

RESOLUTION 2019 - 12

**A RESOLUTION OF THE WASHINGTON TOWNSHIP PLANNING BOARD
APPROVING AN ADDITIONAL THREE (3) YEAR EXTENSION OF TIME TO
JUNE 30, 2019 FOR THE PRELIMINARY AND FINAL SITE PLAN AND MINOR
SUBDIVISION APPROVAL TO GIRALDA PROPERTIES, LLC
BLOCK 115.01, LOT 27
120 AMERICAN BOULEVARD**

WHEREAS, the Applicant, Giralda Properties, LLC, with property located at 120 American Boulevard a/k/a Block 115.01, Lot 27, was granted preliminary and final site plan and minor subdivision approval by the Washington Township Planning Board by Resolution #2012-20 adopted on December 18, 2012; and

WHEREAS, the Applicant has requested by letter from Robert S. Baranowski, Jr., Esquire, to the Washington Township Planning Board dated February 14, 2019 an extension of time of approval of the preliminary and final site plan and minor subdivision approval until June 30, 2019; and

WHEREAS, under the Permit Extension Act of 2008, as amended, the extension period is defined as January 1, 2007 until December 31, 2015 (N.J.S.A. 40:55D-136.3) for any governmental approval in existence during the extension period in which the running of the period of approval is automatically suspended until December 31, 2015, provided that a permit or an approval was in existence on or after January 1, 2007, and provided that nothing in the Act shall extend the permit or approval more than six months beyond the expiration of the extension period; and

WHEREAS, the final site plan approval was memorialized on December 18, 2012; and

WHEREAS, a final site plan approval has a two-year period of protection from zoning changes (N.J.S.A. 40A:55D-52); and

WHEREAS, the approval was granted during the Permit Extension Act period during which the period of protection is suspended (i.e., does not run from January 1, 2007 until December 1, 2015); and

WHEREAS, as a result of the Permit Extension Act, there are twenty-four months remaining on the period of protection at the end of the extension period as of December 31, 2015; and

WHEREAS, the period of protection application to an approval remains valid for an additional six months, or until June 30, 2016; and

WHEREAS, the Act further provides that the Act does not prevent the granting of additional extensions provided by law when the tolling granted by the Act expires (N.J.S.A. 40:55D-136.4(a)(3); and

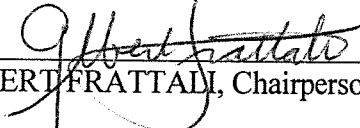
WHEREAS, the Applicant's approval still had the three one-year extensions available for a final site plan approval under N.J.S.A. 40:55D-52, thereby bringing the final extension time period to June 30, 2019 which is the extension date requested by the Applicant.

NOW, THEREFORE, BE IT RESOLVED by the Washington Township Planning Board this 5th day of March, 2019, that the request by Giralda Properties, LLC seeking an additional three (3) year extension of their preliminary and final site plan and minor subdivision approval is hereby granted.

BE IT FINALLY RESOLVED that the approval of the additional three (3) year extension of time shall run from June 30 of 2016 through June 30 of 2019 for the reasons set forth in this Resolution.

This is a Resolution memorializing the vote taken by the Washington Township Planning Board at the aforesaid meeting held on March 5, 2019 and is hereby adopted at the meeting held on March 5, 2019.

WASHINGTON TOWNSHIP
PLANNING BOARD


ALBERT FRATTALI, Chairperson

ATTEST:


CHRISTINE CIALLELLA, Secretary

ROLL CALL VOTE

J. Gattinelli, Mayor	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	ABSENT	<input checked="" type="checkbox"/>	ABSTAIN	<input type="checkbox"/>
A. Frattali, Chair	YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>	ABSENT	<input type="checkbox"/>	ABSTAIN	<input type="checkbox"/>
T. McPoyle, V. Chair	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	ABSENT	<input checked="" type="checkbox"/>	ABSTAIN	<input type="checkbox"/>
E. D'Orazio, II	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	ABSENT	<input checked="" type="checkbox"/>	ABSTAIN	<input type="checkbox"/>
J. Perry, III	YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>	ABSENT	<input type="checkbox"/>	ABSTAIN	<input type="checkbox"/>
M. D'Ariano, IV	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	ABSENT	<input checked="" type="checkbox"/>	ABSTAIN	<input type="checkbox"/>
E. Metz, IV	YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>	ABSENT	<input type="checkbox"/>	ABSTAIN	<input type="checkbox"/>
T. Sparacio, IV	YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>	ABSENT	<input type="checkbox"/>	ABSTAIN	<input type="checkbox"/>
J. Bidinger, IV	YES	<input type="checkbox"/>	NO	<input type="checkbox"/>	ABSENT	<input checked="" type="checkbox"/>	ABSTAIN	<input type="checkbox"/>
B. Dennis (Alt #1)	YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>	ABSENT	<input type="checkbox"/>	ABSTAIN	<input type="checkbox"/>
R. Centrone (Alt #2)	YES	<input checked="" type="checkbox"/>	NO	<input type="checkbox"/>	ABSENT	<input type="checkbox"/>	ABSTAIN	<input type="checkbox"/>

I certify the above to be a true copy of a resolution adopted by the Washington Township Planning Board at a regular meeting held on March 5, 2019, memorializing the action taken by the Board on March 5, 2019.


CHRISTINE CIALLELLA, Secretary

Date: March 5 2019

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