TIMOTHY M. PRIME, Esquire

DUNCAN M. PRIME, Esquire

TYLER T. PRIME, Esquire'

SARA R. WERNER, Esquire\*

JULIA M. HAHN, Esquire!

DANIELLE N. KINBACK, Esquire

PRIME & TUVEL

### ATTORNEYS AT LAW

\*ALSO ADMITTED TO THE PENNSYLVANIA BAR

'ALSO ADMITTED TO THE NEW YORK BAR

\*ALSO ADMITTED TO THE WASHINGTON D.C. BAR

ALSO ADMITTED TO THE WASHINGTON D.C. BAR
ADMITTED TO THE NEW YORK BAR. NEW JERSEY PENDING

JASON R. TUVEL, Esquire\*
MICHAEL MICELI, Esquire\*
NANCY A. LOTTINVILLE, Esquire\*
BENJAMIN T.F. WINE, Esquire
DANIEL H. KLINE, Esquire\*
ADAM LAZAROS, Esquire\*

February 27, 2023

## **VIA UPS GROUND**

City of Jersey City City Hall Annex 1 Jackson Square Jersey City, NJ 07305

Attn: Joey-Ann Morales, City Planning Coordinator

RE: 118 Old Bergen Rd., LLC ("Applicant")

118 & 122 Old Bergen Rd., Jersey City, NJ (the "Property")

Block 29302, Lots 3 & 4 Affidavit Package

Dear Ms. Morales,

Enclosed please find the original Affidavit of Service, newspaper publication, original green and white certified mail cards and receipts, copy of notice, and a copy of the certified list of property owners, for the public hearing in the above matter, scheduled for *March 9*, 2023 at 6:30 pm., before the City of Jersey City Zoning Board of Adjustment.

Thank you for your kind consideration and assistance with this application.

Very truly yours,

JRT/scl Enclosures

Jason R. Tuvel, Esq. Attorney for Applicant

1 University Plaza Drive, Suite 500 Hackensack, NJ 07601 P 201 883 1010 | F 856 273 8383 W primelaw.com PRIME & TUVEL
1 University Plaza Drive, Suite 500
Hackensack, New Jersey 07601
(201) 883-1010
Attorney for Applicant

IN RE:

118 Old Bergen Rd., LLC

118 & 122 Old Bergen Rd., Jersey City, New Jersey Block 29302, Lots 3 & 4 on the City of Jersey City Tax Map THE CITY OF JERSEY CITY ZONING BOARD OF ADJUSTMENT

AFFIDAVIT OF SERVICE AND PUBLICATION OF NOTICE

STATE OF NEW JERSEY )

SS
COUNTY OF BERGEN )

I, SALLY C. LA, of full age, being duly sworn according to law, upon my oath, depose and say:

- 1. I am an employee with the law firm of Prime & Tuvel
- 2. The form of public notice (hereinafter referred to as "Notice") announcing the meeting on March 9, 2023, at 6:30 pm is attached as Exhibit "A."
- 3. The list of property owners within two hundred feet of the subject property prepared by the **City of Jersey City**, as well as other entities to whom the Notice in Exhibit "A" was sent, is attached as Exhibit "B."
- 4. The Notice in Exhibit "A" was sent by United States Certified Mail, Return Receipt Requested, to the property owners within two hundred feet of the site and to the other entities listed in Exhibit "B." Copies of the "white" return receipts post marked **February 24, 2023**, from the United States Post Office are attached as Exhibit "C."
- 5. The Notice in Exhibit "A" was published in **the Jersey Journal** on **February 27, 2023.** A copy of the publication is attached as Exhibit "D." The original affidavit of publication will be provided to the Board once received.

Sworn to and Subscribed before me this 27 day of February 2023

LUZ IVETTE ALICEA
COMMISSION NO. 2323851
A NOTARY PUBLIC OF NEW JERSEY
MY COMMISSION EXPIRES:

Sally C. La

# Exhibit "A"

# NOTICE OF PUBLIC HEARING (VIRTUAL PUBLIC HEARING)

City of Jersey City Zoning Board of Adjustment

PLEASE TAKE NOTICE that the City of Jersey City Zoning Board of Adjustment (the "Board") will hold a virtual public hearing on March 9, 2023 at 6:30 PM to review and take formal action upon an application for preliminary and final major site plan, use variance, bulk variance and design waiver/exception approval (the "Application") by 118 Old Bergen Rd., LLC. (the "Applicant") with respect to property having street addresses of 118 & 122 Old Bergen Road, Jersey City, New Jersey 07305, and being designated as Block 29302, Lots 3 & 4, respectively, on the City of Jersey City Tax Map (the "Property"). The Property is located in the R-1 Zoning District.

The Applicant seeks approval to construct a four (4) story residential building consisting of 31 residential dwelling units over a ground level garage containing 31 parking spaces on the Property, along with related site improvements, including, but not limited to, stormwater management infrastructure, landscaping, and lighting.

The Applicant seeks use variance approval pursuant to N.J.S.A. 40:55D-70(d)(1) for a proposed multifamily residential use where same is not permitted. The Applicant seeks use variance approval pursuant to N.J.S.A. 40:55D-70(d)(6) for building height greater than permitted (34 ft. permitted; 45 ft. proposed).

The Applicant seeks bulk variance approval pursuant to N.J.S.A. 40:55D-70(c) and design waiver/exception relief in connection with the Application, including: (1) Side yard setback (north side) less than required (2 ft. required; 0 ft. proposed); (2) Rear yard setback less than required (111.7 ft. required; 9.92 ft. proposed); (3) Number of stories greater than permitted (3 stories permitted; 4 stories proposed); (4) Building coverage greater than permitted (60% permitted; 91.6% proposed); (5) Lot coverage greater than permitted (85% permitted; 93% proposed); (6) Width of curb cut greater than permitted (10 ft. permitted; 24 ft. proposed); (7) Width of driveway greater than permitted (10 ft. permitted; 24 ft. proposed); and (8) Width of garage door greater than permitted (10 ft. permitted; 22 ft. proposed).

The Applicant also seeks any additional deviations, exceptions, design waivers, submission waivers, variances, use variances, conditional use variances, interpretations, *de minimis* exceptions to the State of New Jersey Residential Site Improvement Standards, continuations of any pre-existing non-conforming conditions, modifications of prior imposed conditions and other approvals reflected on the filed plans (as same may be further amended or revised from time to time without further notice) and as may be determined to be necessary during the review and processing of the Application.

Pursuant to the declarations by the Governor of the State of New Jersey [Executive Orders 103 and 107], and the mechanisms that have been used by local governments during emergencies that render in-person meetings less than optimal, the public hearing will be held by **online/virtual means and telephonically only**. During the public hearing, any interested party will have an opportunity to listen to and, if participating online, view the hearing in its entirety, be heard (ask questions, provide comments or offer evidence) by either (a) participating online by visiting

https://us02web.zoom.us/j/83659307838 and following the instructions provided to join the online/virtual meeting, including entering meeting identification number:836 5930 7838, if prompted; or (b) participating telephonically by calling +1 (301) 715-8592 or +1 (309) 205-3325 or +1 (312) 626-6799 or +1 (646) 931-3860 and entering meeting identification number: 836 5930 7838, if prompted. Participating via online/virtual means or telephonically is free of charge to the public.

Members of the public interested in participating in the public hearing on the Application can advise the Jersey City Planning Division (the "Planning Division") of their interest in participating in advance of the public hearing by sending an email to the Board Secretary at <a href="mailto:cityplanning@jcnj.org">cityplanning@jcnj.org</a> or by calling the Planning Division during regular business hours at (201) 547-5010. In addition, if any member of the public has a concern regarding utilizing the technology set forth above to participate in the public hearing, the member of the public may contact the Board Secretary by email to <a href="mailto:cityplanning@jcnj.org">cityplanning@jcnj.org</a> or by phone at (201) 547-5010 during regular business hours. There will also be a portion of the public hearing dedicated to public questions, public comment, and the opportunity for the public to offer evidence.

The City of Jersey City is utilizing the Zoom service to conduct virtual meetings in compliance with the New Jersey Open Public Meetings Act. More information on how to access virtual meetings, participate, provide public comment, and review agendas and digital plans and applications materials can be can be found on the Planning Division website at <a href="https://jerseycitynj.gov/planning">https://jerseycitynj.gov/planning</a>.

The Application and supporting materials (including maps and plans) will be available for public inspection free of charge to the public by going to the Jersey City Data Portal at the following webpage: <a href="https://data.jerseycitynj.gov">https://data.jerseycitynj.gov</a> at least ten (10) days before the public hearing. Alternatively, members of the public may contact the Planning Division at (201) 547-5010 during regular business hours or email the Planning Division at <a href="mailto:cityplanning@jcnj.org">cityplanning@jcnj.org</a> in order to make an appointment to review or pick up copies of the Application materials, plans, and related documents at the Planning Division, located at 1 Jackson Square, 2<sup>nd</sup> Floor, Jersey City, New Jersey 07305. The public hearing may be continued without further notice on such additional or other dates as the Board may determine.

Jason R. Tuvel, Esq. Prime & Tuvel 1 University Plaza Drive, Suite 500 Hackensack, New Jersey 07601 Phone: (201) 883-1010

Email: jason@primelaw.com

Attorneys for 118 Old Bergen Rd., LLC.

# Exhibit "B"



# **CITY OF JERSEY CITY**

1993.00 130 CHECKED 2/23/23

Office of the City Assessor

City Hall Annex 364 M.L. King Drive, 3<sup>rd</sup> Floor Jersey City, New Jersey 07305 Telephone: (201) 547-5131

**EDUARDO TOLOZA, CITY ASSESSOR** 

February 16, 2023

PROPERTY LOCATION OF APPLICATION: 118-122 Old Bergen Road

BLOCK(S): 29302

LOT(S): 3 & 4

NAME OF APPLICANT: Prime & Tuvel

2 University Plaza, Suite 109 Hackensack, NJ 07601

APPLICANT'S TELEPHONE #: 201-883-1010

Pursuant to your request, attached herewith is a list of properties located within the 200-foot radius of the above-captioned property. This list contains the owner's name, mailing address, block, lot and property location as reflected on the most recent Assessor's Tax List.

# CERTIFIED

**EDUARDO TOLOZA, City Assessor** 

Also be advised that the following companies must be notified:

1√2 P.S.E.& G. 3√4√ COMCAST CABLEVISION

5 6 UNITED WATER COMPANY

7/8/ JERSEY CITY M.U.A.

9/10/VERIZON TELEPHONE

80 PARK PLAZA, NEWARK, NEW JERSEY 07102

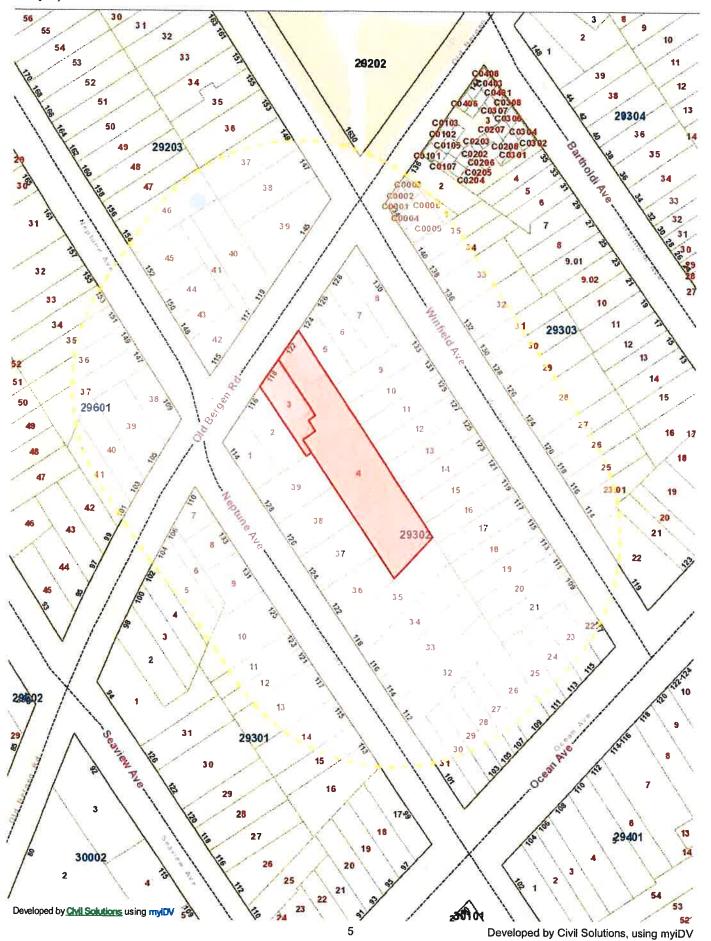
2121 KENNEDY BLVD., JERSEY CITY, NJ 07305

200 HOOK ROAD, HARRINGTON PARK, NJ 07640

555 ROUTE 440, JERSEY CITY, NEW JERSEY 07305

540 BROAD STREET, NEWARK, NEW JERSEY 07102

Jersey City





# CITY OF JERSEY CITY

Office of the City Assessor

Subject Property: Block 29302 - Lots 3 & 4

Block & Lot listing of properties within 200 ft. radius of subject property.

Property Location: 118-122 Old Bergen Road

Date: February 16, 2023

07306	JERSEY CITY, N.J.	75 TONNELE AVENUE	SINGH, NARINDA S.	133 NEPTUNE AVE.			29301	×
07306	JERSEY CITY, NJ	75 TONNELE AVENUE	SINGH, NARINDA S.	110 OLD BERGEN RD.		7	29301	77
11206	BROOKLYN , NY	42 WALTON STREET 2-B	BERGEN COMFORT, LLC	106 OLD BERGEN RD.		6	29301	3/20
07305	JERSEY CITY, NJ	104 OLD BERGEN RD.	ULLOA, JUAN	104 OLD BERGEN RD.		տ	29301	475
07305	JERSEY CITY, NJ	102 OLD BERGEN RD.	PRASAD, GOWSWAMI& Y.& NANDKUMAR,S.	102 OLD BERGEN RD.		4	29301	23
07305	JERSEY CITY, NJ	154 NEPTUNE AVE.	GONZALES, CHRISTOPHER R & FRANCIS J	154 NEPTUNE AV		46	29203	22
07305	JERSEY CITY, NJ	152 NEPTUNE AVE.	RAMCHARITAR, SACENARINE & SEETA	152 NEPTUNE AVE.		45	29203	24
07305	JERSEY CITY, N.J.	5 CASPER COURT	HEWITT, IVY	150 NEPTUNE AV		44	29203	20
07305	JERSEY CITY, N.J.	148 NEPTUNE AVE.	GUPTA, SUDHIR	148 NEPTUNE AVE.		43	29203	×
07305	JERSEY CITY, NJ	115 OLD BERGEN RD.	OUTÁR, ANGELA	115 OLD BERGEN RD.		42	29203	Ą
07305	JERSEY CITY, N.J.	148 NEPTUNE AVE.	GUPTA, SUDHIR	117.5 OLD BERGEN RD.		41	29203	ē
07305	JERSEY CITY, NJ	119 OLD BERGEN ROAD	REYES, ANN CARMEN	119 OLD BERGEN RD.		40	29203	Į
07305	JERSEY CITY, N.J.	145 WINFIELD AVE.	BALL, FLETCHER & SARAH	145 WINFIELD AVE.		39	29203	<del>ढू</del>
07305	JERSEY CITY, N.J.	147 WINFIELD AVE.	SHRI VISHNU MANDIR INC.	147 WINFIELD AVE.		38	29203	V IS
07305	JERSEY CITY, N.J.	149 WINFIELD AVE.	RICARDO, JOSE & REGINA	149 WINFIELD AVE.		37	29203	ίδ.
07302	JERSEY CITY, N J	280 GROVE ST	CITY OF JERSEY CITY	1630 KENNEDY BLVD.		_	29202	どに
ZIP CODE	CITY / STATE	MAILLING ADDRESS	OWNERS NAME	PROPERTY LOCATION	QUAL	LOT	BLOCK	

	BLOCK	TOT	QUAL	PROPERTY LOCATION	OWNERS NAME	MAIIIING ADDRESS	CITY / STATE	10000
2 <b>6</b>	29301	9		131 NEPTUNE AVE.	BUDHOO, HAMRAJ	131 NEPTUNE AVE.	JERSEY CITY, NJ	07305
29	29301	10		125 NEPTUNE AVE.	SUMASAR, ROOKMINA	144 24 87TH AVE	JAMAICA, NY	11435
ğ	29301	11		123 NEPTUNE AVE.	TRIKHA, BALBIR K. & SUMAN B.	1 DONSEN LANE	· SCOTCH PLAINS, NJ	07076
37	29301	12		121 NEPTUNE AVE.	TRIKHA, BALBIR K. & SUMAN	1 DONSEN AVE	SCOTTPLAINS, NJ	07076
32	29301	13		117 NEPTUNE AVE.	MORRONE, MARIO	117 NEPTUNE AVE.	JERSEY CITY, N.J.	07305
33	29301	14		115 NEPTUNE AVE.	MORRONE, MARIO	115 NEPTUNE AVE.	JERSEY CITY, NJ	07305
34	29301	15		113.5 NEPTUNE AVE.	KADWANI, QURRAT A.	113.5 NEPTUNE AVE.	JERSEY CITY, NJ	07305
5/30	29301	16		113 NEPTUNE AVE.	113 NEPTUNE AVENUE,LLC	113 NEPTUNE AVE.	JERSEY CITY, NJ	07305
7/38	29301	17		99 OCEAN AVE.	99 OCEAN, LLC.	96 OCEAN AVE.	JERSEY CITY, NJ	07305
39	29302	_		114 OLD BERGEN RD.	TADROS, ESSAM	114 OLD BERGEN RD.	JERSEY CITY,N.J.	07305
£	29302	2		116 OLD BERGEN RD.	ALOI, RALPH	186 WEST 17TH STREET	BAYONNE, NJ	07002
47	29302	S		124 OLD BERGEN RD.	FIGARO, PIERRE G.& MARIE N.	124 OLD BERGEN RD.	JERSEY CITY, N.J.	07305
なす	29302	6		126 OLD BERGEN RD.	· TIRADO, CARLOS A.	126 OLD BERGEN RD.	JERSEY CITY, NJ	07305
Ę.	29302	7		128 OLD BERGEN RD.	JOHN, SHEHZAH	128 OLD BERGEN RD.	JERSEY CITY, N.J.	07305
ŧ	29302	60		130 OLD BERGEN RD.	LAMA, CHHOLDIM	130 OLD BERGEN RD.	JERSEY CITY, N.J.	07305
£/±€	29302	9		133 WINFIELD AVE.	ADV.BRD.N.Y.DIST.CHURCH NAZARENE	201 W VALLEY STREAM BLVD.	VALLEY STREAM, NY	11580
£	29302	10		131 WINFIELD AVE.	MITCHELL, EDWARD & CONSTANCE	131 WINFIELD AVENUE	JERSEY CITY, N.J.	07305
Æ	29302	=		129 WINFIELD AVE.	OLSEN, HOWARD P. & PATRICIA A.	129 WINFIELD AVE.	JERSEY CITY, N.J.	07305
<b>V</b> (50)	29302	12		127 WINFIELD AVE.	127 WINFIELD AVE., LLC.	5308 13TH AVE., #391	BROOKLYN, NY	11219
57	29302	3		125 WINFIELD AVE.	ULLOA, ALFONSO & SVETLANA	125 WINFIELD AVE.	JERSEY CITY, NJ	07305
52	29302	14		123 WINFIELD AVE.	KADWANI,OBAID & QURRAT ANN	123 WINFIELD AVE	JERSEY CITY, NJ	07305
53	29302	15		121 WINFIELD AVE.	HUTCHINSON, TADA	121 WINFIELD AVE.	JERSEY CITY, N.J.	07305
Ť.	29302	16	11	119 WINFIELD AVE.	EHRMAN, CHANANYA	46 MAIN ST.,#STE500	MONSEY, NY	10952
55	29302	17		117 WINFIELD AVE.	FORTES, JOSE N. & MARGARIDA	117 WINFIELD AVE.	JERSEY CITY, N.J.	07305

	BLOCK	LOT	QUAL	PROPERTY LOCATION	OWNERS NAME	MAII LING ADDRESS	CITY / STATE	ZID CODE
<u> </u>	29302	18		115 WINFIELD AVE.	CATALDO, LEAH	115 WINFIELD AVE.	JERSEY CITY, NJ	07305
57/50	/ 29302	19		113 WINFIELD AVE.	113 WINFIELD CAPITAL MOC LLC.	554 SPRINGFIELD AVE.	NEWARK, NJ.	07103
Sylo	29302	20		111 WINFIELD AVE	ESSENDON, LLC % DIXON ADVISORY	PO BOX 2032	JERSEY CITY, NJ	07303
1V62	29302	21		109 WINFIELD AVE.	ROSEPH LLC.	199 LEE AVE. PMB #949	BROOKLYN, NY	11211
a/mt	29302	22		117 OCEAN AVE.	BSD OCEAN, LLC.	117 OCEAN AVE.	JERSEY CITY, NJ	07305
Bride	29302	23		115 OCEAN AVE.	115 OCEAN AVE,LLC	115 OCEAN AVENUE	JERSEY CITY, NJ	07305
The	29302	24		113 OCEAN AVE.	113 OCEAN AVE HOLDINGS, LLC.	113 OCEAN AVE.	JERSEY CITY, NJ	07305
<u>\$</u>	29302	25		111 OCEAN AVE.	SRIVASTAVA, ROHIT	500 E. 77TH ST.,#315	NEW YORK, NY	10162
211	29302	26		109 OCEAN AVE.	SKY STAR, LLC	PO BOX 59	DEER PARK, NY	11729
2/13	29302	27		107 OCEAN AVE.	107-29 LLC.	107 OCEAN AVE.	JERSEY CITY, NJ	07305
t d	29302	28		105 OCEAN AVE.	105 OCEAN AVE HOUSING LLC	769 FOURTH AVE.	BROOKLYN, NY	11232
27	29302	29		103 OCEAN AVE.	103 OCEAN LLC.	224 93RD ST.	BROOKLYN, NY	11209
2/2	29302	30		101.5 OCEAN AVE.	101 1/2 OCEAN AVE. CORP.	678 BERGEN AVE.	JERSEY CITY, NJ	07306
98	29302	21		101 OCEAN AVE.	103 OCEAN, LLC.	224 93RD ST.	BROOKLYN, NY	11209
7/88/	29302	32		112 NEPTUNE AVE.	112 NEPTUNE LLC.	46 MAIN ST.,#STE500	MONSEY, NY	10952
195 Y	29302	33		114 NEPTUNE AVE.	JVJC MANAGEMENT, LLC	344 GROVE ST STE 13	JERSEY CITY, NJ	07302
/ &	29302	34		116 NEPTUNE AVE.	DROZD, KRYSTYNA	85-43 109TH ST., #1	RICHMOND HILL, NY	11418
× 26	29302	35		118 NEPTUNE AVE.	118 NEPTUNE LLC.	118 NEPTUNE AVE.	JERSEY CITY, NJ	07305
Ob, too	29302	36		122 NEPTUNE AVE.	122 NEPTUNE AVE NJ LLC	130 LEE AVE.#475	BROOKLYN, NY	11211
192	29302	37		124 NEPTUNE AVE.	NEPTUNE GROUP, LLC	P.O. BOX 447	FARMINGDALE, NJ	07727
×	29302	<u>အ</u>		126 NEPTUNE AVE.	NEPTUNE GROUP, LLC	P.O. BOX 447	FARMINGDALE, NJ	07727
· >	29302	39		128 NEPTUNE AVE	NEPTUNE GROUP, LLC	P.O. BOX 447	FARMINGDALE, NJ	07727
A A	29303	_		134 OLD BERGEN RD.	WINFIELD CONDOMINIUM ASSOCIATION, I	134 OLD BERGEN RD.	JERSEY CITY, NJ	07305
3/94	29303	-	C0001	134 OLD BERGEN RD.	HOME SWEET HOME, JC, LLC.	165 SKILLMAN ST.	BROOKLYN, NY	11205

<b>e</b> e	ВLОСК	LOT	QUAL	PROPERTY LOCATION	OWNERS NAME	MAILLING ADDRESS	CITY / STATE	ZIP CODE
1964	29303	-	(0002	134 OLD BERGEN RD.	134 OLD BERGEN RD., LLC.	667 BEDFORD AVE.	BROOKLYN, NY	11211
×	29303	-	C0003	134 OLD BERGEN RD.	HOME SWEET HOME, JC, LLC.	165 SKILLMAN ST.	BROOKLYN, NY	11205
×	29303	1	C0004	134 OLD BERGEN RD.	134 OLD BERGEN RD., LLC.	667 BEDFORD AVE.	BROOKLYN, NY.	11211
×	29303	_	C0005	134 OLD BERGEN RD.	HOME SWEET HOME, JC. LLC.	165 SKILLMAN ST.	BROOKLYN, NY	11205
×	29303	_	0006	134 OLD BERGEN RD.	134 OLD BERGEN RD., LLC.	667 BEDFORD AVE.	BROOKLYN, NY.	11211
ş	29303	2		136 OLD BERGEN RD.	DICKENS, JAMES & MONICA	136 OLD BERGEN RD.	JERSEY CITY, NJ	07305
×	29303	21		123 OCEAN AVE.	CITY OF JERSEY CITY	280 GROVE ST	JERSEY CITY, N J	07302
101/0	29303	22		119 OCEAN AVE.	SRI NILAYAM, LLC	9 AUTUMN LANE	EAST BRUNSWICK, NJ	08816
×	29303	23.01		114 WINFIELD AVE.	CITY OF JERSEY CITY	280 GROVE ST	JERSEY CITY, N J	07302
102	29303	25		116 WINFIELD AVE.	RUBEN, JEAN &	116 WINFIELD AVE.	JERSEY CITY, N.J.	07305
Ęal	29303	26		118 WINFIELD AVE.	DIAZ, JORGE E.	118 WINFIELD AVE.	JERSEY CITY, NJ	07305
ō.	29303	27		120 WINFIELD AVE.	ANDREWS, EMMITT O JR & KAREN B	120 WINFIELD AVE.	JERSEY CITY, N.J.	07305
<u>Q</u>	29303	28		124 WINFIELD AVE.	HELWIG, DORIS	124 WINFIELD AVE.	JERSEY CITY, NJ	07305
IDIO	29303	29		126 WINFIELD AVE.	THOMAS, KRISS A & PANDOLFI, ANTHONY	126 WINFIELD AVE.	JERSEY CITY, NJ	07305
٦	29303	30		128 WINFIELD AVE.	DEEGAN, ELIZABETH ROSE	128 WINFIELD AVE.	JERSEY CITY, NJ	07305
, 04 P(0)	29303	31		130 WINFIELD AVE.	A & Y HOLDINGS LLC.	575 PROPSECT ST.	LAKEWOOD, NJ	08701
MIN	29303	32		132 WINFIELD AVE.	JASEMO, LLC	110 MERCER PLACE	SOUTH ORANGE, N.J.	07079
×	29303	33		136 WINFIELD AVE.	JASEMO, LLC	110 MERCER PLACE	SOUTH ORANGE, N.J.	07079
112/	29303	34		138 WINFIELD AVE.	ADEYANJU, ISREAL	138 WINFIELD AVE.	JERSEY CITY, NJ	07305
2	29303	35		140 WINFIELD AVE.	LEWIS, GREGORY D.	140 WINFIELD AVE.	JERSEY CITY, NJ	07305
ŧ	29601	34		153 NEPTUNE AVE.	JAYED,NASIF,RANIA &ABDALSEED,EKHLAS	153 NEPTUNE AVE.	JERSEY CITY, NJ	07305
র্	29601	35		151 NEPTUNE AV.	PERSAUD, PURAN & ANJAALI	276 COLUMBIA AVE.	JERSEY CITY, NJ	07307
ē	29601	36		149 NEPTUNE AVE.	MCGHEE, DONNIE	149 NEPTUNE AVE.	JERSEY CITY, N.J.	07305
MIB	29601	37		147 NEPTUNE AV.	ABACUS 2 ASSETS,LLC	344 GROVE ST. #4108	JERSEY CITY, N.J.	07302

	BLOCK	LOT	QUAL	QUAL PROPERTY LOCATION	OWNERS NAME	MAILLING ADDRESS	CITY / STATE	ZIP CODE
9(20	19601 29601	38		109 OLD BERGEN RD.	J.C. EPISCOPAL COMMUNITY DEV. CORP.	1901 WEST ST	UNION CITY, NJ	07087
E P	27601	39		105 OLD BERGEN RD.	105 OLD BERGEN LLC.	2 LINCOLN PLACE	WEEHAWKEN, N.J.	07086
Ş	123 29601	40		103 OLD BERGEN RD.	CABRA, JORGE E.	103 OLD BERGEN RD.	JERSEY CITY, N.J.	07305
5	29601	41		101 OLD BERGEN RD.	POSNER, SAMUEL	101 OLD BERGEN RD.	JERSEY CITY, NJ	07305

1993.00 Berger Jersey City 118 & 122 Old Bergen Road Jersey City, NJ Additional Addresses

# **OTHER GOVERNMENTAL AGENCIES**

- 125. Attn: Municipal Clerk
  City of Jersey City
  City Hall
  280 Grove St.
  Jersey City, NJ 07302
- 126. ✓ Attn: Anyone authorized to accept service City of Jersey City
  City Hall
  280 Grove St.
  Jersey City, NJ 07302
- Hudson County Division of Planning Bergen Square Center, Suite 6A 830 Bergen Ave. Jersey City, NJ 07306
- 128. Attn: Anyone authorized to accept service Hudson County Division of Planning Bergen Square Center, Suite 6A 830 Bergen Ave.

  Jersey City, NJ 07306
- Hudson County Planning Board Bergen Square Center, Suite 6A 830 Bergen Ave. Jersey City, NJ 07306
- 130. Attn: Anyone authorized to accept service Hudson County Planning Board Bergen Square Center, Suite 6A 830 Bergen Ave.

  Jersey City, NJ 07306
- 131. Commissioner of Transportation
  New Jersey Department of Transportation
  David J. Goldberg Transportation Complex
  1035 Parkway Ave., P.O. Box 600
  Trenton, NJ 08625

1993.00 Berger Jersey City 118 & 122 Old Bergen Road Jersey City, NJ Additional Addresses

132. Attn: Anyone authorized to accept service New Jersey Department of Transportation David J. Goldberg Transportation Complex 1035 Parkway Ave., P.O. Box 600 Trenton, NJ 08625

### **OWNERS**

- 133. 118 Old Bergen Rd., LLC. 1358 Hooper Ave., Ste 306 Toms River, NJ 08753
- 134. Attn: Anyone authorized to accept service 118 Old Bergen Rd., LLC.
  1358 Hooper Ave., Ste 306
  Toms River, NJ 08753
- 135. 122 Old Bergen, LLC.1358 Hooper Ave., Ste 306Toms River, NJ 08753
- 136. Attn: Anyone authorized to accept service
  122 Old Bergen, LLC.
  1358 Hooper Ave., Ste 306
  Toms River, NJ 08753

# Exhibit "C"



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# Exhibit "D"

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### **Notice Content**

NOTICE OF PUBLIC HEARING (VIRTUAL PUBLIC HEARING) City of Jersey City Zoning Board of Adjustment PLEASE TAKE NOTICE that the City of Jersey City Zoning Board of Adjustment (the "Board") will hold a virtual public hearing on March 9, 2023 at 6:30 PM to review and take formal action upon an application for preliminary and final major site plan, use variance, bulk variance and design waiver/exception approval (the "Application") by 118 Old Bergen Rd., LLC. (the "Applicant") with respect to property having street addresses of 118 & 122 Old Bergen Road, Jersey City, New Jersey 07305, and being designated as Block 29302, Lots 3 & 4, respectively, on the City of Jersey City Tax Map (the "Property"). The Property is located in the R-1 Zoning District. The Applicant seeks approval to construct a four (4) story residential building consisting of 31 residential dwelling units over a ground level garage containing 31 parking spaces on the Property, along with related site improvements, including, but not limited to, stormwater management infrastructure, landscaping, and lighting. The Applicant seeks use variance approval pursuant to N.J.S.A. 40:55D-70(d)(1) for a proposed multifamily residential use where same is not permitted. The Applicant seeks use variance approval pursuant to N.J.S.A. 40:55D-70(d)(6) for building height greater than permitted (34 ft. permitted; 45 ft. proposed). The Applicant seeks bulk variance approval pursuant to N.J.S.A. 40:55D-70(c) and design waiver/exception relief in connection with the Application, including: (1) Side yard setback (north side) less than required (2 ft. required; 0 ft. proposed); (2) Rear yard setback less than required (111.7 ft. required; 9.92 ft. proposed); (3) Number of stories greater than permitted (3 stories permitted; 4 stories proposed); (4) Building coverage greater than permitted (60% permitted; 91.6% proposed); (5) Lot coverage greater than permitted (85% permitted; 93% proposed); (6) Width of curb cut greater than permitted (10 ft. permitted; 24 ft. proposed); (7) Width of driveway greater than permitted (10 ft. permitted; 24 ft. proposed); and (8) Width of garage door greater than permitted (10 ft. permitted; 22 ft. proposed). The Applicant also seeks any additional deviations, exceptions, design waivers, submission waivers, variances, use variances, conditional use variances, interpretations, de minimis exceptions to the State of New Jersey Residential Site Improvement Standards, continuations of any pre-existing non-conforming conditions, modifications of prior imposed conditions and other approvals reflected on the filed plans (as same may be further amended or revised from time to time without further notice) and as may be determined to be necessary during the review and processing of the Application. Pursuant to the declarations by the Governor of the State of New Jersey [Executive Orders 103 and 107], and the mechanisms that have been used by local governments during emergencies that render in-person meetings less than optimal, the public hearing will be held by online/virtual means and telephonically only. During the public hearing, any interested party will have an opportunity to listen to and, if participating online, view the hearing in its entirety, be heard (ask questions, provide comments or offer evidence) by either (a) participating online by visiting https://us02web.zoom.us/j/83659307838 and following the instructions provided to

join the online/virtual meeting, including entering meeting identification number: 836 5930 7838, if prompted; or (b) participating telephonically by calling +1 (301) 715-8592 or +1 (309) 205-3325 or +1 (312) 626-6799 or +1 (646) 931-3860 and entering meeting identification number: 836 5930 7838, if prompted. Participating via online/virtual means or telephonically is free of charge to the public. Members of the public interested in participating in the public hearing on the Application can advise the Jersey City Planning Division (the "Planning Division") of their interest in participating in advance of the public hearing by sending an email to the Board Secretary at cityplanning@jcnj.org or by calling the Planning Division during regular business hours at (201) 547-5010. In addition, if any member of the public has a concern regarding utilizing the technology set forth above to participate in the public hearing, the member of the public may contact the Board Secretary by email to cityplanning@jcnj.org or by phone at (201) 547-5010 during regular business hours. There will also be a portion of the public hearing dedicated to public questions, public comment, and the opportunity for the public to offer evidence. The City of Jersey City is utilizing the Zoom service to conduct virtual meetings in compliance with the New Jersey Open Public Meetings Act. More information on how to access virtual meetings, participate, provide public comment, and review agendas and digital plans and applications materials can be can be found on the Planning Division website at https://jerseycitynj.gov/planning. The Application and supporting materials (including maps and plans) will be available for public inspection free of charge to the public by going to the Jersey City Data Portal at the following webpage: https://data.jerseycitynj.gov at least ten (10) days before the public hearing. Alternatively, members of the public may contact the Planning Division at (201) 547-5010 during regular business hours or email the Planning Division at cityplanning@jcnj.org in order to make an appointment to review or pick up copies of the Application materials, plans, and related documents at the Planning Division, located at 1 Jackson Square, 2nd Floor, Jersey City, New Jersey 07305. The public hearing may be continued without further notice on such additional or other dates as the Board may determine. Jason R. Tuvel, Esq. Prime & Tuvel 1 University Plaza Drive, Suite 500 Hackensack, New Jersey 07601 Phone: (201) 883-1010 Email: jason@primelaw.com Attorneys for 118 Old Bergen Rd., LLC. 02/27/23 \$137.35

**Back**