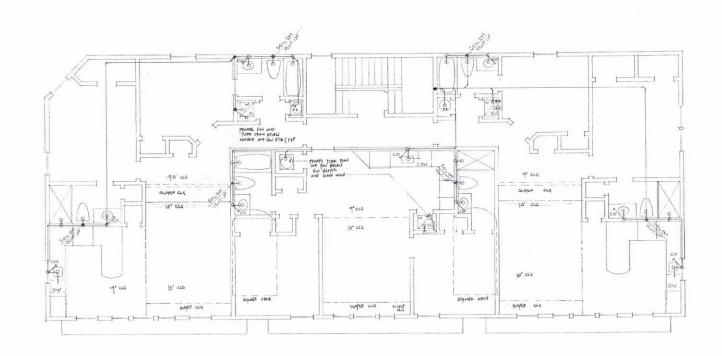
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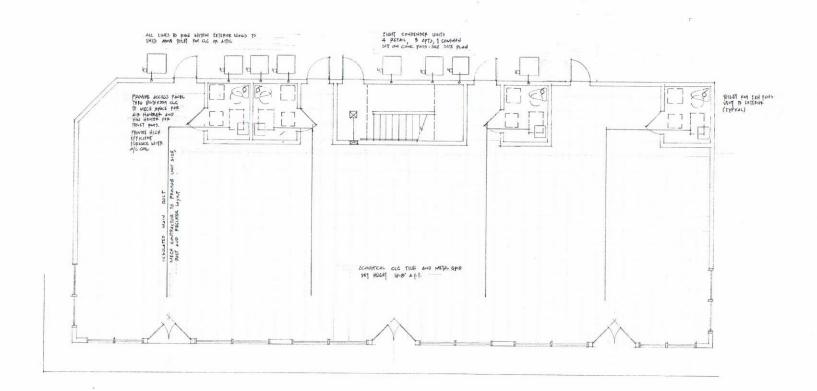
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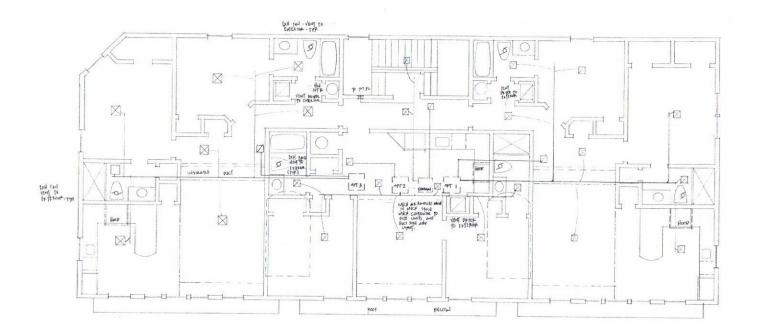
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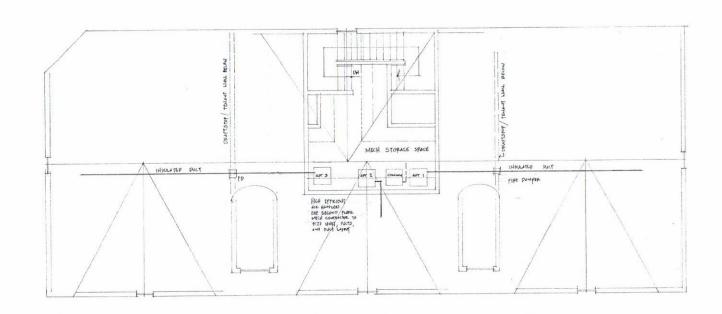
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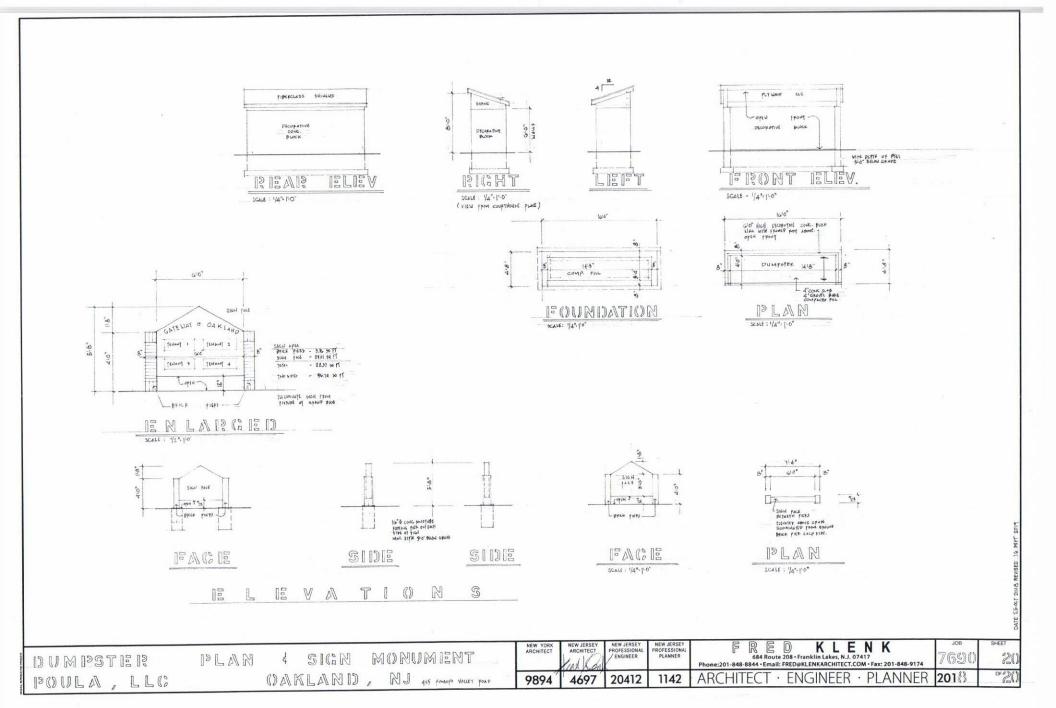
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Borough of Oakland, New Jersey

Scott J. Holzhauer, CTA, SCGREA Tax Assessor **Assessment Division**

Phone: (201) 337-8111 x2007 Fax: (201) 337-1520

Email: assessor@oakland-nj.org

January 26, 2023 **Ben Casio** 684 Route 208 Franklin Lakes, NJ 07417

RE: Certified List of Property Owners @ 200-ft

Property Owner: Poula, LLC

Property Location: 445 Ramapo Valley Rd

Block / Lot(s) ID: 4508/2,3

Dear Board Applicant:

Attached please find a complete list of all property owners in the Borough of Oakland (Bergen County) that appear to be situated within 200-feet of the above referenced parcel(s). This information is certified as that which appears in the Oakland Tax Book, including any ownership changes that have been recently received in the form of new deeds.

The attached printout titled "Owner & Address Report" takes data directly from the electronic Mod IV file maintained within the Assessor's computer. The properties provided on the list were determined by taking scaled offsets from the subject property as identified on the most recent Tax Map for the municipality. The attached "Addendum" includes any other entities that require notification in accordance with the provisions of the M.L.U.L. and pursuant to Subsection (h) of N.J.S.A. 40:55D-12 (agencies that have registered to receive notice with regard to Planning and/or Zoning applications). NOTE: PLEASE USE THE ADDRESS BELOW PROPERTY OWNER'S NAME AS THE MAILING ADDRESS.

If you have any questions, feel free to contact my office.

Sincerely,

BOROUGH OF OAKLAND

Scott J. Holzhauer, CTA, SCGREA

Tax Assessor

Attch.

Cc: Planning Board/Board of Adjustment

ADDENDUM

The following entities marked " \underline{X} " must also be included in the 200-ft notification for the subject property in question:

INCLUDE	ROADS/ ASSOCIATIONS / UTILITIES	ADDRESS / CONTACT INFO
	State Highways: Route I-287 Route 208	State of NJ – DOT 1035 Parkway Ave CN 600 Trenton, NJ 08625
Х	County Roads: Route 202 Long Hill Road Franklin Avenue West Oakland Avenue	Bergen County Planning Board One Bergen County Plaza Room 415 Hackensack, NJ 07601-7076
	Railroads: N.Y.S. & W. R.R.	Delaware & Otsego Railroad 1 Railroad Plaza Cooperstown, NY 13326
	Associations:	None known or specified
X	Utilities Companies: • Rockland Electric	Rockland Electric Co. Att: Edw. M. McDonough One Blue Hill Plaza Pearl River, N.Y. 10965
X	• P.S.E. & G.	Public Service Electric & Gas Manager – Corporate Properties 80 Park Plaza, T6B Newark, NJ 07102
	•	Subject is within 200-ft of adjacent municipality. You need to obtain a list of additional Property Owners from them.

(LIST CERTIFIED FOR 90 DAYS FROM DATE OF ISSUE)



Buffer Report

BOROUGHOFOAKLAND

Office of the Assessor One Municipal Plaza Oakland, New Jersey 07436 Telephone: (201) 337-8111 ext 207/208 Facsimile: (201) 337-1520

Highlighted feature(s)

Block Lot Qualifier Owner	Lucation	Street	City State Zip
POULA, LLC C/O WM. KAYE ASSOC.	445 RAMAPO VALL	EY 191 GODWIN AVE - SUITE	WYCKOFF NJ
	RD	6	07481

List of adjoining feature(s) that intersect 200 foot buffer from Subject Property.

Adjoining Properties (13)

Adjoin	ing Properties (13)			
Block	Lot Qualifier	Owner	Location	Street	City State Zip
4404	12	STATE OF NEW JERSEY, D.O.T.	ROUTE 208	1035 PARKWAY AVE	TRENTON NJ 08618
4404	13	STATE OF NEW JERSEY, D.O.T.	454 RAMAPO VALLEY RD	1035 PARKWAY AVE	TRENTON NJ 08618
4504	35	RVR, INC., A N.J. CORP.	451-3-5-7 RAM VAL RD	581 RAMAPO VALLEY RD	OAKLAND NJ 07436
4504	36	NJ ENERGY REALTY LLC	4 COURT HOUSE PL	536 MAIN ST	NEW PALTZ, NY 12561
4504	37	NJ ENERGY REALTY LLC	CEDAR COURTHOUSE PL	536 MAIN ST	NEW PALTZ, NY 12561
4504	38	HEIM, ROBERT & LAUREN	26 CEDAR ST	26 CEDAR ST	OAKLAND, NJ 07436
4504	45	DEKLER, WAYNE & VIRGINIA	19 CEDAR ST	19 CEDAR ST	OAKLAND NJ 07436
4504	46	O'BLAKE, MICHAEL J.& TRACEY	17 CEDAR ST	17 CEDAR ST	OAKLAND NJ 07436
4504	47	ELSHAHAWI, SAMY M	15 CEDAR ST	15 CEDAR ST	OAKLAND NJ 07436
4504	48	SMITH, GEORGE A & SUSAN L	13 CEDAR ST	13 CEDAR ST	OAKLAND NJ 07436
4508	1	HA OF RVC#5846 KNIGHTS OF COLUMBUS	7 COURT HOUSE PL	7 COURT HOUSE PL	OAKLAND NJ 07436
4508	3	BOROUGH OF OAKLAND	439 RAMAPO VALLEY RD	MUNICIPAL PLAZA	OAKLAND NJ 07436
4508	4	BOROUGH OF OAKLAND	CEDARST	MUNICIPAL PLAZA	OAKLAND, NJ 07436

Buffer Report - Map



Buffer Report BOROUGHOFOAKLAND

Office of the Assessor One Municipal Plaza Oakland, New Jersey 07436 Telephone: (201) 337-8111 ext 207/208 Facsimile: (201) 337-1520

Highlighted feature(s)

Sub	ject	Pro	perty	(1)
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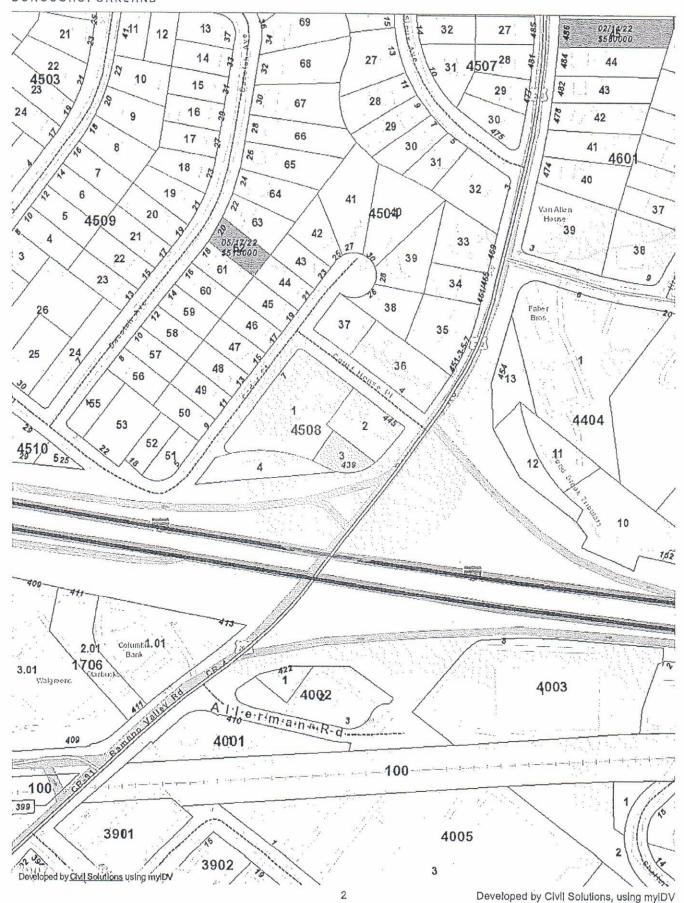
Block	Lot Qualifier	Owner	Location	Street	City State Zip
			439 RAMAPO VALLEY RD	None of the second seco	OAKLAND NJ 07436

List of adjoining feature(s) that intersect 200 foot buffer from Subject Property.

Adiaining Properties (5)

	ing Properties (Lot Qualifier	Owner the Table	THE RESIDENCE OF THE PROPERTY OF THE PERSON	The same of the sa	City State Zip
4504	36	NJ ENERGY REALTY LLC	4 COURT HOUSE PL	536 MAIN ST	NEW PALTZ, NY 12561
4504	37	NJ ENERGY REALTY LLC	CEDAR COURTHOUSE PL	536 MAIN ST	NEW PALTZ, NY 12561
4508	1	HA OF RVC#5846 KNIGHTS OF COLUMBUS	7 COURT HOUSE PL	7 COURT HOUSE PL	OAKLAND NJ 07436
4508	2	POULA, LLC C/O WM. KAYE ASSOC.	445 RAMAPO VALLEY RD	191 GODWIN AVE - SUITE 6	WYCKOFF NJ 07481
4508	4	BOROUGH OF OAKLAND	CEDAR ST	MUNICIPAL PLAZA	OAKLAND, NJ 07436

Buffer Report - Map



NOTICE OF PUBLIC HEARING

BOROUGH OF OAKLAND BOARD OF ADJUSTMENT

IN THE MATTER OF THE APPLICATION OF POULA, LLC

FOR SITE PLAN & USE VARIANCE APPROVAL

PLEASE TAKE NOTICE that the undersigned shall apply before the Planning Board of the Borough of Oakland for Use Variance & Site Plan Approval to construct a two and one half story mixed use retail/residential building in the CBD-II (AHO) Central Business District, for property located at 445 Ramapo Valley Road, also known as Block 4508, Lots 2 and 3 on the Tax Assessment Map of the Borough of Oakland.

PLEASE TAKE FURTHER NOTICE the following Variances will be requested:

TYPE	REQUIRED	PROPOSED	VARIANCE	CODE
Max. Imp. Coverage	55%	64.4%	9.4%	59-47(Schd.A)
Side/Rear Yard Setback	25ft	20ft	5ft	59-47(Schd.A)
Parking Spaces	27 spaces	22 spaces	5 spaces	59-61F(9)
Accessory Structure (dumps		59-47(D)		

PLEASE TAKE FURTHER NOTICE that the applicant shall also request any additional Variances, Interpretations, Waivers or such further relief from any other requirements which may arise as a result of and during the course of the hearing.

PUBLIC HEARING has been scheduled for ________, 2023, at ______ PM at the Municipal Building, One Municipal Plaza, Oakland, NJ 07436, at which time you may appear either in person or by attorney and present any objections or comments which you may have regarding this application.

This notice is sent to you by the applicant by order of the Planning Board of the Borough of Oakland, NJ. The Application, Maps and documents relating to this application are available for public inspection during normal business hours in the Office of the Clerk to the Planning Board and Board of Adjustment, in the Municipal Building, One Municipal Plaza, Oakland, NJ 07436.

Dated:	 , 2023		

Ben R. Cascio, Esq., 684 Route 208 Franklin Lakes, NJ 07417 201-848-7811 fx:201-848-9174 Attorney for the Applicant