

LUB23/18

**LAND USE BOARD**  
**APPLICATION FOR USE VARIANCE AND/OR BULK VARIANCE(S)**

**Information on Subject Property:**

1. Property address: 519 Burlington Avenue, Bradley Beach, NJ 07720  
Block(s) 88 Lot(s) 2 Zone: R-1
2. Does the Applicant own adjoining property? ☐ YES ☒ NO  
If answer to foregoing is yes, describe location and size of adjoining property: \_\_\_\_\_
3. An application is hereby made for a variance(s) from the terms of Article(s) and Section(s):  
Chapter 450-Zoning Article IX - Fence 450-44  
Bulk C Variance  
UNKNOWNLY installed 6 foot side and front fence replacing old white fence to  
match height on neighbor in rear and on right side.
4. Justification/Reasons why each variance should be granted [attach forms as necessary]  
Fence Replacement - Had an old Broken down and  
very unsafe chainlink fence that I replaced with A 6 ft white  
vinyl fence to match my neighbor in the back of property and to left  
of property so it was uniform.  
sidewalk I told was 4' maximum and we need variance for 6 feet that  
we placed in sidewalk. We also not know if installed a 6 foot fence in front when max
5. If conditional use is required/requested with this application, detail conformance/deviation from the requirements of the zoning ordinance [attach forms as necessary]. 113ft  
I put up a 6 ft fence not knowing and topping with the height of the  
2 newer fences bordering my property. safety was number one reason.

**Contact Information:**

6. Name of applicant: John DiBari  
Mailing address: 519 Burlington Ave, Bradley Beach, NJ 07720  
Phone # [REDACTED] Fax # [REDACTED] Cell # [REDACTED]  
E-mail address: [REDACTED]

7. Interest of Applicant if other than owner (i.e. tenant, contract purchaser)(If applicant is not the owner, Owner(s)' Affidavit of Authorization and Consent must be completed & submitted with this application):

OWNER

8. Name of present owner: John DiBari

Mailing address: 519 Burlington Avenue

Phone # [REDACTED]

Fax # [REDACTED]

Cell # [REDACTED]

E-mail address: [REDACTED]

9. Contact Person: John DiBari

Mailing address: 519 Burlington Ave.

Phone # [REDACTED]

Fax # [REDACTED]

Cell # [REDACTED]

E-mail address: [REDACTED]

**Applicant's Professionals' Information:**

10. Name of applicant's Attorney (if applicable)  
(Companies/Corporations must be represented): N/A

Mailing Address: [REDACTED]

Phone # [REDACTED]

Fax # [REDACTED]

Cell # [REDACTED]

E-mail address: [REDACTED]

11. Name of applicant's Engineer (if applicable): N/A

Mailing Address: [REDACTED]

Phone # [REDACTED]

Fax # [REDACTED]

Cell # [REDACTED]

E-mail address: [REDACTED]

12. Name of applicant's Planner (if applicable): N/A

Mailing Address: [REDACTED]

Phone # [REDACTED]

Fax # [REDACTED]

Cell # [REDACTED]

E-mail address: [REDACTED]

13. Name of applicant's Surveyor: N/A

Mailing Address: [REDACTED]

Phone # [REDACTED]

Fax # [REDACTED]

Cell # [REDACTED]

E-mail address: [REDACTED]

14. Name of applicant's Architect (if applicable): N/A

Mailing Address: 1

Phone # \_\_\_\_\_ Fax # \_\_\_\_\_ Cell # \_\_\_\_\_

E-mail address: \_\_\_\_\_

15. Name of applicant's Other Professional (if applicable): Fence INHdM By CARLS Fencing

Mailing Address: 1579 US 9 Tom's River NJ 08755

Phone # 732-408-636 Fax # \_\_\_\_\_ Cell # \_\_\_\_\_

E-mail address: \_\_\_\_\_

\_\_\_\_\_

17. Are any extensions of municipal facilities or utilities involved with this application? Y ☐ N ☒

If answer is YES, describe: \_\_\_\_\_

18. Are drainage ditches, streams, or other water courses involved with this application? Y ☐ N ☒

If answer is YES, describe: \_\_\_\_\_

19. Has there been any previous applications before the Planning/Zoning Board/Land Use Board involving these premises? Yes ☐ No ☐ Unknown ☐

If so, when: \_\_\_\_\_

Result of decision: \_\_\_\_\_ (attach copy of prior Resolution)

20. Has a Zoning denial been received as part of this application? YES ☒ NO ☐ If yes, please attach.

21. Tax and Assessment payment report indication of all taxes and/or assessment required to be paid attached to this application: ☒ YES ☐ NO

22. Are any easements or special covenants by deed involved with this application?  
☐ YES (If yes, attach copy) ☒ NO

**AFFIDAVIT OF APPLICATION**

State of New Jersey :  
County of Monmouth : ss

JOHN DiBARI being of full age, being duly sworn according to Law, on oath depose and says that all the above statements are true.

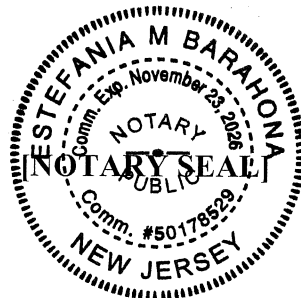
John DiBari  
(Original Signature of Applicant to be Notarized)

JOHN DiBari  
(Print Name of Applicant)

Sworn and subscribed before me this

27 day of July, 2023

[Signature]  
Signature of Notary Public



**OWNER(S)' AFFIDAVIT OF AUTHORIZATION AND CONSENT**  
**STATEMENT OF LANDOWNER WHERE APPLICANT IS NOT LANDOWNER**

*[Original signatures only – copies will not be accepted]*

IN THE MATTER BEFORE THE LAND USE BOARD

IN THE BOROUGH OF BRADLEY BEACH, STATE OF NEW JERSEY, COUNTY OF MONMOUTH.

I/WE, JOHN Di Bari, WITH MAILING ADDRESS OF  
(Insert Property Owner's Name)

519 Buckhinton Avenue, Bradley Beach, NJ OF FULL AGE BEING DULY  
(Insert Property Owner's Mailing Address)

SWORN ACCORDING TO LAW AND OATH DEPOSES AND SAYS:

"I/WE ARE THE OWNER(S) OF THE SUBJECT PROPERTY IN CONNECTION WITH

THIS APPLICATION DESIGNATED AS BLOCK(S) 88 LOT(S) 2

ALSO KNOWN AS 519 Buckhinton Avenue, Bradley Beach, NJ.  
(Insert physical address of the subject property)

I/WE AUTHORIZE JOHN Di Bari  
(Insert name of Owner(s)' representative appearing before the Board)

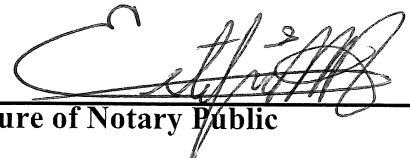
TO APPEAL TO THE LAND USE BOARD OF THE BOROUGH OF BRADLEY BEACH FOR SUCH RELIEF AS MAY BE REQUIRED RELATING TO THE PROPERTY LISTED ABOVE, CONSENT TO SUCH APPEAL AND APPLICATION, AND AGREE THAT ANY DECISION OF THE LAND USE BOARD ON SUCH APPEAL SHALL BE BINDING UPON ME/US AS IF SAID APPLICATION/APPEAL HAS BEEN BROUGHT AND PROSECUTED DIRECTLY BY ME/US AS THE OWNER(S).

  
(Original Signature of Owner to be Notarized)

  
(Original Signature of Owner to be Notarized)

Sworn and subscribed before me this

27 day of July, 20 23

  
Signature of Notary Public



### **SITE VISIT AUTHORIZATION OF PROPERTY OWNER**

*I hereby authorize any member of the Borough of Bradley Beach Land Use Board, any of said of Board's professionals or reviewing agencies of the Board to enter upon the property which is the subject matter of this application, during daylight hours, for limited purpose of viewing same to report and comment to the Board as to the pending application.*

Date: 7-27-23

  
\_\_\_\_\_  
*Signature of Property Owner*

## **Escrow Agreement**

I/we fully understand an "Escrow Account" will be established to cover the costs of the professional services which will include engineering, legal, planning, architectural, and any other expenses incurred in connection with the review of this application before the Board.

The amount of the Escrow Deposit will be determined by the Borough of Bradley Beach Ordinance Chapter 60. Land Use Procedures Section 60-29. Application fees and escrow requirements. Please see attached for details.

Any request for replenishment of escrow funds shall be due within fifteen [15] days of receipt of the request. If payment is not received within that time, applicant will be considered to be in default, and such default may jeopardize appearance before the Board and/or hold up of any and all pending approvals and building permits. Continued refusal will result in legal action against the property.

Also in accordance with N.J.S.A. 40:55D-53.1, all unused portion of the escrow account will be refunded upon written request from the applicant, and verification of completion by the board's professionals who reviewed the application.

By signature below, I/we acknowledge receipt of the Borough of Bradley Beach's Chapter 60. Land Use Procedures Section 60-29. Application fees and escrow requirements and agree to all conditions listed.

Name of Applicant: JOHN DiBari

[please print]

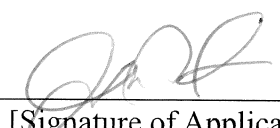
Property Address: 519 Burlington Avenue

Block 88

Lot 2

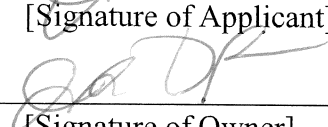
Applicant's Name: JOHN DiBari

[Print Name]

  
\_\_\_\_\_  
[Signature of Applicant]

Owner's Name: JOHN DiBari

[Print Name]

  
\_\_\_\_\_  
[Signature of Owner]

Date: 7-27-23