VARIANCE APPLICATION NEIL A. DESTEFANO & DARYL LYNNE DESTEFANO 7 FOXHILL DRIVE SOUTHAMPTON, NJ 08088

Variance Application Explanation Neil DeStefano, 7 Foxhill Drive, Southampton

This variance application is being made to allow an increase to the impervious layer to accommodate the building of a first-floor bedroom & bathroom to accommodate aging-in-place for the homeowners. The proposed addition will increase the coverage by 2% to a total of 24% vs. the current 22% coverage granted per Resolution 2020-15z. This addition will not have any adverse impact on the drainage, environment or development surroundings.

The Denial of Permit dated January 4, 2022 for this addition also stipulated a variance for 75' front yard setback would be required. The attached updated site plan indicates the location for the proposed addition will meet this requirement and is set back further than the 75' required.

Also, this addition will not result in an increase in the number of bedrooms as one of the existing bedrooms will be converted to an office and therefore no septic modification will be required.

Sincerely,

Neil DeStefano 7 Foxhill Drive

Southampton, NJ 08088

References/attachments:

- 1. Variance Application
- 2. Southampton Township Denial of Permit dated January 4, 2022
- 3. Proposed project site plan
- 4. Proposed addition elevation drawings
- 5. Proposed addition lot location pictures
- 6. Southampton Township current taxes letter
- 7. Southampton and Tabernacle Townships 200' residents list
- 8. Notice to property owners
- 9. Notice to Official Newspaper
- 10. Eagles Mere deed restrictions
- 11. Escrow Agreement and \$1,500 check
- 12. Variance application \$100 check

TOWNSHIP OF SOUTHAMPTON

ZONING OFFICIAL 5 RETREAT ROAD SOUTHAMPTON NJ 08088 (609) 859-2786 ext. 2120

DENIAL OF PERMIT

January 4, 2022

RE: APPLICATION FOR ZONING

Dear Neil DeStefano,

Your application for a permit to contruct a one story master bedroom bathroom addition at 7 Foxhill Drive, Southampton Township, Block: 2902.06 Lot: 8 is hereby denied for noncompliance with the provisions of the Municipal Zoning Ordinance for the following reason(s):

The application submitted does not meet the 75' front yard setback, this may not be accurate as the survey submitted was not to scale. Site plan approval with variances dated April 1988.

The addition exceeds the 10% Building coverage and the 22% Impervious coverage that was granted per Resolution 2020-15z.

Information on procedures for an appeal of this decision to the Board of Adjustment and/or Planning Board can be obtained from the Secretary of the Board by emailing the secretary at zoning@southamptonnj.org for the Zoning Board or planning@southamptonnj.org for the Planning Board.

It should be noted that under State Statue, notice of appeal of this decision must be filed with the appropriate Board not later than twenty (20) days from the date of this notice.

Please contact the Board Secretary with any questions regarding the procedure process. All applications and forms are located on our website.

https://www.southamptonnj.org/government/construction___zoning.php#outer-33

Planning Board & Zoning Board Application Forms

Denise Schmied, Zoning Officer

Building and lot coverage		
7 Foxhill Drive	BL: 2902.06 Lt: 8	DC DI
	Y acerea	RC PL
1. Lot size: (multiply acreage by 43,560 to get square feet		20
existing: Building Coverage	Dimensio	15,500
2. house w/garage	Dimensio	7
3. shed/ detached garage		2201
4. patio w/ roof, attached deck		872
5. total existing build cover (add lines 6 thru 8)		678 3751
6. total % of existing build cover (line 5 divided by sq ft in lin	ne 1 then mutliply 100)	
proposed:		.00 8.61
	ī	
1. addition - Greezeway	A Comment	1025
9. total proposed build add lines 7 thru 8		
or total proposed build and lines / till u 8		1025
10. total buid & cover in sq ft exist & proposed add lines 5 &	ι 9	4776.00
11. Total % of build cover (line 10 divided by sq ft in line 1 th	en multiply by 100)	10.96
12. Total % build cover permitted (to be completed by Zonin	ng Staff)10.00	0% 4356.00
LOT COVERAGE		
existing:		
13. build cover from line 5		3751
14. Driveway (including stones, pavers, gravel, etc.)		3891
15. sidewalkes		317
16. detached decks, slabs		317
17. pools		1573
18. other		1373
19. Total existing lot cover (add lines 13 thru 18)		9532
20. Total % of existing lot cover (line 19 divided by sq ft in line PROPOSED:	e 1 then multiply by 10	00) 21.88
21.Building Cover from line 9		1025
22		1025
23		
24. total proposed lot cover (add lines 21 thru 23)		1025
25. Total cover in Sq Ft existing & proposed add lines 19 and	24	10557
26. Total % Lot cover (line 25 divided by sq ft in line 1 then m	ultiply by 100)	24.24
27. Total % lot coverage permitted for that zone (to be compl	leted by Zoning Staff)	
	22.009	% 9583.2

TOWNSHIP OF SOUTHAMPTON 5 Retreat Road Southampton, New Jersey 08088 609-859-2786 FAX 609-388-5532

The application, with supporting documentation, must be filed with the Office of the Planning and Zoning Board Administrator. Determination of completeness will be made within forty-five (45) days. Any additional information provided will be subject to a forty-five (45) days determination of completeness. After a meeting is scheduled, any documents submitted must be delivered to the Board and professionals no later than fifteen (15) days prior to the meeting scheduled.

	PLANNING BOARD & ZONING BOARD APPLICATION FORM	
Date F	led: Application No	
(Idiliiii	g board	
Zoning	Board of Adjustment:	
Applica	tion Fees:	
Schedu	tion Fees: lled for: Review for Completeness: Hearing:	
1.	SUBJECT PROPERTY: 7 FOX HILL DELVE SOUTHAMPTON	
	Tax Map: Page 29, 5 Block 2902.06 Lot(s) 8	
	PageBlockLot(s) Dimensions: Frontage 201.39 Depth 170.54 Total Area	
	Dimensions 5 - 12/ 39' 214,12'	
	Zoning District RC PL ZONE	
	Zoning District R(, PL Zone	
2.	APPLICANT/OWNER/DEVELOPER:	
	Name: NEIL DE STEFANO Address: 7 FOKHILL DEIVE SOUTHAMATON WJ 08088	
	Address: 7 FORHILL DRIVE SOUTHAMATEN WJ 08088	
	Telephone No: 267,879, 1251 Fax No.: Email: Apil, deste france services L.	,
	Telephone No: 267,879, 1251 Fax No.: Email: Acit, destefance concust, rex	-
	Corp., Partnerships & LLC's, please provide a W-9 form.	
3.	DICOLOGUER OF ATRACEAUX.	
J.	DISCLOSURE STATEMENT:	
	Pursuant to N.J.S. 40:55D-48.1, the names and addresses of all persons owning 10% of	
	the stock in a corporate applicant or 10% interest in any partnership applicant must be	
	disclosed. In accordance with N.J.S. 40:55D-48.2 that disclosure requirements applies to	
	any corporation or partnership which owns more than 10% interest in the applicant	
	followed up the chain of ownership until the names and addresses of the non-corporate	
	stockholders and partners exceeding the 10% ownership criterion have been disclosed.	
	(Attach pages as necessary to fully comply.)	
	NameAddressInterest	
	Name Address Interest Name Address Interest Name Interest Interest	
	NameAddressInterest	
	Name Address Interest	
4.	If Owner is other than the applicant, provide the following information on the Owner(s):	
••	Owner's Name:	
	Address	

Telephone No: _____Fax No.:

5.	APPLICATION REPRESENTS A REQUEST FOR THE FOLLOWING: SUBDIVISION:			
	Minor Subdivision Approval Subdivision Approval (Preliminary) Subdivision Approval (Final)			
	Number of lots to be createdNumber of proposed dwelling units (including remainder lot) (if applicable)			
	SITE PLAN: Minor Site Plan Approval Preliminary Site Plan Approval {Phases (if applicable)} Final Site Plan Approval {Phases (if applicable)} Amendment or Revision to an Approved Site Plan Area to be disturbed (square feet) Total number of proposed dwelling units Request for Waiver from Site Plan Review and Approval			
	Reason for request:			
	Informal Review (Planning Board only) Appeal decision of an Administrative Officer (N.J.S. 40:55D-70a) Map or Ordinance Interpretation of Special Question (N.J.S. 40:55D-70b) Variance Relief (hardship) (N.J.S.40:55D-70c(1)) Variance Relief (substantial benefit) (N.J.S.40:55D-70c(2)) Variance Relief (use) (N.J.S. 40:55D-70d) Conditional Use Approval (N.J.S.40:55D-67) Direct issuance of a permit for a structure in bed of a mapped street, public drainage way, or flood control basin (N.J.S. 40:55D-34) Direct issuance of a permit for a lot lacking street frontage (N.J.S.40:55D-35)			
6.	Attach in paragraph form, an explanation of the exact nature of the application and the changes to be made, including proposed use of the premises, and why any variances or waivers should be granted: (Attach separate sheet)			
7.	PROPERTY INFORMATION: Restrictions, covenants, easements, association by-laws, existing and proposed on the property: Yes(attach copies)			
8.	APPLICANT'S ATTORNEY:Address:			
	Address: Telephone No:Fax email:			

9. APPLICANT'S ENGINEER:			
	Address: Faxemail:		
10.	APPLICANT'S PLANNING CONSULTANT:		
	Address:Faxemail:Fax		
11.	APPLICANT'S TRAFFIC ENGINEER:		
	Address:FaxFax		
12.	List any other Expert who will submit a report or who will testify for the Applicant: (Attach additional sheets as may be necessary) Name: Soe Adamson AIA Field of Expertise: Archifocht Address: 10 Macfer Aue Voit 303 Monsetown NJ 08057 Telephone No.: 609 668, 2383 Fax email: Jadamson o Adamson r, uq, Com		
13.	Section(s) of Ordinance from which a variance is requested: 19-2,70.1(g)		
14.	Waivers Requested of Development Standards and/or Submission Requirements: (attach additional pages as needed)		
15.	Attach a copy of the Notice to appear in the official newspaper of the municipality (The Central Record or The Burlington County Times or the Courier Post) and to be mailed to the owners of all real property, as shown on the current tax duplicate, located within the State and within 200 feet in all directions of the property which is the subject of this application. The Notice must specify the sections of the Ordinance from which relief is sought, if applicable. The publication and the service on the affected owners must be accomplished at least ten (10) days prior to the date scheduled by the Administrative Officer of the hearing. An affidavit of service on all property owners and a proof of publication must be filed at least three (3) days prior to meeting before the application will be complete and the hearing can proceed.		
16.	Is a public water line available?		
17.	Is public sanitary sewer available?		
18.	Does the application propose a well and septic system on site?		
19.	Have any proposed new lots been reviewed with the Township Engineer to determine appropriate lot and block numbers?		
20.	Are any off-tract improvements required or proposed?		
21.	Is the subdivision to be filed by Deed or Plat?		

22.	What form of security does the applicant propose maintenance guarantees?	to provide		
23.	Other approvals which may be required and date			
	Burlington County Board of Health	Yes	No	Submitted
	Burlington County Planning Board Burlington County Soil Conservation District			
	NJ Dept. of Environmental Protection			
	Pinelands Commission Stream Encroachment Permit			
	Wetlands Permit			
	Other NJ Dept. of Transportation			
	Public Service Electric & Gas Company			
	County 9-1-1 Coordinator, Street Name Approval		-	
24.	Certification from the Tax Collector that all taxes of been paid. (Affached)	lue on the	subjec	t property have
25.	List of Maps, Reports and other materials accompanies as required for complete listing).	anying the	applica	ation (attach additional
26	The applicant hereby requests that copies of the receive reviewing the application be provided to the follow Specify which reports are requested for each of the all reports should be submitted to the professional Applicants Professional Reports Requests	ing of the a e applican listed.	applica	nt's professionals:
	Attorney			
	Engineer		*··	
27.	CERTIFICATION I certify that the foregoing statements and the mate that I am the individual applicant or that I am an Off I am authorized to sign the application for the Corp of the partnership applicant. (If the applicant is a corporation, this must be signed I applicant is a partnership, this must be signed I	icer of the coration or d by an au	corpora that I	ate applicant and that am a general partner
	Sworn to and subscribed before me this Day of #1/05t , 20 22	1	/	
TAYLOR M E Notary Public - Stat My Commission Exp	e of New Jersey	MA		are a
	Notary Public / Signature	ire of Ann	licant	

28.	I certify that I am the Owner of the property which is the subject of this application, that I have authorized the applicant to make this application and that I agree to be bound by the application, the representations made and the decision in the same manner as if I were the applicant. (If the owner is a corporation, this must be signed by an authorized corporate officer. If the owner is a partnership, this must be signed by a general partner.)		
	Sworn to and subscribed before me this 25 Day of August 2022		
	Notary Public Signature of Owner		
	Notary Public - State of New Jersey My Commission Expires Dec 7, 2022		
29,	I understand that the sum of \$ has been deposited in an escrow account. In accordance with the Ordinance of the Township of Southampton, I further understand that the escrow account is established to cover the cost of professional services including engineering, planning, legal and other expenses associated with the review of submitted materials and the publication of the decision by the Board. Sums not utilized in the review process shall be returned under the procedures in the ordinance. If additional sums are deemed necessary, I understand that I will be notified of the required additional amount and shall add that sum to the escrow account within fifteen (15) days. I understand that no further review of my application will be made until such time as my escrow account is current.		
	Date Signature of Owner		
30.	I agree to be responsible for all bills against this development's escrow account. In the event that this project is sold or my interest is transferred to another party, my obligation can only be relieved if all outstanding exercise bills are relieved if all outstanding exercise bills are relieved in all outstanding exercise bills are relieved.		

can only be relieved if all outstanding escrow bills are paid and the new principal obligates himself to the responsibility of all future bills in an agreement with the Township.

Signature Developer/Applicant

ESCROW AGREEMENT

TH	IIS AGREEMENT made this 23 day of August 2022	
between	NEIL DESTEPAND	
	(name of applicant)	•
harainafta	or referred to as "Ammilian-till and the DI Abbillio mos mp on	

hereinafter referred to as "Applicant", and the PLANNING BOARD OR ZONING BOARD OF ADJUSTMENT of the TOWNSHIP OF SOUTHAMPTON.

hereinafter referred to as the "Board".

WHEREAS, Applicant is currently seeking to make an application to the PLANNING BOARD or ZONING BOARD OF ADJUSTMENT of the TOWNSHIP OF SOUTHAMPTON, and;

WHEREAS, the Board desires to establish an escrow whereby work required to be performed by professionals employed by the Board will be paid by the Applicant as required under the provisions of the Ordinances of the TOWNSHIP OF SOUTHAMPTON, and;

WHEREAS, both parties feel it is appropriate to reduce this understanding to written

WITNESSETH:

IT IS mutually agreed between the parties that:

PURPOSES.

The Board authorizes its professional staff to review, inspect,

report and study all plans, documents, statements, improvements and provisions made by the Applicant in conforming to the requirements of the Ordinances of the Township. The Board directs its professional staff to make all oral and/or written reports to the Board or its conclusions and findings derived from the review, study, investigation and like or similar duties performed as elsewhere authorized. The Applicant agrees to pay all reasonable professional fees incurred by the Board for the performance of the duties outlined above.

ESCROW ESTABLISHED.

Applicant and the Board in accordance with the provisions of this agreement hereby create an escrow to be established by the Board in a depository selected by the Township Committee.

3. ESCROW FUND.

Applicant by execution of this agreement shall pay to the Township Treasurer, to be deposited in the depository referred to in Section 2, such sums as are required by Schedule 1, which is attached hereto and made a part hereof by reference. Execution of this agreement by the Board acknowledges receipt of the sums referred to under this paragraph.

INCREASE IN ESCROW FUND.

If during the existence of this escrow agreement the funds held by the escrow holder shall be insufficient to cover any voucher or bill submitted by the professional staff and reviewed and approved by the Board. Applicant shall within fifteen (15) days from the date of receipt of written notice, deposit additional sums with the escrow holder to cover the amount of the deficit referred to above. The written notice referred to in this paragraph shall be sent to:

TIME OF PAYMENT.

The professionals referred to in this agreement, upon the conclusion of their services or periodically during the performance of their services, shall submit vouchers conforming to the requirements established by the Board and/or Township Committee for vouchers or the type and kind referred to under this paragraph. Said vouchers shall include the amounts of all fees and costs incurred as a result of the services set forth under Paragraph 1 of this agreement.

BOARD OF REVIEW.

The Township Committee shall review the vouchers submitted by the professionals to determine whether the services have been performed in the manner and to the degree required by this agreement. Upon

making a determination that said services have been performed properly, the Treasurer shall process said vouchers in the same manner and under the same terms as are normally employed for vouchers submitted for performance for the Board. At the conclusion of this processing the amounts specified in said vouchers shall be deducted by the escrow holder from the escrow established pursuant to this agreement.

APPLICANT'S OBJECTION.

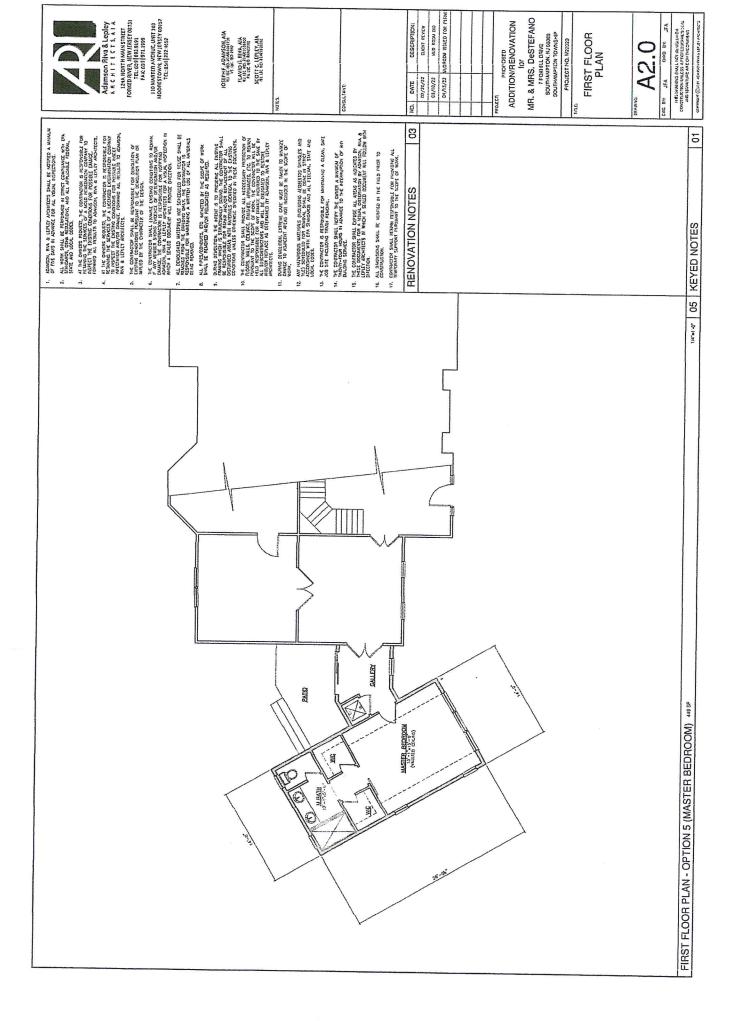
The Applicant shall have the right to make periodic inquiries of the records maintained by the escrow holder to determine the status of the escrow at any point in time. Where the Applicant objects to the payment of any voucher from the escrow fund, he shall have the right to appeal, upon three (3) days written notice to all professionals, to the *TOWNSHIP COMMITTEE* (Board) to determine whether the payments or payment are objected to be proper. The standards of review to be utilized by the *TOWNSHIP COMMITTEE* (Board) in determining whether said payments are proper and whether the fees incurred are reasonable and whether the work has been performed properly.

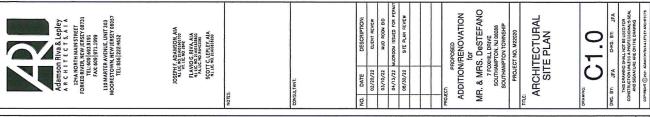
INTEREST ALLOCATIONS.

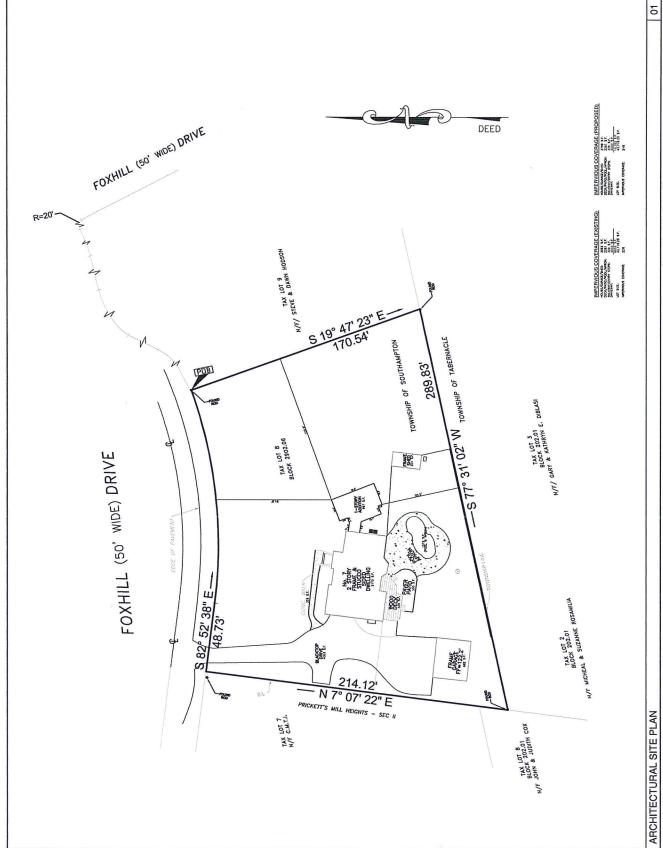
Any and all interest which would result from or arise out of the deposits being made and held in escrow by the Applicant shall revert to the use of the escrow holder as compensation for the services rendered in connection with this escrow agreement.

above.	IN WITNESS WHEREOF, the parties hereto have set their hands and seal the date fire ove.	
	(Applicant)	Administrative Officer of

Planning and Zoning









IMPERVIOUS COVERAGE (EXISTING)

HOUSE/GARAGE/SHED:

DECK/PATIO/PCOL/APRON: WALKWAY/ENTRY STEPS: DRIVEWAY:

LOT SIZE:

329 S.F. 4003 S.F. 9655 S.F. 43,719.25 S.F.

3062 S.F.

2261 S.F.

IMPERVIOUS COVERAGE:

22%

IMPERVIOUS COVERAGE (PROPOSED)

HOUSE/GARAGE/SHED:

DECK/PATIO/POOL/APRON: WALKWAY/ENTRY STEPS: DRIVEWAY:

3759 S.F. 2261 S.F.

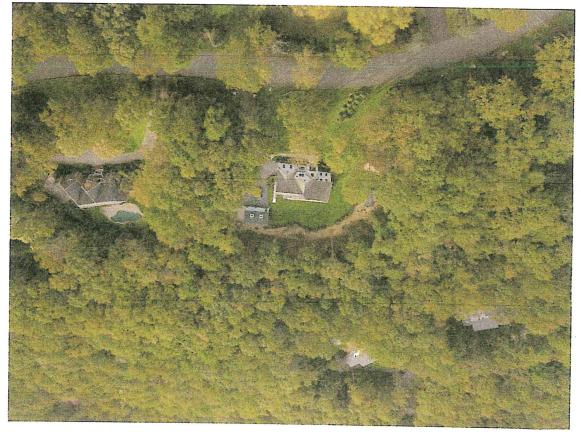
LOT SIZE:

329 S.F. 4003 S.F. 10,352 S.F. 43,719.25 S.F.

IMPERVIOUS COVERAGE:

24%







TOWNSHIP OF SOUTHAMPTON

5 RETREAT ROAD SOUTHAMPTON, NJ 08088

Melissa J. Chesla, Tax Collector Calista N. Shontz, Tax Clerk

Phone # 609-859-3232 Fax # 609-859-3202

Date: August 23, 2022

To Whom It May Concern:

This is to certify that the taxes on Block <u>2902.06</u> Lot <u>8</u>, assessed to <u>DESTEFANO</u>, <u>NEIL A & DARYL LYNNE</u>, have been paid through the <u>3rd</u> quarter of <u>2022</u> and there are **NO Tax Liens** on the property.

Next payment due by <u>November 1, 2022</u> in the amount of \$unavailable.

Respectfully,

Melissa J. Chesla, C.T.C.

Tax Collector

DEED RESTRICTIONS

EAGLESMERE

UNDER AND SUBJECT to the following covenants and restrictions which shall run with the LAND and shall bind the purchasers, their heirs, successors and assigns, until December 31.

- No lot shall be used except for single family residential purposes.
- 2. No drilling, oil development operations, oil refining, quarrying or mining operations of any kind shall be permitted upon or in any lot.
- Garbage and rubbish shall not be dumped or allowed to remain on any lot.
- 4. No open wood burning fires shall be permitted for any purpose whatsoever on the property.
- 5. Fences constructed, excepting tennis court backstops or enclosures, shall be only of wood and allowed to weather to its natural state and not painted above ground in any manner.
- 6. No gasoline, gas or diesel or other fuel propelled bicycle, motor bike or motorcycle shall be used in any part of the properties except on the dedicated roadways and the entrance driveways to individual homesites in the Southampton Township portions of Eaglesmere.
- No gasoline, gas, diesel or other fuel propelled airborne vehicle shall be permitted to take off or land on any part of the tract.
- 8. No privately owned tower for electronic reception or transmission (radio, television, or signal) is to be erected of a height in excess of 25 feet above existing ground levels windmills.
- 9. All private driveway entrances shall not exceed 12 feet in width at the entrance lot line that no clearing except noxious brush shall be permitted along roadways within 20 feet of the lot line.
- 10. No chemicals shall be induced in any waterway without the written approval of the New Jersey Department of Environmental Protection, Division of Environmental Quality, Bureau of Fish, Game and Shell Fisheries and also the New Jersey Department of Environmental Protection Division of Water Resources, Bureau of Water Pollution Control.
- 11. No member of the aquine, bovine, or swine family or domestic fowl may be propagated or harbored in the Eaglesmere tract.
- 12. In order to preserve the natural environmental for the benefit of all owners in the development, each property owner shall not disturb the existing vegetation in any privately owned lot exceeding a total of 30,000 square feet of his lot area and none of this disturbed vegetation shall occur within 15 feet of any interior property line.
- 13. There shall not be permitted hunting with a dog or gun or bow, with intent to kill any animal or fowl on the Eaglesmere tract.
- 14. No trailer; basement, tent, shack, or garage shall at any time be used as a residence temporarily or permanently as a residence.
- 15. All fireplaces and chimneys must be of standard construction with flue lining and shall be screened at the top.
- 16. Invalidation of any one of these covenants and restrictions by judgment or court order shall in no wise affect any of the other provisions which shall remain in full force and effect.
- 17. ENFORCEMENT: Grantor, Grantee and owners of lots in Eaglesmere shall have the right to enforce the foregoing covenants and restrictions.
- 18. MINIMUM HOUSE SIZE: The minimum house size established for the specific property conveyed by the deed is 2,600 square feet. Said minimum square footage is defined as the size of the heated living area measured "gross" including exterior wall thickness, but not including garages, porches, etc.
- 19. MINIMUM HOUSE FRONT SETBACK: The minimum house front setback for the municipal right-of-way is as per approvals.
- 20. MAIL AND NEWSPAPER BOXES: Grantee shall not install or permit to be installed brightly colored newspaper boxes from newspaper publishers or distributors to be installed on or near the property for his use. Mailboxes and posts shall be dark colored except for the red flag.