

APPLICATION SUPPLEMENT

The Black Whale Condominium Association (the “Applicant”) has made application to the Beach Haven Land Use Board (the “Board”) for amended preliminary and final site plan approval relative to the property designated as Lots 1 and 1.01 in Block 141 on the Tax Map of the Borough of Beach Haven, located at 100 N. West Avenue. The Board previously granted preliminary and final major site plan approval to the prior owner of the property under Docket Number 2015:11V/SP, which permitted a mixed-use building with a ticket booth for the Miss Beach Haven and Pirate Ship on the first floor, and three two-story apartments above. The site was subsequently developed in accordance with the 2015 approval.

The Applicant now seeks to amend certain conditions contained within the 2015 Resolution of Memorialization, a copy of which is attached to the subject Application. In Paragraph 14, beginning at the bottom of page 3, the Resolution indicates that trash from the site must be hauled by a private carrier. The Applicant respectfully submits that the Borough garbage cans are sufficient to address refuse at the site, and serve as a better option than a private carrier. Therefore, the Applicant respectfully requests that the Board modify the 2015 Resolution by permitting refuse at the site to be picked up in garbage cans by the Borough, rather than a private carrier.

The 2015 Resolution also states, in Paragraph 17 on page 4, that the boat slips at the site shall be restricted to transient use, and that overnight dockage shall be prohibited. The Applicant will provide testimony suggesting that this provision prohibiting overnight dockage and limiting the use of the boat slips to transient vessels was included in the Resolution in error. The Applicant never intended to limit the boat slips to transient use, and the slips at the site historically were not restricted to transient use prior to the establishment of the Condominium at the site. Therefore, the Applicant also requests that the Board remove the condition at the site that the boat slips be restricted to transient use.