# In The Matter Of: <br> CITY OF CAMDEN <br> ZONING BOARD 

## TRANSCRIPT OF MEETING

September 11, 2023

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\text { ZONING } & \text { BOARD } \\
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Monday, September 11, 2023

Transcript of proceedings in the above
matter taken in City Council Chambers, 2nd floor City Hall, 520 Market Street, Camden, New Jersey 08101, commencing at 5:45 p.m.
$B O A R D M E M B E R S P R E S N T$

DARNELL HANCE, CHAIRMAN
CHARLES COOPER, VICE-CHAIRMAN KAREN MERRICKS MARITZA ALSTON JOSE BRITO BUENO

KYLE F. EINGORN, ESQUIRE
ATTORNEY FOR THE BOARD
EVITA MUHAMMAD, ZONING BOARD SECRETARY
DENA MOORE JOHNSON, P.E., C.M.E. BOARD ENGINEER REMINGTON \& VERNICK ENGINEERS

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JULY 2023
2) PARKSIDE BUSINESS AND COMMUNITY IN PARTNERSHIP 1454-1460 Haddon Avenue
3) ASPIRE PROPERTY GROUP ..... 29
945 N. 27th Street
(Adjourned to the October 2, 2023 Mtg.)
4) WILTON TORRES ..... 29
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MR. EINGORN: Good evening. Welcome to the meeting of the City of Camden's Zoning Board of Adjustment. This is the regular meeting for September 11th, 2023. In conformance with the Sunshine Law of the State of New Jersey, notice of this meeting was posted in the Municipal Clerk's Office on Wednesday, September 6th, 2023.

I'll take a roll call. Chairman Hance. CHAIRMAN HANCE: Here.

MR. EINGORN: Vice-Chairman Cooper.
VICE-CHAIRMAN COOPER: Here.
MR. EINGORN: Reverend Martinez. Absent.
Theresa Atwood. Absent.
MR. EINGORN: Ms. Merricks.
MS. MERRICKS: Present.
MR. EINGORN: Ms. Alston.
MS. ALSTON: Present.
MR. EINGORN: Mr. Brito Bueno.
MR. BRITO BUENO: Here.
MR. EINGORN: Great. Thank you all.
Welcome everyone. Please be advised that we only have five Board members tonight. So if you do require a use variance, you will need an unanimous vote of the full Board present. Otherwise, you will not have enough votes to carry the statutory burden
so I'm just giving you the heads up. We will not have anymore Board members arriving tonight. It will be the five members that we do have.

The first matter, if we could have a motion to approve the minutes for July 2023. VICE-CHAIRMAN COOPER: Motion to approve. MR. EINGORN: Do we have a second? CHAIRMAN HANCE: Second.

MR. EINGORN: Roll-call vote. Chairman
Hance.
CHAIRMAN HANCE: Yes.
MR. EINGORN: Vice-Chairman Cooper.
VICE-CHAIRMAN COOPER: Yes.
MR. EINGORN: Ms. Merricks.
MS. MERRICKS: Yes.
MR. EINGORN: Ms. Alston.
MS. ALSTON: Yes.
MR. EINGORN: Mr. Brito Bueno.
MR. BRITO BUENO: Yes.
MR. EINGORN: Motion passes.
I will read the list of items tonight.
If you are here, please let us know that you are present. Also, if you have cell phones, please silence them. That will be great.

So the first matter on the agenda will be

Parkside Business \& Community In Partnership, 1454 to 1460 Haddon Avenue.

MR. DIDUCH: Counsel is present.
MR. EINGORN: Good evening. Thank you.
The next matter is Aspire Property Group, 945 North 27th Street.

UNIDENTIFIED SPEAKER: We're asking for an adjournment.

MR. EINGORN: Wilton Torres, 116 State Street.

MR. IZZO: Ready.
MR. EINGORN: St. Joseph Carpenter's
Society, 2912 Federal Street.
MR. EINGORN: Great. Thank you.
Ronald and Frances Abate, 1929 South 4th
Street.
MR. BERNSTEIN: We're here and ready to proceed.

MR. EINGORN: Very good. Efrain Reyes, Jr., 233 Grand Avenue.

MR. REYES: Present and ready to proceed.

MR. EINGORN: Don Ley Group, LLC, 265 Mt. Vernon Street.

MR. LEYBA: Present.

MR. EINGORN: Good evening. Kirtty
Traveras, 1539 S. 10th Street.
MR. IZZO: Present.
MR. EINGORN: Thank you. Osvaldo
Fernandez, 1261 Dayton Street.
MR. IZZO: Also ready.
MR. EINGORN: Thank you. Jordan \&
Jordan, LLC, 1201 Atlantic Avenue. Anybody? We'll re-call that.

Tariq S. Alam, 602 Berkley Street.
MR. IZZO: That's ready.
MR. EINGORN: We'll take the first
matter, Parkside Business and Community in
Partnership, 1454-1460 Haddon Avenue.
MR. DIDUCH: We are ready.
MR. EINGORN: I'll swear in our professional. Please raise your right hand.

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DENA MOORE, P.E., C.M.E., having first been duly sworn/affirmed, was examined and testified as follows:

MR. DIDUCH: Good evening ladies and gentlemen. My name is Kevin Diduch. I'm the owner and principal attorney at $K D$ Law in Haddonfield, New

Jersey. For the record, my last name is spelled, D-I-D-U-C-H. It is my privilege this evening to present an application for approval of a major subdivision application on behalf of Parkside Business and Community in Partnership.

The property in question is located at 1454-1460 Haddon Avenue identified currently as Block 1300, Lot 84 within the City of Camden. It's currently situated in the Commercial/Residential Zone of Parkside Redevelopment area. And the applicant was previously before this Board on July 10th wherein the Board authorized the subdivision of the lot for which we're seeking final approval to subdivide this lot into six lots to construct five individual townhomes which we have immediately on display to my right. As part of our testimony this evening, I do have Mr. Samir Mody from Keller Engineers who I would ask be sworn in by Mr. Eingorn as a professional.

MR. EINGORN: Sure. Mr. Mody, please raise your right hand.

SAMIR MODY, P.E., having first been duly sworn/affirmed, was examined and testified as follows:

MR. EINGORN: For the record, Mr. Mody was accepted as a professional engineer the last time so I think if you would prefer that we just accept him tonight as well.

MR. DIDUCH: Thank you very much. I appreciate that Mr. Eingorn. I am going to turn it to Mr . Mody to address the Board with respect to the basis of the application that we're finalizing this evening. And I'll be on standby for any questions. Mr. Mody, take it away.

MR. MODY: Good evening everybody.
MR. EINGORN: Good evening.
MR. MODY: I'm Sam Mody. Principal owner of Keller Engineers of New Jersey and we've been contracted by PBCIP to prepare the Site Plan and the lot consolidation and subdivision, major subdivision. Dena, do you want to --

MS. MOORE: Do you want to just start with the letter? Because the project was approved previously, Site Plan approval. So now since the applicant has proposed to subdivide the property as we suspected during the Site Plan review. All right.

I'm referring to Remington \& Vernick's letter dated August 2, 2023. Starting on page 2 with the area and bulk requirements. As a part of the
subdivision the applicant requires multiple variances including the lot area maximum, the lot depth, lot width and impervious coverage for multiple locations, as indicated on page 2 of 5 , the area and bulk requirements.

Moving on to the subdivision comments. The applicant must obtain the correct block and lot numbers from the Tax Assessor. Written verification must be received by my office prior to final review and signature of the deeds and/or plat.

MR. MODY: Yes, we've secured the letter from the Tax Assessor Abrina Carson. The letter is dated August 7th, 2023. And basically she has reviewed the major subdivision plan and memorialized basically the lot and block numbers and the addresses of each parcel that $I$ show on the subdivision plan. MS. MOORE: Have you forwarded that to my office?

MR. MODY: No.
MR. DIDUCH: For purposes of the record this evening if we could submit them as A-1.

MR. EINGORN: Do you have a copy for us?
MR. MODY: I'll mark it as A-1.
MR. EINGORN: You can have this.
MS. MOORE: And then I'll just get my
copy electronically for the electronic file.
MS. MOORE: Testimony should be provide as to whether the major subdivision will be filed by deed or by plat.

MR. MODY: The major subdivision will be filed by plat.

MS. MOORE: Testimony should be provided regarding the responsibility of the common property and Block 1300, Lot 84 including the roadway parking and stormwater system.

MR. MODY: So let me show that response on the plan. The entire lot area is Block 1300, Lot 84. The parcel has been subdivided into six lots, the common area lot which Dena just mentioned, the 5 individual lots for the townhouses. This common area is comprised of five parking stalls which actually we saw during the subdivision --

MS. MOORE: The Site Plan approval.
MR. MODY: Okay. And then you have the two drive aisles which also showed on the Site Plan. In the area behind which is designated for landscaping, we have rain gardens proposed and other shrubbery that provides the -- along the back side. So all of this common area, the remainder of Lot 84 will be managed by the HOA in the future. And then
the five townhouses will sit on these parcels.
MS. MOORE: Now for the HOA -- excuse me. Kyle, is there anything that you would need regarding the development of the HOA to handle this?

MR. EINGORN: I mean, it would be nice to see something that at least evidences that the HOA is being created. And then it would have to be a condition of approval.

MS. MOORE: Okay. So some type of evidence that one will be created and then if you can provide that to us too. Thank you.

MR. MODY: Thank you.
MS. MOORE: The plans should note that the applicant will comply with the "City's Ordinance Establishing Standards for the Submission of Maps and Other Documents in a Digital Format." The applicant should be aware that final signatures of approval and building permits will not be issued until the required information is received. So that's two copies of a flash drive.

MR. MODY: As a condition of approval, we'll comply with the City's Ordinance and provide digital copies of the final plat.

MS. MOORE: The signature block on the plans should be revised to add the signature for the

Zoning Officer/Administrative Officer and change the signature lines for the City Engineer to Zoning Board Engineer and Planning Board Chairperson to Zoning Board Chairperson.

MR. MODY: And the signature blocks have been revised on the updated plan as noted.

MS. MOORE: The surveyor and engineer's certifications should include the term "to the best of my knowledge and belief." So for both of those certifications, can you add "to the best of my acknowledge and belief?"

MR. MODY: And they have been unrevised also.

MS. MOORE: And your surveyor is aware of where to add that?

MR. MODY: Yes.
MS. MOORE: The applicant should correct the discrepancy between the bearing noted for segment 5 and the plan for Block 1300, Lot 84.

MR. MODY: Yes. So the description of the property that was submitted that were sealed copies, they've all been addressed. The plan will be revised once we secure the approval.

MS. MOORE: The applicant should correct the discrepancy between the bearing noted for segment

2 and the plan for Block 1300, Lot 84.05.
MR. MODY: The same response. The written description, $I$ can provide this as an exhibit if you'd like.

MS. MOORE: I mean, it's just easier if you just say that you'll revise it. And then if we get a full submission should the Board decide to approve it.

MR. MODY: Okay. No problem.
MS. MOORE: I listed the Summary of Variances and Waivers granted with the Site Plan approval. Because that included the building height, multi-family, the maximum lot area, lot width, impervious coverage, curb and then trees 40 -foot on center. Also the number of parking spaces and buffers. There were waivers granted for those.

The Summary of Variances and Waivers with this application. It's the maximum lot area, the lot width, lot depth, and impervious coverage. So did you want to put any testimony on record regarding those variances?

MR. MODY: No. I covered it during the Site Plan.

MS. MOORE: Right. Okay. It's just the fact that at this point because they requested the
subdivision that we have the additional information that -- the additional variances that are required as opposed to the ones from the Site Plan.

MR. EINGORN: Right. So by subdividing the property into these six separate lots, it triggered these different variances and that's why they're requesting them tonight. So they're a little different than what was previously granted for the Site Plan because --

MS. MOORE: It was the overall.
MR. EINGORN: It was the overall site.
MS. MOORE: They needed for the overall. Now we need it for the 5 individual lots. I just wanted to make sure that the Board is aware of that.

You're aware of the Approval Process as listed on page 4. If you have any questions, you can contact my office. You're fine with that, Sam?

MR. MODY: Yes.
MS. MOORE: And Outside Agency Approvals I have listed, Camden County Planning Board is the only one --

MR. MODY: We haven't gotten their approval yet. We have coordinated with them. We're waiting for their final letter. We have spoken to them.

MS. MOORE: For the subdivision it would just be their signature. Just their signature on the subdivision. But $I$ know you're working with them on the Site Plan. At this point, they're just separate. Because we're going to finalize because you have the time limit associated with the subdivision, you can go ahead and move with the subdivision and get that taken care of. And then you can go do everything you need to do with the Site Plan. But let's move the subdivision along so that you don't hit that time limit where you have to come back.

MR. MODY: Got you.
MS. MOORE: Mr. Chairman, that concludes my review.

CHAIRMAN HANCE: Thank you.
MR. DIDUCH: For purposes of the record, these were already in your application. I don't think there's a need to admit those separately. So we just sort of -- well, I can keep them up in case the Board has any questions. At this time, we would open it up to any questions or concerns the Board may have by either myself or Mr. Mody.

CHAIRMAN HANCE: On your variances for each individual home, width and size may change
because of the subdivided each individual?
MR. MODY: On Dena's letter it kind of summarized all of the dimensions that was required as part of the subdivision testimony. And then you can see how this affected now with each of the subdivision lots how the setbacks are now before you totally different than the complete area.

CHAIRMAN HANCE: Now, will that affect the parking behind the building?

MR. MODY: Parking is still defined by the 5 spots that we have back there. No change there. So we had developed this as a composite and then subdivided. Nothing changes to what we had previously shown as far as the area that was designated from the townhouses.

MS. MOORE: Right. Nothing on the site plan changes. This is just the creation of the subdivision for the individual lots.

CHAIRMAN HANCE: Okay. Thank you.
MR. MODY: You're welcome.
MR. EINGORN: Does the Board have further questions? No. Why don't we open to the public. Is there anybody in the public that would like to be heard with respect to this application regarding 1454 to 1460 Haddon Avenue, application for
subdivision? Seeing none and hearing none, we will close the public portion. Now is the time for the Board to weigh in on this application. It's not something the Board typically sees. It requires a vote of the majority of the Board. It's not a use variance. And it is sort of part and parcel of what you heard at the last meeting related to the Site Plan.

I would ask that the Board put on some record because there are bulk variances being requested. Those are max lot area, lot width, lot depth and impervious coverage which were triggered by the fact that the single parcel will now be six. So a discussion and then a vote -- motion.

VICE-CHAIRMAN COOPER: I think it's a good thing for the community here and, you know, what they're asking for is not going to be over from what it requires. I think it's a good thing for that neighborhood. All the setbacks, you know, it will be good.

MR. MODY: You've seen the rendering, right?

VICE-CHAIRMAN COOPER: Yes.
CHAIRMAN HANCE: I'm going to say that it's something great for Parkside. It's bringing it
back to life. As a young man when $I$ use to run the streets around there, it was a lot better than now. To bring it back even better, I think is a twist that we need for Camden to come back strong. And Parkside right now is leading the way. So I think it's a great idea.

MR. DIDUCH: Thank you very much.
MR. EINGORN: So any motion that's made tonight to the extent that the Board is going to make a motion to grant this application, should be subject to the discussion tonight, the terms and conditions of the Remington \& Vernick letter dated August 2nd, as well as the condition of approval that the applicant provide evidence of the creation of a HOA --

VICE-CHAIRMAN COOPER: Right.
MR. EINGORN: -- for the lot, back lot parking lot area; common area.

CHAIRMAN HANCE: Can we explain a little bit more about the $H O A$ and that back lot you were pointing to the righthand side earlier.

MR. EINGORN: Not to cut them off. But the issue is that you have a common area that's not really going to be owned by any single lot. The people who come in and purchase the five lots where
the buildings are, are basically going to share that back area. And there's going to have to be some controlling document which determines the rights of the property owners as to who pays for it; how it's paid for; how it's maintained and those types of issues. And we don't want that to go unchecked because then it could go into disrepair or something of that nature which would create an issue or for the homeowners in-fighting as to who owes what; how it gets split up; who pays for it. So you need some king of governing document for that; that everybody would be guided by it.

MR. MODY: You can't do a direct relationship between Townhouse 1 and Parking Area 1. You also have the common drive aisle here that has to be maintained. And we also have landscaping behind so who would be responsible would that be if you didn't have an HOA because it circumvents all the townhouses. So it just seemed to make more sense to divide it into individual ownership then provide the common area, which is the drive aisle, the five parking spaces, and then the landscaped runs along the back.

VICE-CHAIRMAN COOPER: And then HOA will be covering the grass cutting and all that stuff?

MR. MODY: It would maintain --
MS. MOORE: It's a responsibility
basically because you have to make sure it's understood who is going to be responsible. So those five owners make that decision as to who is responsible for snow removal, for certain things. It's all that.

MR. EINGORN: Not to mention repaving. You also have an issue where these buildings are kind of uniform. Right? They have a uniform and solid look. They're all consistent with each other. So that may be also be something that's part of the HOA to determine, hey, if it needs a new roof on one part of the building, you're going to match the roof to everybody else, including siding fixes, windows, things like that. Because once you have people making separate decisions as to what goes where, it can change that, the whole look.

MR. MODY: You need common standards for everybody.

MR. DIDUCH: But to Mr. Hance's point, it's sort of kind of the place that people take enough pride in that want to do those things. We're pretty excited about it.

CHAIRMAN HANCE: This is ownership,
correct?
MR. DIDUCH: That's right. Reasonable ownership of each individual townhome lot.

CHAIRMAN HANCE: So when you are selling these homes or whoever will be selling these homes, you will mention the HOA?

MR. DIDUCH: Yes, sir.
MR. BRITO BUENO: Is it like a condominium?

MR. DIDUCH: Yes. It's a common ownership. It's a condominium-style ownership of a typical townhome. So it's more than one level.

MR. MODY: So they will get basically the lot they would get with their sale. The HOA governing documents would be provided with the sale.

MR. EINGORN: They're also usually recorded with the Clerk's Office. Thank you.

CHAIRMAN HANCE: Going back a little bit. So the HOA it's mostly everything that's in that vicinity; am I correct, like the parking, the roof, the windows, the snow removal? But they're responsible for removal of their own trash out. There's not a dumpster or anything like that?

MR. EINGORN: Correct. I think the testimony when we were here last month was that,
there's sufficient trash at the curb on a weekly basis that it would be sufficient to service all five buildings. And I believe there was testimony from the public as well that confirmed.

MR. DIDUCH: That the trash will be taken out, I believe, three times a week.

MR. MODY: The schedule. Everything is shaded in that common area. The remaining Lot 84 is the shaded area in the landscaping.

CHAIRMAN HANCE: Let's get this on record. The homeowners, is this a joint thing for the HOA where they do it together as a unit where someone --

VICE-CHAIRMAN COOPER: That's a lot of money. The state would have a board or something, right?

MR. MODY: They would have a board, a Leadership team.

MS. MERRICKS: They would fix the whole common ground and make sure everything stays the same.

MR. BRITO BUENO: So what type of ownership is that? It's not a condominium.

MR. DIDUCH: It's fee simple ownership, right? So I think what you might be thinking of is
more like shares of a stock.
MR. BRITO BUENO: Yes.
MR. DIDUCH: That doesn't apply here. It's actually fee simple ownership of each individual lot which we have to the six lots altogether. And then the sixth lot, final lot is shared commonly by all the owners.

CHAIRMAN HANCE: So they come in knowing that it's shared?

MR. DIDUCH: Yes. It's advertised as such; it is going to be advertised.

MS. MOORE: The only thing I would say since we're talking about it this much, is that should the five owners agree or not decide to do the HOA, that they make some type of contribution in which possibly the City or someone would do it at a cost. I mean, the only thing is, you can have a situation where you have an HOA but then they don't do anything.

But because it's for what they need, they can do some of the things. I'm sure they'll do their own snow removal and they won't argue with each other, you know, having access. But some of the other things that the City needs them to take care of like their stormwater system, I think, there should
be something in there that there's, I mean, legally however.

MR. EINGORN: That's usually something that the governing document for an HOA would provide in the event of a dispute.

MS. MOORE: Right. Okay.
MR. DIDUCH: That's right.
MR. EINGORN: But also it would be an enforcement issue.

MR. DIDUCH: We'll have a whole set of bylaw that govern how the HOA operates and that is part of the condition of approval tonight. It's going to be presented to the Board. Not necessarily approval but just for presentment to know that it's in place.

VICE-CHAIRMAN COOPER: So you're saying that whoever buys these properties, the HOA, if they don't agree to the HOA, they don't have to do it?

MS. MOORE: Oh, no, no. They would do it but there are some situations where you have an HOA and then all of a sudden there's no president, there's no vice-president. You know, people move. But as along as that legal document is in place early on. And I'm talking about from before where you have other large developments and they may not have
realized, hey, there's an HOA that was suppose to handle something.

And then ten years later they need their detention basin fixed. And all of a sudden people didn't realize, oh, we didn't know there was an HOA that was suppose to do this. Because all the original people are gone. So as long as the legal document is written in a way that it's in perpetuity; that everyone who buys these properties understands that they're a part of something in which there's a common ownership for what they're taking care of.

MR. DIDUCH: How to ensure that happens is, there's a Master Deed that is recorded with the City together with the bylaws. And each individual homeowner's deed is going to have what's called Indexing. So they're going to have their own individual deed that's going to be indexed to the original Master Deed and the bylaws attached to that. As you pull up a title search, you're going to be able to pull up both the deed, the Master Deed as well as the byLaws that go with it. That's a good question though.

MS. MOORE: And that's just something that's a little bit different because of the situation where they don't have their individual
parking spaces because it's a tight area too. So it's just something -- even on the Planning Board when these type of Site Plans come in, it's something that we just don't normally see. But we may be seeing it more because you have smaller areas and you're trying to get people situated into these smaller areas.

MR. DIDUCH: Thank you. Anything
further?
VICE-CHAIRMAN COOPER: No.
MR. EINGORN: Does the Board want to make a motion?

VICE-CHAIRMAN COOPER: I make a motion to accept as long as they follow the guidelines here.

MR. BRITO BUENO: What happens if they don't follow it?

MR. EINGORN: Their approvals tonight would be on these conditions. So to the extent that they don't comply, they wouldn't fully get their approvals. So it's a motion --

MS. MOORE: This approval would give them subdivision, the subdivision approval where we just go through and they're subdividing by deed -- I'm sorry -- by plat. So we'll just be signing the documents to have them file with the County for the
subdivision. Because you guys already approved the Site Plan previously.

MR. BRITO BUENO: I wasn't here.
MR. EINGORN: So it's a motion to approve on the condition of the HOA and compliance with the discussion on the record regarding and with the August 2nd Remington \& Vernick letter. So we have a motion. Do we have a second? CHAIRMAN HANCE: Second. MR. EINGORN: We'll take a roll-call vote. Chairman Hance. CHAIRMAN HANCE: Yes. MR. EINGORN: Vice-Chairman Cooper. VICE-CHAIRMAN COOPER: Yes. MR. EINGORN: Ms. Merricks. MS. MERRICKS: Yes. MR. EINGORN: Ms. Alston. MS. ALSTON: Yes. MR. EINGORN: Mr. Brito Bueno. MR. BRITO BUENO: Yes. MR. EINGORN: Having five in favor and none opposed, the motion carries.

MR. DIDUCH: Thank you very much. We appreciate everone's time.

MR. EINGORN: The next matter this
evening is -- let's just quickly -- if anybody showed up late, Aspire Property Group, 945 N. 27th Street will not be heard tonight. They've requested an adjournment to October 2 nd. If you're here for that, you're welcome to stay; you're welcome to leave. I leave that up to you.

The next matter, Wilton Torres, 116 State Street.

MR. IZZO: I have three witnesses. I have the architect and the owner.

MR. EINGORN: Great. Would you like them sworn?

MR. IZZO: Yes.
MR. EINGORN: Please raise your right hand.

ELDONADO F. VID, AL, R.A.; WILTON TORRES, FRANK PERALTA, ERIC RODIQUEZ, having first been duly sworn/affirmed, was examined and testified as follows:

MR. EINGORN: Give you name and address for the record.

MR. PERALTA: My name is Frank Peralta. Address is 621 E. Allegheny Avenue, Philadelphia,

Pennsylvania 19134.
MR. TORRES: My name is Wilton Torres. Address is, 621 E. Allegheny Avenue, Philadelphia, Pennsylvania.

MR. RODRIGUEZ: My name is Eric Rodriguez. Address, 621 E. Allegheny Avenue, Philadelphia, PA.

MR. VID AL: I am El Donaldo F. Vid, Al. architect of the project, 344 Camelot Court, Cinnaminson, New Jersey 08077.

MR. IZZO: The applicant's appeal to allow the architect's plans to be executed involves a three-story residential building at 116 State Street. And Mr. El Donaldo Vid, Al, he had made some specific plans to renovate the building; to rescue it from disrepair; and to allow the owners to construct the apartments.

And they have a parking plan which is mentioned in some rear elevation. And we have a contract with another land owner in relation to execution of a parking plan. But I would ask Mr. El Donaldo Vid, Al to describe his plans overall.

MR. VID, AL: This building is part of the block that has five rowhomes as they were a long time ago. So there are three floors above
ground and one basement, one full basement. And what we're intending to do is to renovate the whole building. In each floor, one, two, three, we're going to have separate apartments. The first floor is going to have one-bedroom apartments. And the second floor and the third floor is going to have 2 two-bedroom apartments. On the third floor, it's going to be half like typical of those blocks back then.

We're providing a new field of the roof of the third floor, the second floor. And then the second floor and the third floor are going to be same, the same area. Each apartment is going to have its own entrance. There are two entrances on State Street and one entrance on Main Street which leads to the parking, to the proposed parking. That parking, actually the whole block they have an access alleyway. It's a small one but they have an access. All those rowhomes, they have an access on the back. And then the area where the parking is going to be located.

I was informed that Main Street is closed. So basically, this area where the parking is going to be, the only use, suitable use right now is going to be parking because it's like a trap into the
block right now. We only need five parking spaces. The owner, the prior owner acquired an agreement with the parking owner for five parking. So in the course, each floor is going to have what is called a fire separation between the floors to separate the units from one to each other plus the stairs. In this case, each one apartment is going to have one distinct stairs leading to the apartments.

So that's the overall the description of what this building is going to look like. It's only one facade State Street which we're going to keep the same character of the block. We won't change it that much; renovate it and whatever historical feature, we're going to keep it. So basically it's keeping the character of the building. I think that's all I have.

MR. IZZO: Mr. Donaldo, the owner is applying for a use variance from the board tonight?

MR. VID AL: Yes. This area which is C-1, is only good for duplexes where the owner is asking for three uses which is apartments, not two but three apartments.

MR. IZZO: How would that use variance if it's granted, not detract from the character of the neighborhood or how would it enhance the
environment?
MR. EINGORN: I don't mean to interrupt.
Are we sure this is C-1? Because I have this noted as R-2. Not that it would make a huge difference. You'd still need a use variance. I guess the difference would be that a duplex would be legal; the extra one unit would not. But $I$ think being in a residential zone maybe that helps mitigate a little bit. I don't know. But $I$ have this indicated as R-2. If the Board will recall, this was here previously for four units.

VICE-CHAIRMAN COOPER: Yes.
MR. EINGORN: I guess the applicant is now reducing that to three units. But even then $I$ had this indicated as an $R-2$ Zone as well. Not that it makes a huge difference. I was just curious whether or not...

MR. IZZO: That's consistent with our application, I believe.

MR. EINGORN: Okay. Sorry to interrupt. I apologize.

MR. IZZO: What was the use of the building, three-family home? The Zoning Officer's --

MR. EINGORN: The Zoning Officer's letter dated April 25, 2023, does indicate an R-2 Zone. The
prior resolution indicates an $R-2$ Zone as well. Like I said, I'm not here to make a huge issue out of it; only that it would be a residential zone as opposed to commercial.

MR. VID AL: It's going to be residential. $R-2$ allows a duplex but not a three-family.

MR. EINGORN: Right. But you'll still need a use variance but at least --

MR. VID AL: Right. It's a use variance.

MR. EINGORN: -- you'd still be within the residential.

MR. VID AL: Yes.
MR. TORRES: My target is for residential anyway. It's not for commercial. Like we're more targeted into being an affordable home for like Rutgers' students and employees since we're so close to Rutgers and there's a shuttle bus literally around the corner dropping students off and picking up students every day.

MR. IZZO: Mr. Vid Al, when you look at this particular structure, do you have an opinion that it would be suitable for a conversion of this nature as opposed to other structures in other areas?

MR. VID AL: I think it is. Those rowhomes in the past, long time ago, were big families in there. So they have at least those rowhomes in North Camden there were families or five or six so basically the new population in the 3 one-bedroom and then two-bedroom apartments is not different than what it was when it was a big family in those houses. In keeping the character of the building, it's going to look like the same but it's like the entrance of the building what is going to be different. It's going to have three entrances.

MR. EINGORN: And this will be five total
bedrooms? Is it five bedrooms total?
MR. TORRES: Yes.
CHAIRMAN HANCE: Go back to the
entrances. You got three entrances. One in the front?

MR. TORRES: Two.
MR. VID AL: Two in the front. CHAIRMAN HANCE: Two in the front. MR. VID AL: There's one entrance, natural entrance and then we're going to have the stairs that is going to go to the second floor. And then from the parking, there's going to be another stairs on the third floor. So it's like all of them
they're going to have their own entrance. They're going to meet at the foyer. The foyer of the exterior of the building they have their own entrance, each one.

CHAIRMAN HANCE: I'm just curious. So do you have one main hallway or is it all separate apartments?

MR. VID AL: I would say. There's no hallway.

CHAIRMAN HANCE: Right.
MR. VID AL: So it's like if you recall in North Camden, you have like a porch. So from that porch basically you get into the apartment on the first floor then there's another entrance to the second floor. And then from the back from the parking, there's other entrance to the third floor.

CHAIRMAN HANCE: Talk to me about in case of a fire. Does each apartment have two exits or just one?

MR. VID AL: Just one.
VICE-CHAIRMAN COOPER: This one is
landlocked.
CHAIRMAN HANCE: Yes, I understand that. It's between two buildings. I'm just curious if they're going to make the apartments there. They
should have some type of a fire exit, not just one entrance in and one out. You know what I'm saying? VICE-CHAIRMAN COOPER: Yes.

CHAIRMAN HANCE: Just like if you lived in the basement, you want to have one entrance. If you're in there, you're stuck.

MR. VID AL: Yes. Because from the technical standpoint from the fire standpoint, fire safety the standpoint, there is no Louis and Bob, you know, using a common hall but they have their own key; their own entrance. Of course in this case, the windows and everything needs to comply with exits and all of that.

CHAIRMAN HANCE: I'll bring you back a little further when it was a single home, right, you had a front and a rear exit, correct?

MR. VID AL: Yes. There was a rear, a natural rear of the building that goes to the yard, to the rear yard which is a small one.

CHAIRMAN HANCE: I'm just saying that back in the day they had fire ladders. So just in case they only one exit, that can go out that window and get out.

MR. TORRES: Yes.

CHAIRMAN HANCE: So I'm just looking a little further now.

MR. EINGORN: They would have to get approval from the Fire Marshall, right, when they go to get their permits and everything and their CO.

MR. VID AL: Yes.
CHAIRMAN HANCE: Yes.
MR. EINGORN: They're going to have to go to the Fire Marshall and have this approved.

CHAIRMAN HANCE: Okay.
MR. EINGORN: So there's that additional protection. In our Resolutions, our form Resolutions do require a list to be submitted to the Fire Marshall, a Resolution. It should get taken a look at.

MR. VID AL: Because what it is, is that, these fire suppression assemblies which is walls and floors, is good for two hours. So in case of, say, a fire, something happened, it triggers a system of alarms for the whole building and everybody gets its own stairway.

CHAIRMAN HANCE: I'm going to go a little further now. Do you have sprinkler systems in there?

MR. VID AL: If the fire department
requires a sprinkler system then it's going to be installed as well.

CHAIRMAN HANCE: I'm not only covering me but I'm covering your tenants.

MR. VID AL: What it is, a sprinkler system when you have a sprinkler system, it's like the fire assembly protection is less because of the sprinklers. That's how it works.

CHAIRMAN HANCE: I deal with building new houses. And we had to put a sprinkler systems in the houses that I thought had made the house look ugly, but it saves lives.

MR. VID AL: It wouldn't be approved if it doesn't pass the fire department.

VICE-CHAIRMAN COOPER: I have a question. On this third floor, this addition that you're putting on, that's going to be a 2-bedroom addition on the back of the house.

MR. VID AL: The third floor?
VICE-CHAIRMAN COOPER: Yes, third floor. Right now it's open so you all are going to add on to that, right?

MR. VID AL: Yeah. It's only like half of the building. The footprint is just a roof so we're like the others, current neighbors they have
the same --
VICE-CHAIRMAN COOPER: I see that.
MR. TORRES: Yes.
MR. VID AL: So the second floor and the third floor are the same.

MR. TORRES: And then the third floor, we're going to match it with the first and second floor.

MR. IZZO: Mr. Wilton, in the back of your building there's a 75-foot stretch of property that Mr. Donaldo has designated to be serving as a parking area.

MR. TORRES: Yes.
MR. IZZO: How did you get the use?
MR. WILTON: R\&J Brothers owns that which he owns many lots around their property. And I got in contact with him about the lot and asked them if he was either selling the lot or renovating. He said he's not selling it but he's willing to give me a lease.

We came up to an agreement as to payment and all that; not in details because he said wait until I get approved and exactly know how many spaces I'm going to need because the space fits at least 10 cars. But he did give me a signed paper saying that
he's willing to give me a lease and parking spaces.
MR. EINGORN: Let's mark this Intent to Enter Parking Lease, we'll mark this as Exhibit A-1 to the application.

VICE-CHAIRMAN COOPER: Just a small problem with this. He's offering you a two-year lease. So if he sells this property within two years, what's going to happen? He rented to something for a long term. You understand what I'm saying?

MR. TORRES: Yes.
MR. EINGORN: We have a bigger problem from a legal aspect for this. A few things, one, you're creating a parking lot as a principal use where that's not permitted. Right? You're not combining the two lots. So this parking lot is not going to be an associated on the same lot with the house. So you've got a separate lot with a use that's not a permitted use, so you would need a use variance to create a parking lot as a principal use on that lot; something that hasn't been applied for tonight. Right?

Nobody in the public here and nobody in the area was notified that, hey, we might stick a parking lot on 601 North 3rd Street. People might
oppose that. So the Board really can't sit here and say, hey, we'll let you use this as a parking lot because it hasn't been properly noticed and it's an illegal use. Right? So really what's up for consideration tonight is, a determination that you need $21 / 2$ parking spaces to support this use and a request for a bulk variance for that.

This parking lot really is something that shouldn't be heard tonight. It really shouldn't be part of this application because, one, it wasn't notified and, two, it's a completely separate use on a completely separate lot. And you're kind of creating a can worms but trying to bring that in. It's a great idea, right?

MR. TORRES: Yeah.
MR. EINGORN: Because parking is a premium but we hear about parking all the time. The only problem is, it's not really before the Board based upon the statutory notice requirements. But if you want to put in testimony about the parking in the area, the ability to park on the street, the potential to discuss this and mitigate the parking, you do have a request for a bulk variance that the Board can consider, and with only a need for $21 / 2$ spots. How many bedrooms is this house now?

MR. WILTON: Right now it's five bedrooms.

MR. EINGORN: It's five bedrooms. And you're keeping five bedrooms?

MR. TORRES: Yes. We're just splitting it up.

MR. EINGORN: Right. You're just creating division?

MR. TORRES: Yes.
MR. EINGORN: I didn't look at the pictures.

VICE-CHAIRMAN COOPER: You're adding on to more bedrooms.

MR. TORRES: No, no. I'm doing the addition because we're splitting up the units. Like now it's five bedrooms but, you know, there's a floor that's maybe three bedrooms and the second floor is two-bedrooms but now we're adding a living room and a dining room so now that's why we have to extend -that's why there's an extension but it's still five bedrooms.

MR. VID AL: Yes. The configuration is going to change because the apartments --

MR. TORRES: The only thing now is, we just have living spaces.

VICE-CHAIRMAN COOPER: Yes.
MR. EINGORN: I'm sorry to throw a whole wrench in the works here. I didn't want the Board to consider a parking lot that's technically not a legal parking lot.

VICE-CHAIRMAN COOPER: Do you have anything to show us in front of the house as far as parking?

MR. TORRES: I think I included pictures there to like showing like how the streets being. Most of the time available parking. I showed Front and State Street which is right on the corner. I also showed the front of State Street which is right in front of the house.

CHAIRMAN HANCE: Is this a part across the across the street, the fenced-off area? What's this back here?

MR. TORRES: That's the Rutgers parking lot and then they use the shuttles every day. So you have parking on both sides on front Street and State Street. And then on the other side on 2 nd \& State which is the other corner, I also provided pictures of that. Like Mr. Vid Al mentioned earlier, directly behind the houses is Main Street, which now is cut off, it's closed, so it's a dead-end. So that also
can be used for parking.
CHAIRMAN HANCE: No.
MR. TORRES: No. Even though it's a dead end?

MR. IZZO: So what you're saying is, not even taking into account, the possibility of use in the rear, you have observed --

MR. TORRES: That there's plenty of parking.

MR. IZZO: That there's a lot of
parking --
MR. TORRES: Yes.
MR. IZZO: -- in that lot and below that lot.

MR. TORRES: Yes.
MR. IZZO: On the street is what you're saying?

MR. TORRES: Yes.
VICE-CHAIRMAN COOPER: How many parking
lots would you need?
MR. EINGORN: Doctor Williams' denial
letter says $21 / 2$ spaces are required.
MR. EINGORN: To the extent that a bulk variance is being considered, it's a bulk variance for two and a half spaces. They have no off-street
parking but they would need to provide two spots. VICE-CHAIRMAN COOPER: From these photos it looks like they should have ample spacing to get two cars parked on the street.

MR. EINGORN: So anything else you guys
want to put on the record?
MR. TORRES: No.
MR. EINGORN: The applicant rests.
Does the Board have any additional
questions?
MS. ALSTON: I do. You have a picture here of just the one meter.

MR. TORRES: Yes.
MS. ALSTON: When I was looking through the plan, did you consider the three different meters, the three different --

MR. TORRES: Yes. Everybody will have their own meters. I was just showing that the building is vacant; like there's no electricity or water running through the building and nothing like that. And that's why I also included pictures of the inside how it is basically down to the bones. But, yes, everybody will have its own meter. It's four meters. So each apartment will have its own meter then the owner's meter as well.

MS. ALSTON: Okay. For the common area?

MR. VID AL: The City installed separate services upon approval of Zoning. That's how they do it.

CHAIRMAN HANCE: So the hot water heater as --

MR. TORRES: Yes, yes, hot water heater.

CHAIRMAN HANCE: Is that central or?
MR. TORRES: Central air, yes. Like I said, I'm focused -- we're focused more on Rugters College and employees so we're trying to put a little up-to-date where people have central air and they can monitor it through their phone; turn the lights on and all that. Light the outside with lights and all just in case it's dark.

MR. VID AL: Each unit we have like a mechanical closet where they have a tankless water heater and the unit. So it's going to be central in each unit. The basement is going to be for maintenance.

MR. TORRES: Utilities, yes --
MR. VID AL: Each unit is going to have their own separate.

CHAIRMAN HANCE: So let's go back to the basement. Is that going to be just a basement for storage?

MR. TORRES: Storage, yes.
MR. VID AL: Yes. Maintenance of the building.

CHAIRMAN HANCE: Is it going to be for you or for the tenants?

MR. TORRES: For me.
MR. VID AL: There's no business in the basement for tenants.

MS. ALSTON: I'm sorry. I didn't quite hear, the 2.5 parking space that it is required, are they saying that it's going to be street parking, off-street parking? Is that what you guys said?

MR. TORRES: Yes.
MR. EINGORN: On-street parking.
MR. TORRES: On-street parking.
MS. ALSTON: On-street parking.
MR. EINGORN: So the applicant is here tonight requesting the use variance for the three units and then a bulk variance for the two and a half spaces.

MS. ALSTON: Okay.
MR. EINGORN: Any other questions? Why
don't we open to the he public. Anybody in the public here want to be heard on the application of Wilton Torres, Peralta Family Properties related to 116 State Street? Yes? No? Seeing no one interested in weighing in on this application, we will close the public portion.

Now is the Board's turn to do a
discussion of the Positive and Negative Criteria related to the applicant's requests for a use variance for three units and a bulk variance for two and a half spaces.

CHAIRMAN HANCE: I think any time you put extra apartments around a college, it's needed especially in North Camden which also needs a facelift. So I think it's a smart move. I think it's needed. And, again, my personal thing is, that parking lot back there, I would try to purchase that. MR. TORRES: I have tried but he doesn't want to sell it but I've tried.

CHAIRMAN HANCE: The vice-president was right. Two years may not be enough, but you did show parking outside.

MR. TORRES: Thank you.
MR. EINGORN: Anybody else?
MS. ALSTON: I'm just wondering why they
can't just leave it as a two separate, maybe floors, like a two-family home versus the three-family home in that area. I know you're trying to maximize the space. But State Street in general, it's very congested. And I do agree with you, Chairman, any time that you're building more apartment spaces, it is good for the community. You're trying to get maybe some of the students to have a safe place to stay and things like that. Was there something? Why don't you just leave it as a two-floor?

MR. TORRES: It was never a two-family. It was only a one-family.

MS. ALSTON: Why didn't you just do a two-floor and just --

MR. TORRES: Just to like basically use it to that advantage, the space, since you're already going to basically construct and build because it was a single-family. So if you're going to make it a two, you already have to build and might as well make it worth it. And make it useful for the students.

MR. VID AL: Because the one bedroom, it's interesting because one bedroom is not for a family. It's for one student; one teacher. That's has the advantage on the first floor. The other small like a family, second and the third. But the
first one, it's only one bedroom for a single person. CHAIRMAN HANCE: And it was a five-bedroom home?

MR. TORRES: Yes.
CHAIRMAN HANCE: I would know what you're doing because of privacy.

MR. TORRES: Yes.
CHAIRMAN HANCE: You can leave it the way it is right now but your privacy is lost.

MR. TORRES: Exactly.
CHAIRMAN HANCE: You got one entrance and everybody goes to their rooms.

MR. TORRES: Yes.
CHAIRMAN HANCE: Like when they have a late night to study or doing something different and they need that space. I still think it is a smart move.

MR. EINGORN: Yes.
MR. TORRES: Are you also pro for leaving the historical face on it as well?

CHAIRMAN HANCE: I would leave it there. You would have to. If it's already historical, you can't change it.

MR. TORRES: Okay.
MR. EINGORN: Any other discussion, a
motion?
CHAIRMAN HANCE: I make a motion. MR. EINGORN: Motion to grant the variances?

CHAIRMAN HANCE: Yes.
MR. EINGORN: Do we have a second?
MS. MERRICKS: Second.
MR. EINGORN: I'll take a roll-call vote.
Chairman Hance.
CHAIRMAN HANCE: Yes.
MR. EINGORN: Vice-Chairman Cooper.
VICE-CHAIRMAN COOPER: Yes.
MR. EINGORN: Ms. Merricks.
MS. MERRICKS: Yes.
MR. EINGORN: Ms. Alston.
MS. ALSTON: Yes.
MR. EINGORN: Mr. Brito Bueno.
MR. BRITO BUENO: Yes.
MR. EINGORN: Having five in favor and none opposed, the motion passes. Thank you, gentlemen and have great night. Good luck with your project.

MR. TORRES: Thank you.
MR. VID AL: Thank you.
MR. RODRIGUEZ: Thank you.

MR. EINGORN: Next matter, St. Joseph Carpenter's Society, 2912 Federal Street.

MR. CIESLIK: Good evening. My name is
Vincent Cieslak from the Capehart \& Scatchard on behalf of the applicant which is St. Joseph Carpenter's Society.

Tonight I have with me, Enrique Rivera who is the director of Neighborhood Development and Troy Harris who is with the VISSI Architectural \& Engineering Firm. They're both going to testify tonight. And we also have our head of construction Tracy Bell who is also available if we have any construction questions.

The application is for 2912 Federal Street. Just to get your bearings, 2912 Federal Street, if the building is to your back, if you look to your right, Church Street, that's right where St. Joseph's Carpenter Society the main offices are at 20 Church Street.

VICE-CHAIRMAN COOPER: That's my neighborhood, sir.

MR. CIESLIK: That's your neighborhood. You know it well.

At 2912 Federal Street is a warehouse with storage. We're requesting the right to continue
a non-conforming use. It has been used for years as a warehouse with storage and now we're requesting a variance to merely continue the non-conforming use. The testimony we'll put on tonight will explain that actually the use is going to be less intense, less like a warehouse and more like office; less intense to the neighborhood.

We're not looking to increase the footprint; not in looking to increase the density, traffic nor the negative impacts. I think that a lot of Board members are probably familiar with Carpenter's Society. The focus on a lot things that are beneficial to the City. One of them is affordable housing; building affordable housing which we all know is desperately needed here in the City and the State.

Another focus of Carpenter's Society is on affordable rental. This site will actually be used for both those uses to provide education to consumers about how to purchase affordable housing, credit counseling, property maintenance. And I'll put on some testimony in a minute or two about those different things that the Carpenter's Society does.

The structure is going to be rehabbed from the inside by using DCA State of New Jersey
funds. So the State of New Jersey DCA is in support of this project and its funding a large part of this project. We are also going to improve the facade on the front of the building which will obviously enhance the appearance of the outside of the building for the commercial quarter. So I think there are a lot of really good benefits to this application and there really are no downsides or negatives to this application.

I'm going to call up first Mr. Rivera and I will ask him some questions and he's going to present some of the background for this application.

MR. EINGORN: Please raise your right hand.

ENRIQUE RIVERA, having first been duly sworn/affirmed, was examined and testified as follows:

MR. EINGORN: State your name and address for the record.

MR. RIVERA: My name is Enrique Rivera. The address is 20 Church Street, Camden, New Jersey.

MR. CIESLIK: Mr. Rivera, you were here as $I$ just kind of gave the general explanation of
what this application is about tonight. Did I explain it correctly?

MR. RIVERA: Yes. So just to elaborate a little bit on that, carpenter's Society, we're growing in terms of our staff and the services that we provide. In 2021 we took back property management used to have it with Ingerman Property Managers. We now do it ourselves in-house. Because of that, we needed a place to store toilets, windows, stoves, appliances that we'll need to switch in and out of apartments. And our office right now it's pretty small in that sense because we're pretty much packed with all the people that we have.

And in 2023, we also received a contract with the State of New Jersey DCA to do weatherization in Burlington County. So OEO still does it in Camden County but we're going to be a sister agency with them out in Burlington County, but also bringing that knowledge and expertise in some of our home repairs back into the City of Camden. With that we also need a place to store our equipment that we're using for weatherization. That includes lower door test that you normally see; carbon monoxide measure, those kind of things.

You also mentioned some classes that we
offer. It's also true. It's a warehouse that we're proposing. But it's not really a warehouse. It's more storing those kind of things and the warehouse is going to be just an open space where we can do community center and events. Some of those events are going to be to teach people maintenance of their homes in an interactive setting. So we'll have like a piece of drywall, break it and we'll have them repair it, those kind of classes. We're trying to be more innovative with some of the programs that we're offering. And that's something that we're trying to achieve here at the warehouse.

MR. CIESLIK: Now, in terms of the prior use of the property, we've talked about how it was previously used as a warehouse. What was the prior use?

MR. RIVERA: So it's the old Fisler \& Cassedy building. They had rubber belts for automotive and industrial uses and they would have -they would do distribution out of there. They wouldn't do any manufacturing.

MR. CIESLIK: So they were distributing to other retailers that were going to use that and sell their products?

MR. RIVERA: Right.

MR. CIESLIK: But we're not going to use it for this purpose?

MR. RIVERA: No.
MR. CIESLIK: Can you talk a little bit about the property as it's situated now; what it looks like on the inside?

MR. RIVERA: Yes. So inside, it's not materially different than what you have in front of you as proposed. When you walk in to the left, there will be -- there's offices, a little kind of vestibule area where they kept files and then there's a kitchen. And then the rest of the building was -oh, there's two bathrooms as well on sides. And then the rest of it was like warehouses space where they would keep the belts. It's pretty interesting in there. They had racks where they would hang the belts at. Trucks would come in, take the belts and go out.

What we're proposing is very similar to that layout but we're really updating a lot of the stuff that's inside of it, especially because the building is really old and they haven't done much to it in the beginning. So we're really keeping the same layout offices on the left side going through the bathrooms; we're updating them; making them more

ADA compliant. We have a little conference room that we're having on the right.

So we're kind of cutting the warehouse space a little bit, separating into a storage area that's going to be more secure. We'll have materials there and make sure we have them locked up. Then we have a little conference room here as well but the rest of it will be a workshop that we'll use for community use.

MR. CIESLIK: Can you start in the front of the property and just walk us through the different things that are going to be renovated and explain to the Board the amount of money that's going into these renovations.

MR. RIVERA: Sure. The most important, I think, is the facade. We're bringing some natural light and the architect will talk a little bit more about that. But we're really making sure that we bring out the -- the building is kind of squat and not that good-looking and there's not many windows. We're bringing the windows back and we're really bringing some natural lighting.

Once you walk through the front door, the offices are going to be renovated. Then we're going to put -- we're going to wall this off to have the
conference room to the right. To make the office area more ADA compliant we had to reconfigure a few things so we have to move the mechanical closet. We had to put some stairs, like a ramp to go into that area. We're also going to update the kitchen, updating the plumbing and all that. It has been vacant for a few years now since they've moved to Pennsauken, Fisler \& Cassedy.

The bathrooms like I said before, making those ADA compliant; making sure we have enough stalls there. You do see utility sinks featured here. So while we're doing those maintenance classes that I mentioned to have an area where people can clean; to clean up themselves; clean their hands. They may have like saw dust on themselves. We have those utility sinks there. Then in the back left corner you'll see that storage area where we're going to keep our materials safe and secure.

MR. CIESLIK: Can you explain why this property is so specially-suited for what you want to do, not just in what you explained but your relation to the home office which is right around the corner?

MR. RIVERA: Yes. We're right around the corner. It's very useful for us because it doesn't mean that we're kind of separate in the
neighborhood. We're staying in the neighborhood which is really great. It's a great location too because in the Site Plan itself, you see that there's an entrance from Carmen Street so we can drive in and out. The traffic that we're going to be seeing is mostly vans. It's going to be our own maintenance people and their vans kind of going in and out. The neighborhood itself, too, we've done a few renovations there. The neighborhood knows us. We're pretty prominent there. We've also had conversations with the neighbors as well.

MR. CIESLIK: As far as your
conversations with the neighbors, you haven't had complaints about the proposed use; you haven't heard anything negative about it?

MR. RIVERA: No. I think they welcome it being back into productive use.

MR. CIESLIK: In fact, the Carpenter's Society owns some of the lots that are located in that area, right, not just the office; across the street that we mentioned?

MR. RIVER: Yes.
MR. CIESLIK: And you talked about or spoke about the rear of the building. So this would be a less-intense use in the sense that your
contractors or employees are going to be coming in and out in the back of the property?

MR. RIVERA: Yes.
MR. CIESLIK: As opposed to the trucks who are involved with distribution or retail and taking product off?

MR. RIVERA: Yes. We don't foresee any 18-wheelers coming in and out. We really don't have any space for that either in the building.

MR. CIESLIK: And in terms of anything else that you wanted to, to what we've discussed so far, is there anything else you wanted to explain to the Board?

MR. RIVER: No. I think that covers it. As you said, this project is funded by DCA and we're really just gutting the insides of it and bringing it back to modern use and making it look really nice for the neighborhood as well.

MR. CIESLIK: And this will allow you to deliver all the different programs and services too for affordable housing, affordable rental; housing; credit counseling and all those different programs?

MR. RIVERA: Yes.
MR. CIESLIK: Does the Board have any questions for the witness?

CHAIRMAN HANCE: Yes. No 18-wheelers. Are you going to bring cargo vans in and out or?

MR. RIVERA: The biggest would be like -we have a Ford Transit. That's the size that we're in. That's really what we're going to be using. We do local pick-ups at the Home Depo; bring the Ford Transit in and out of there but that's all we're really seeing.

CHAIRMAN HANCE: And your local stock probably would be toilets, sinks, cabinets, countertops, whatever the case may be?

MR. RIVERA: Yes. We don't see it being anything taller than like a refrigerator bulk-wise coming in there. We don't see it being anything related to that.

VICE-CHAIRMAN COOPER: And nothing stored outside in the yard?

MR. RIVERA: Nothing stored outside in the yard?

VICE-CHAIRMAN COOPER: Nothing gets stored outside in the yard.

MR. CIESLIK: Understood.
MR. EINGORN: What about your van? Are you parking the van out back?

MR. RIVERA: It would depend. So right
now are van is being parked by one of our
co-workers. The Weatherization Program does require us to purchase a vehicle to use for the program. We still haven't figured out if we're going to park it there or if we're going to park it at an employee's house.

MR. EINGORN: So I'm looking at the photograph on the bottom left. Any chance you can just put that one on the easel for us? Can the Board see that?

CHAIRMAN HANCE: Yes.
MR. EINGORN: So I'm assuming the rear of the property, is that fenced?

MR. RIVERA: Yes there's a fence that is blocking Carmen Street.

MR. EINGORN: Let's go to the aerial
photo? Is that a fence there?
MR. RIVERA: Yes. This is the fence here, here and back here. So there's a rolling fence that will improve to make sure that we can actually (Inaudible). That's where we will have people come in and out of.

CHAIRMAN HANCE: And my question will be, if needed, how many cars will be parked and can be parked there?

MR. RIVERA: I think with the lot itself has about eight to ten spaces.

MR. CIESLIK: And that's more than enough for what we need, right?

MR. RIVERA: Yes. Oh, yes. We don't foresee it having tons of people during the day. Any staff that are going to be there, it's going to be two or three. And besides, we all park on Church Street. We take all the Church Street re-runs. It's within walking distance from our office so we'll make sure to do that.

VICE-CHAIRMAN COOPER: In your plans here, you're going to upgrade lighting and things of that nature in the back?

MR. RIVERA: Yes, LED lighting is part of our work. We'll be doing it.

MR. CIESLIK: Any other questions for Mr. Rivera?

CHAIRMAN HANCE: He's good.
MR. CIESLIK: Thank you. Mr. Harris.
MR. EINGORN: Please raise your right hand.

TROY HARRIS, R.A., having first been duly sworn/affirmed, was examined and testified as
follows:

MR. EINGORN: Please state your name and address for the record.

MR. HARRIS: My name is Troy Harris, 113 West Tomlin Station Road, Mickleton, New Jersey. MR. CIESLIK: Thank you, Mr. Harris. Can you explain to the Board what your role was in this project?

MR. HARRIS: I was the architect for this project.

MR. CIESLIK: Did you help develop the plans for the renovation of the inside of the property and for the exterior improvements?

MR. HARRIS: Correct.
MR. CIESLIK: Can you just explain in a little greater detail what your plans entail?

MR. HARRIS: As Enrique mentioned, on the exterior, of course, we're improving the facade; providing some little brick pier bump-outs; a canopy to give more protection where people entering through the front door and to give some shade over the openings that they're reopening and creating storefront to get more light into the office space. And then providing some metal panels a little bit
higher to give, just through various materials and some better street appeal. And then some additional windows up higher to, again, give light into the office space.

Inside, as I indicated, there's already an office space but it's not ADA compliant so we're adding ramps and stairs. We're upgrading to provide new restrooms because they weren't code-compliant. And then creating this conference space and a wall and office storage space in the back here and providing some utility sinks for their workshop area.

MR. CIESLIK: In terms of the exterior in the rear of the property, I think you were when the solicitor was asking some questions about it. Can you just speak to the rear of the property and the parking, lighting and improvements that we made?

MR. HARRIS: Yes. So the rear of the property obviously there's some brush that needs to be cleaned up. As Enrique mentioned, the gate on the fence isn't working so we're going to improve that. So just a general cleanup and making sure that they can enter the lot with the trucks that they need for their use.

MR. CIESLIK: And you heard the testimony that from Mr. Rivera about the proposed vehicular
traffic and will come in now. And is it you opinion that there's more than enough space for that to happen safely?

MR. HARRIS: Yes. There's definitely enough space for a van to enter and drop off deliveries into the overhead area.

MR. CIESLIK: Is there anything else you'd like to add to what we've talked about so far; is there anything else that $I$ haven't covered in asking them?

MR. HARRIS: No, not that I'm aware of.
VICE-CHAIRMAN COOPER: I have a question for someone. What about trash pick-up? Because you're going to be doing some remodeling stuff so to make sure we got some --

MR. RIVERA: Yes. During construction we'll make sure we will have a dumpster in the back and it'll be locked up at night to make sure that no one else is dumping it. And then it's just going to be your typical city pick up, you know, in the front. And we don't foresee much trash being generated either because during the day it would be just a few people at the office. And it's mostly going to be for storing stuff. There's not going to be a lot of people inside there.

CHAIRMAN HANCE: So really they're going to pick up and leave and go to their destination and do what they got to do?

MR. RIVERA: Yep. Right. They're mostly out and about doing maintenance for the units. If they have to do paperwork, they'll be there to do he paperwork.

VICE-CHAIRMAN COOPER: And you're saying municipal trash?

MR. RIVERA: Yes. So just your typical street trash. They'll have pick-up that happens in the front like every business does.

MR. CIESLIK: Mr. Harris, this is a C-2
Commercial Zone. Does anything that we're proposing here tonight detract from the overall zoning plan for this neighborhood, this area?

MR. HARRIS: No, not that I'm aware of.
MR. CIESLIK: And do you understand the proposed intensity and use is less than under the prior owners, under the prior nonconforming use based upon the testimony from Mr. Rivera that this use is less intense than the prior distribution of retail uses?

MR. HARRIS: Yes.
MR. CIESLIK: Does anybody have any other
questions for the professional?
MR. EINGORN: Do you want him to be accepted as a professional?

MR. CIESLIK: I would move to have him accepted as a professional.

MR. EINGORN: So if we can just get a
little bit of credentials just to flush the record? MR. CIESLIK: Sure.

MR. HARRIS: So I'm a registered
architect in the State of New Jersey. I've been registered since 2014. I have a Master's Degree from Montana State University in architecture.

MR. EINGORN: I think the Board is satisfied and will accept Mr. Harris as a professional architect.

MR. CIESLIK: Thank you. I have no other testimony to present. I would just like to summarize our application in a minute or two if it's okay with the Board.

MR. EINGORN: Sure.
MR. CIESLIK: I think in terms of the Positive Criteria, you have a warehouse previously was a nonconforming use. We're continuing that use in a very beneficial way. You have the DCA which is funding this so they see the inherent beneficial use
of the property, affordable housing, affordable rent and all the good programs.

And at Carpenter's Society we partner with the City in affordable housing and all these different areas as this Board knows very well. And we've heard testimony that this property is particularly suited for this use given the proximity to their offices and their ability to use this property for their various different programs.

I don't see any of the Negative Criteria present; no increase in traffic or density; no negative impact on the neighborhood. It doesn't substantially impact the Zoning Plan. Offices are permitted in this Zone. Storage is permitted in this Zone. The use is less than the prior use which was in distribution and retail related for an owner that moved out of the area. I have nothing else to add other than to invite you to ask me any questions you have; if there is anything else that we can provide.

MR. EINGORN: I apologize. Mr. Rivera what was your title or role again?

MR. RIVERA: Director of Neighborhood Development at St. Joseph Carpenter's Society.

MR. EINGORN: No questions from the

CHAIRMAN HANCE: No.
MR. EINGORN: Does anybody in the public here like to be heard on this application related to St. Joseph's Carpenter's Society, the property located at 2912 Federal Street? Hearing none, we'll close the public portion.

Now is the time for the Board to consider the application. The applicant is here tonight seeking relief stating that this is a legal nonconforming use. They're looking for a Certificate of Nonconformity.

VICE-CHAIRMAN COOPER: I think it's a positive. I've lived in that neighborhood for many years now. The building has been there. Fisler \& Cassedy was there for many years. Since they moved out, the building has sat empty. And I see you guys already got some of your banners hanging up on the building. I think it would be a great access to our neighborhood.

CHAIRMAN HANCE: You guys have been around for a long time. I'm going to mention this since you mentioned OEO I'm a part of OEO also. But I don't do any weatherization. I think it's a great thing. Again, any time a building stays stale for a long time, things will happen. I'm glad you guys are
taking it up. Making a lot of sense. If you're right around the corner you shouldn't be late to work. You have your guys there. So I think it's a great idea. You guys keep doing what you're doing. You're definitely appreciated.

MS. MERRICKS: I think it's awesome that you can secure the property for when residents need toilets and sinks and you'll have access to it and it's really close. I think it's a good win-win for both.

MR. EINGORN: Motion?
MS. MERRICKS: Motion to approve.
MS. ALSTON: Second.
MR. EINGORN: I'll take a roll-call vote.
Chairman Hance.
CHAIRMAN HANCE: Yes.
MR. EINGORN: Vice-Chairman Cooper.
VICE-CHAIRMAN COOPER: Yes.
MR. EINGORN: Ms. Merricks.
MS. MERRICKS: Yes.
MR. EINGORN: Ms. Alston.
MS. ALSTON: Yes.
MR. EINGORN: Mr. Brito Bueno.
MR. BRITO BUENO: Yes.
MR. EINGORN: Having five in favor and
none opposed, the motion carries. Congratulations. Thank you for your time.

MR. CIESLIK: Thank you.
MR. RIVERA: Thank you. Have a good night.

MR. EINGORN: The next matter is going to be Ronald and Frances Abate. You want to come forward. We'll take a short break.
(Proceedings are off the record at 7:05 p.m.)
(Proceedings are back on the record at 7:11 p.m.)

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MR. EINGORN: The next matter is Ronald and Frances Abate. Counsel.

MR. BERNSTEIN: Daniel Berstein for the applicants. This is basically a simple application for a general variance to allow two tenants upon one property. It's not for a subdivision. The application sets forth the pertinent information including who the tenants are. They are both industrial.
And they are -- basically it's a non-subdivision but a use of two tenants, both for
industrial purposes. Both businesses related to port operations. One is an industrial welding service. The other is a forklift repair and rental service. The property is primarily used for a pallets, commercial pallets to be stored. Mr. Abate is available. I'd like to have him testify now. MR. EINGORN: That would be great. Raise your right hand, please.

RONALD ABATE, having first been duly sworn/affirmed, was examined and testified as follows:


MR. EINGORN: Name and address for the record.

MR. ABATE: Ronald Abate, 254 Bradley Avenue in Bellmawr, New Jersey.

MR. BERNSTEIN: Are you and your wife the record owners of the real property at 1929 S. 4th Street?

MR. ABATE: Yes.
MR. BERNSTEIN: And what is the zoning of that property, do you know?

MR. ABATE: I think it's industrial.
MR. BERNSTEIN: Might it be port
industrial?
MR. ABATE: Yes.
MR. BERNSTEIN: You intend to have two sub-tenants on the property?

MR. ABATE: Two tenants.
MR. BERNSTEIN: Could you describe each
tenant, please?
MR. ABATE: There's two separate buildings on the property. The front building is East Coast Forklifts. He repairs and rents forklifts. And in the back is John Harper Welding and he does welding. He has a welding shop in the back. Each one has like one or two employees and there's plenty of parking.

MR. BERNSTEIN: Does the Site Plan that we submitted, lay out the parking spaces?

MR. ABATE: Yes.
MR. BERNSTEIN: And is there sufficient room on the rear of the property for the forklift repair operator to store his forklifts?

MR. ABATE: Yes.
MR. BERNSTEIN: Are there going to be any physical changes to the property whatsoever?

MR. ABATE: Physical changes.
MR. BERNSTEIN: Are there going to be any
changes to landscaping?
MR. ABATE: No. Everything will stay the same.

MR. BERNSTEIN: Is there going to be any on-street parking?

MR. ABATE: No.
MR. BERNSTEIN: Are there any utility
issues involved?
MR. ABATE: No, nothing changes.
MR. BERNSTEIN: No easements. And the buildings are currently existing buildings; is that correct?

MR. ABATE: Yes, currently existing buildings.

MR. BERNSTEIN: And are there going to be any major modifications of those properties?

MR. ABATE: No modifications.
MR. BERNSTEIN: In your opinion having these businesses there generate additional tax income for the City of Camden?

MR. ABATE: Definitely.
MR. BERNSTEIN: I have no other issues. It's very straight-forward.

MR. EINGORN: Great. Does the Board have questions?

CHAIRMAN HANCE: Yes. You're in my neighborhood now. I live on Broadway, Viola, Ferry Avenue.

MR. ABATE: We're at 4th \& Jefferson. CHAIRMAN HANCE: I drive past there all the time. I've seen the forklift back there. It's kept clean. And he's saying that there's not going to be anymore pallets back there?

MR. ABATE: No. We started our pallet business but we're --

CHAIRMAN HANCE: I remember a couple of fires back there.

MR. ABATE: That was on mischief night.
CHAIRMAN HANCE: I remember that. Other than that, you keep it quiet back there; you keep it clean back there. I don't have an issue with that. In fact, I wouldn't even know you're back there if $I$ didn't drive back there.

MR. ABATE: It's quiet. I mean a lot of days they're not even in there. They're out on the road doing work.

MR. BERNSTEIN: I can testify to that. If was tough to track them down to get them to respond to some of the questions.

VICE-CHAIRMAN COOPER: That whole area,
is that fenced in or brick?
MR. ABATE: Yes, it's fenced in. Part of it is fenced in and part of it has a brick wall.

MR. EINGORN: How many spaces do you have, parking spaces?

MR. ABATE: I don't know.
MR. BERNSTEIN: I believe we have a dedicated three-a-piece for employees and additional spots for occasional customers. It's a business. Both operations are business-to-business industrial so there really is no consumer traffic.

VICE-CHAIRMAN COOPER: These plans were taken recently?

MR. BERNSTEIN: Yes.
VICE-CHAIRMAN COOPER: We got tractor trailers parked around, all around your property. MR. ABATE: That's not us. Yep, all around the property.

MR. BERNSTEIN: But not on the property. VICE-CHAIRMAN COOPER: No.

MR. ABATE: It's on the street.
VICE-CHAIRMAN COOPER: On that street, yeah.

MR. ABATE: They are not ours.
CHAIRMAN HANCE: Do you have an issue
around there with tractor trailers?
MR. ABATE: There's like 20 on the street
all the time; trashed up all over the place.
MR. BERNSTEIN: These businesses do not use -- I mean, there's a repair business and an off-site welding that's right there.

MR. ABATE: That has nothing to do with me.

VICE-CHAIRMAN COOPER: Okay.
CHAIRMAN HANCE: They park on Morgan
Boulevard. There's signs saying, no tractor
trailers. They stopped it for a little but it all came back strong.

VICE-CHAIRMAN COOPER: We got to see cause the tractor trailers, they got to get them. MR. EINGORN: That's an enforcement issue.

MR. BERNSTEIN: You mean the trucks on the street?

CHAIRMAN HANCE: Yeah.
MR. BERNSTEIN: When I've been there to visit, I've noticed there are a lot of trailers seem to be semi-abandoned.

CHAIRMAN HANCE: They eventually go all the way up to when you walk on the left-hand side,
there's a big empty vacant lot there and all the tractor trailers, they're all there.

MR. BERNSTEIN: It's an eye sore, I agree.

CHAIRMAN HANCE: I used to work for CCMUA and I'm retired from that. And that was an issue all the time. It's like a big dead area back there.

MR. BERNSTEIN: Yes. Very little
traffic.
CHAIRMAN HANCE: But I'm on it.
MR. EINGORN: Any other questions for the applicant.

MS. ALSTON: I see a photo here with a bunch of tires. How are you disposing of some of the materials?

MR. ABATE: No, no that's not us. That's on a lot outside the fence.

MS. ALSTON: The one that's in here?
MR. BERNSTEIN: May I see that?
MS. ALSTON: This is not part of your --
MR. BERNSTEIN: No. This is the forklift operation. They do forklift repairs so they have to take the tires off when they do the repair. But if you'll notice, they're right next to the forklift that he's working on.

MS. ALSTON: Okay. So --
MR. BERNSTEIN: They're not stored there or abandoned there. They're just taken off to do the work.

MS. ALSTON: So that was the question. How are you disposing of anything that you're not using like the tires and things like that? Are you taking it off the property?

MR. BERNSTEIN: Whoever is changing the tires takes the tires away.

CHAIRMAN HANCE: The reason why I say it's quiet back there because I don't see anybody.

MR. BERNSTEIN: I believe that the welding company is mostly off-site, do their work off-site because when I've been there, the welding crew is not there. Just the secretary who is there. I don't believe that the forklift gentleman is there --

MR. TORRES: With MAFCO moving out that did away with a lot of employees and traffic down there.

CHAIRMAN HANCE: I can say for the record that I've been there and besides the tires, there's no trash. Like I said, looks like it's one of those movies where you just don't want to walk back there.

MR. TORRES: Tires, they're going on and off with the forklifts.

MR. BERNSTEIN: I think an operation like that, quite frankly, has to keep it clean.

MR. EINGORN: Anybody in the public would like to be heard on the application of Ronald and Frances Abate, 1929 S. 4th Street? Hearing and seeing none, we'll close the portion. The applicant is appearing tonight for a use variance for two principal uses on the same lot. And then potentially a bulk variance for off-street parking. But if you can tell us how many spaces you have in general, maybe you won't need a bulk variance; the Board may be satisfied that you meet the requirements of the Zoning Ordinance.

MR. BERNSTEIN: I believe there are six dedicated spaces for employees. And each of the company has one employee placed plus there are additional spaces.

MR. ABATE: There's plenty of room to park cars in there in the yard.

MR. BERNSTEIN: In addition to having the spaces that are marked out on the Site Plan.

CHAIRMAN HANCE: How about street parking; do you have street parking?

MR. BERNSTEIN: We don't need street parking.

MR. ABATE: I mean, there's street-parking outside on 4 th if they needed it but they don't need it.

MR. BERNSTEIN: The lot quite frankly is so big that you can park dozens of vehicles back there.

MR. ABATE: Plus with all the trailers out there you can't park on the street anyway.

MR. EINGORN: So the Board is charged with making a determination as to the use variance for the two principal uses. And then, if you read the denial letter, off-street parking both uses may be needed. So the Board should make a determination whether or not a bulk variance is needed based upon the parking that's displayed in the evidence. And then if a bulk variance you believe is necessary, then a determination whether that bulk variance is acceptable.

VICE-CHAIRMAN COOPER: As far as the off-street parking, they should have plenty of space in there.

CHAIRMAN HANCE: Are you satisfied?
VICE-CHAIRMAN COOPER: Yes. He has
plenty of space. For the variance, the building is already there; already established.

MR. EINGORN: We still have to establish the Positive and Negative Criteria. Just because there's two buildings doesn't mean it couldn't be one use.

CHAIRMAN HANCE: Right. From the testimony I'm satisfied with the two uses on one lot. They're in separate buildings. I'm seeing major space on the inside here.

MR. EINGORN: It sounds to me like the Board is satisfied to make a motion to approve the requested use variance with the determination that there's sufficient parking to meet the Ordinance requirements. Is that what $I$ am hearing?

CHAIRMAN HANCE: Yes.
MR. EINGORN: So do we have a motion to
that affect?
VICE-CHAIRMAN COOPER: Motion to
accept.
MR. EINGORN: And a second?
MS. MERRICKS: Second.
MR. EINGORN: I'll take a roll-call vote. Chairman Hance.

CHAIRMAN HANCE: Yes.

MR. EINGORN: Vice-Chairman Cooper. VICE-CHAIRMAN COOPER: Yes.

MR. EINGORN: Ms. Merricks.
MS. MERRICKS: Yes.
MR. EINGORN: Ms. Alston.
MS. ALSTON: Yes.
MR. EINGORN: Mr. Brito Bueno.
MR. BRITO BUENO: Yes.
MR. EINGORN: Five in favor and none opposed, the motion carries. Thank you, Gentlemen.

MR. BERNSTEIN: Thank you.
MR. TORRES: Thank you.
MR. EINGORN: The next matter is Efrain
Reyes, Jr., 233 Grand Avenue. Good evening.
MR. REYES: Good evening.
MR. EINGORN: Please raise your right hand.

EFRAIN REYES, JR., having first been duly sworn/affirmed, was examined and testified as follows:

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MR. EINGORN: Please state your name and address for the record.

MR. REYES: Yes. My name is Efrain

Reyes, Jr., 6138 Camden Avenue, Pennsauken, New Jersey 08110 .

MR. EINGORN: Would you like me to read your appeal for zoning?

MR. REYES: Sure. Yes.
MR. EINGORN: So the name of the applicant is Efrain Reyes, Jr., 6138 Camden Avenue, Pennsauken, New Jersey. He's the owner of the property located at 233 Grand Avenue, Camden, New Jersey. The lot has frontage of 26 feet and a depth of 100 feet. There's one building on the lot. It's a two-story building. It's presently a duplex used as rentals. And the applicant is seeking a certificate of non-conforming use.

The applicant states that he bought it as a duplex and it was built as a duplex and never notified of the change, plus no changes were ever made to the property. Anything else that you want to add? Do you want to walk us through your exhibits?

MR. REYES: No. Everything is self-explanatory. I did everything that was asked of me; all the photos to prove that there's two separate meters both gas, water, hot water heater; everything separated; CCMUA is doubled like it should be when you have a duplex. The reason for this is, I'm
currently selling the property. It's currently under contract for sale. So I'm trying to do my due diligence to get the CCO. That was part of the agreement that $I$ would do the CCO for the property before the new owners take over.

MR. EINGORN: When did you purchase the property?

MR. REYES: I believe it was 2014.
MR. EINGORN: And it was a duplex at that time?

MR. REYES: Yes, sir.
VICE-CHAIRMAN COOPER: That whole neighborhood pretty much is duplexes like that?

MR. REYES: Yes. The whole block is -the whole left side and half of the right side of that block is all duplexes. I'm born and raised in Camden so as long as $I$ can remember, that was always like that.

MR. EINGORN: We've only seen one or two on this same street before?

VICE-CHAIRMAN COOPER: Yes.
MR. EINGORN: We have, right. These even look familiar.

VICE-CHAIRMAN COOPER: Right.
MR. REYES: They all look the same. They
are all identical.
MR. EINGORN: Does the Board have questions?

CHAIRMAN HANCE: I'll just say, we've been there before. I'm looking next door at this picture here and it's also a duplex. I see the meters outside, out front here.

MR. EINGORN: Anybody in the public would like to be heard on this application related to 233 Grand Avenue, a request for a Cert of Non-conforming Use for a duplex? Hearing none, we'll close the public portion. Now is the time for the Board to make a discussion and a determination regarding the Cert for Non-conforming Use?

CHAIRMAN HANCE: I'll say that, we run into this a lot in Camden where someone purchases a property and it's already a duplex and we find some and it's a duplex. You don't question them. You should have a lawyer; a real estate person. I think this street came up before us --

VICE-CHAIRMAN COOPER: Yes.
CHAIRMAN HANCE: -- with the same issue.
VICE-CHAIRMAN COOPER: Whenever they go
to sell, they have to get a CO.
CHAIRMAN HANCE: Right.

MR. EINGORN: Even those it looks like these were built that way, they're all getting flagged. For the record, that was unrelated to the application.

CHAIRMAN HANCE: I can only say that this property was kept up from the pictures, there's two separate meters; two separate hot water heaters and two separate heating systems in there.

MR. EINGORN: Is the Board satisfied with
the testimony that this use has been in place probably since the construction of the building?

VICE-CHAIRMAN COOPER: Yes, sir.
MR. EINGORN: Great. So do we have a motion related to the request for certificate of non-conforming use?

CHAIRMAN HANCE: I make a motion.
MR. EINGORN: Motion to approve.
VICE-CHAIRMAN COOPER: Second.
MR. EINGORN: I'll take a roll-call vote.
Chairman Hance.
CHAIRMAN HANCE: Yes.
MR. EINGORN: Vice-Chairman Cooper.
VICE-CHAIRMAN COOPER: Yes.
MR. EINGORN: Ms. Merricks.
MS. MERRICKS: Yes.

MR. EINGORN: Ms. Alston.
MS. ALSTON: Yes.
MR. EINGORN: Mr. Brito Bueno.
MR. BRITO BUENO: Yes.
MR. EINGORN: Having five in favor and none opposed, the motion carries. Congratulations. Thank you for coming up tonight.

MR. REYES: Thank you.
MR. EINGORN: We'll take a short restroom break at this time.
(Proceedings are off the record at 7:32 p.m.)
(Proceedings are back on the record 7:39 p.m.)

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MR. EINGORN: The next matter is Don Ley Group, LLC, 265 Mt. Vernon Street. Sir, if you could raise your right hand.

FALIO LEYBA, having first been duly sworn/affirmed, was examined and testified as follows:

MR. EINGORN: Please state your name and
address for the record.
MR. LEYBA: I'm here for the Don Ley
Group which is 6428 Browning Road, Pennsauken, New Jersey. So I'm presenting an application for a single-family dwelling that happens to be in a port-related industry zone and we are just trying to rehab the home and get it back to use for the community. It has been abandoned for about ten years. It's a hazard for the people that live around there. So I think it's in the best interest of the community to have this house up and running as soon as possible. That's all $I$ got from my end.

MR. EINGORN: I hate to do this to you but as a formality, what is your relationship to Don Ley Group?

MR. LEBA: The owner.
MR. EINGORN: Are you the sole owner?
MR. LEBA: Yes.
MR. EINGORN: And you operate this as a sole proprietorship?

MR. LEBA: Yes.
MR. EINGORN: Great. We ask you that because limited liability companies are generally not authorized to appear without the assistance of an attorney because they're corporations, unless they
operate as a sole proprietorship in which case we can create an exception. So you have a single-family property in an industrial zone. And when did you purchase this property? I'm sorry.

MR. LEBA: 2022. Did you need the exact date? June 13th.

MR. EINGORN: Can you tell us a little bit about the nature of the neighborhood that the property is located?

MR. LEBA: Absolutely. Mount Vernon Street, there's an abandoned school right next to the property. There's also a big empty lot that happens to be abandoned next to the house. So I think the nature of the neighborhood is that, this is the only house left on that block; on that particular block that's abandoned.

So I see that the fact of us rehabbing this property is just recreating a benefit to the neighbors that live there. Being the fact that we get so many suburban drug users that are coming in and using that area to kind of sit there and do what they have to do or doing what they're doing, I think that this house being up and running again, can deter that from happening more.

MR. EINGORN: The house clearly looks
like it was a single-family residence from its construction. You did not construct this building, correct?

MR. LEBA: I did not.
MR. EINGORN: Did you paint it this
color?
MR. LEBA: Yes, I did.
MR. EINGORN: Okay. Any other
changes?
MR. LEBA: No.
MR. EINGORN: Very good. Does the Board have any questions related to this preexisting non-conforming use?

VICE-CHAIRMAN COOPER: None at all. CHAIRMAN HANCE: This house is, what, three bedrooms, two bedrooms?

MR. LEBA: Three bedrooms; one bathroom.
All that were there before. We didn't change anything; no layout.

CHAIRMAN HANCE: The color is good.
MR. LEBA: We can change the color if it's --

CHAIRMAN HANCE: That would definitely bring attention to the neighborhood.

MS. MERRICKS: So you are just
rehabbing?
MR. LEBA: Just rehabbing.
CHAIRMAN HANCE: You have a little alleyway here. Is that going back to the back yard here?

MR. LEBA: That's part of the house, yes.
CHAIRMAN HANCE: Okay. Did you do any fixing up in the house or anything?

MR. LEBA: The house is pretty much -not much. It's cosmetics inside like flooring, painting and stuff like that. But we can't actually pass this step to get electric and the gas. That's all we need is electric and gas and the house will be with a tenant in less than a couple of months.

MR. EINGORN: Anybody from down there?
MS. ALSTON: No. I'm good.
MR. EINGORN: Anybody in the public that would like to be heard on 265 Mt. Vernon Street? Hearing none, we'll close the public portion. Any discussion from the Board?

VICE-CHAIRMAN COOPER: I think this is a good thing. He's coming in front of us and not trying to turn a single-family home into a duplex. He wants to rehab it and hopefully he'll get some good tenants in here and move forward. It's a
positive.
CHAIRMAN HANCE: He said that this is the only abandoned house that is on that --

MR. LEBA: That's the only one left.
Actually the one right across the street was just gone. But that's the only one left on Mt. Vernon on that piece.

CHAIRMAN HANCE: I think it's great.
Anytime someone steps up and takes an abandoned house, purchases it, put it back together again and put a family in there, $I$ think it's a great idea. That's what we love to see. As I said earlier, bringing Camden back to life is what we'd love to see. I think it's a smart move especially for Mt. Vernon. We should move forward.

CHAIRMAN HANCE: Anyone else?
VICE-CHAIRMAN COOPER: I make a
motion.
MR. EINGORN: Motion to approve?
MR. BRITO BUENO: Second.
MR. EINGORN: We have a motion to approve and a second. I'll take a roll-call vote. Chairman Hance.

CHAIRMAN HANCE: Yes.
MR. EINGORN: Vice-Chairman Cooper.

VICE-CHAIRMAN COOPER: Yes.
MR. EINGORN: Ms. Merricks.
MS. MERRICKS: Yes.
MR. EINGORN: Ms. Alston.
MS. ALSTON: Yes.
MR. EINGORN: Mr. Brito Bueno.
MR. BRITO BUENO: Yes.
MR. EINGORN: Five in favor and none opposed, the motion carries. Congratulations. Thanks for coming out.

MR. LEBA: Thank you.
MR. EINGORN: The next matter is Kirtty Taveras and you can correct me if I butchered that. Are you available? Address is 1539 S. 10th Street.

MR. IZZO: Charles Izzo, attorney for the applicant. Please raise your right hand.

KIRTTY TAVERAS, having first been duly sworn/affirmed, was examined and testified as follows:

MR. EINGORN: Please state your full name and address for the record. Does the applicant speak English?

MR. IZZO: Yes, she speaks English.

MR. EINGORN: Are you nervous?
MS. TAVERAS: I speak a little English.
MR. EINGORN: Can you just state your name and where you live for the record?

MR. TAVERAS: My name is Kirtty Taveras.
MR. EINGORN: And your address.
MS. TAVERAS: 1539 S. 10th Street,
Camden, New Jersey.
MR. IZZO: Ms. Taveras is the owner of the business but not the building at 1539 S.10th Street. The business she has there is a food store, $J \& E$ Food Store. And she is here because when she applied to change the awning on the building, it was noted that the zone does not include a food-store use, although this store was there for many years before Ms. Taveras became the owner. So her objective is to get her non-conforming use approved and also improve her simple corner awning sign that has been installed in the building.

MR. EINGORN: In the pictures that we're seeing here, this is the side that we're seeking approval for?

MR. IZZO: Yes. That's the sign that she had installed.

MR. EINGORN: Okay.

VICE-CHAIRMAN COOPER: So the sign is already up here?

MR. IZZO: Yes. That sign that she installed is smaller than the one that was removed obviously. But that is what her application was prompted by the installation of that awning.

VICE-CHAIRMAN COOPER: Because she doesn't own the store, the building, do you need permission from the landlord or something?

MR. EINGORN: Let's see what's in the packet here. So the applicant had submitted a commercial lease agreement between herself and Lissette Jimenez. It looks like the applicant was granted the right to make some limited changes. And so I would think by the application of this lease, the applicant would have a standing to come tonight to request the relief that's currently before you.

MR. IZZO: This lady is running that store. She's been there about one year now; less than one year.

MR. EINGORN: Also, page 3 of the lease does require the applicant to obtain any license and permits. So she definitely has standing to be here to make the application.

MR. IZZO: She has provided a drawing
which shows the typical corner store. It's a property with a wrap-around sidewalk. The corner entrance would be on apparently on 10th Street at Thurman.

CHAIRMAN HANCE: I know exactly where it is.

MR. EINGORN: So the applicant is here seeking a Certificate of Non-conforming use related to the store, and a bulk variance for the size of the sign. This looks like it has been a corner store.

VICE-CHAIRMAN COOPER: Yes, for many years.

MR. EINGORN: The Board seems to be familiar.

VICE-CHAIRMAN COOPER: Yes.
MR. EINGORN: Is there questions for the applicant related to the use; how far the use dates back of the sign? Do you know how long that this has been used as a retail?

MR. IZZO: She has a typical corner store business there.

MS. ALSTON: So she's been there less than one year. Someone had the store before you did you or was it an empty spot at first and then you turned it into a store?

MS. TAVERAS: It was a store already. When we buy, they working. Not the same name. We changed the name. It was working when we buy the store.

MS. ALSTON: So it was already a store and then you guys bought it and --

MR. IZZO: Never closed?
MS. TAVERAS: No, never closed.
MR. EINGORN: I think that's the testimony we needed. Is anybody in the public here tonight that would like to be heard on 1539 S. 10th Street? Hearing none, we'll close the public portion. If the Board has any final questions, discussion, a motion.

VICE-CHAIRMAN COOPER: The store has been in existence here for many years. I make a motion to accept.

MS. ALSTON: Are they trying to change the awning?

MR. EINGORN: This is what they put up which is what triggered the application. They already changed it to this from the prior store. And that's why they got cited because they changed the sign.

MS. ALSTON: Oh because they had this and
switched to this. Is that what that is?
MR. EINGORN: Right. I'm assuming
it's --
MR. BRITO BUENO: I think it's the awning.

MR. EINGORN: -- similar but a different name. I think it looks like an awning at least by its construction.

MR. BRITO BUENO: The glass looks like an awning.

MR. EINGORN: I know but when you usually see the awning, it usually has the felt cover on it?

MS. ALSTON: Yes.
MR. EINGORN: That's not this. This is the sign that she's asking about.

CHAIRMAN HANCE: Is that painted on the wall?

MR. IZZO: It's a white fabric awning. We are looking at it in the daytime, of course. This is a slightly different, more compact style.

MR. EINGORN: I think they -- it looks like they fabricated it to meet the corner of the building.

MR. BRITO BUENO: It's like a oval awning
which it covers the sidewalk.
CHAIRMAN HANCE: No, it doesn't overhang. It's not an overhang.

MR. EINGORN: Right. It's flush with the facade.

CHAIRMAN HANCE: What $I$ do know is that the store has been here for many years on that corner. I drive past this store every day. That's my work area. I drive past there every day. I've go to Sheridan Apartments very day. I'm very familiar with the area.

MR. BRITO BUENO: Is there any lighting?
MR. IZZO: Do you have light under the awning at night?

MS. TAVERAS: Yes.
VICE-CHAIRMAN COOPER: Motion to accept.
MR. EINGORN: Motion to accept. Do we have a second?

MS. MERRICKS: Second.
MR. EINGORN: I'll take a roll-call vote. Chairman Hance.

CHAIRMAN HANCE: Are we doing the bulk variance?

MR. EINGORN: It's a Certificate of Non-conforming Use and then a bulk variance related
to the sign.
CHAIRMAN HANCE: Yes.
MR. EINGORN: Vice-Chairman Cooper.
VICE-CHAIRMAN COOPER: Yes.
MR. EINGORN: Ms. Merricks.
MS. MERRICKS: Yes.
MR. EINGORN: Ms. Alston.
MS. ALSTON: Yes.
MR. EINGORN: Mr. Brito Bueno.
MR. BRITO BUENO: Yes.
MR. EINGORN: Five in favor and none opposed, the motion carries. Thank you very much. Good luck with you store.

MS. TAVERAS: Thank you. Good night.
MR. EINGORN: The next matter is Osvaldo
Fernandez, 1261 Dayton Street.
MR. IZZO: Charles Izzo appearing on behalf of Mr. Fernandez on his application.

MR. EINGORN: Would you like the applicant to be sworn?

MR. IZZO: Yes.
MR. EINGORN: Raise your right hand, please.

OSVALDO FERNANDEZ, having first been duly
sworn/affirmed, was examined and testified as follows:

MR. EINGORN: Can you state your name and address for the record, please.

MR. FERNANDEZ: Osvaldo Fernandez, 17 S .
Bell Road, Bellmawr, New Jersey 08031.
MR. IZZO: I believe we're here on a continuation of proceedings. Mr. Fernandez had showed the information about his project to the Board and he was asked to return with some additional material. And when he showed me his file, he had a nice parking plan with spaces in the rear and a driveway. Mr. Fernandez, what did you tell the Board the first time that you were here?

MR. FERNANDEZ: I wasn't here. This is my first time.

MR. EINGORN: This is his first time before the Board.

MR. IZZO: It's a duplex in a permitted zone and his property is particularly suited in that he has the parking plan to accompany his proposal. It's off-street on-the-premises-parking. He's proposing for bulk variances for the setbacks. MR. EINGORN: So the applicant has a
duplex in an $R-2$ Zone where a duplex is permitted. And he's seeking off-street parking, minimum depth -hold on -- minimum depth of the front yard is deficient so a front yard setback and a side yard may be deficient. Sir, is this your property?

MR. FERNANDEZ: Yes.
MR. EINGORN: Is this a driveway that I'm indicating here?

MR. FERNANDEZ: Yes.
MR. EINGORN: How many cars can you
fit in this driveway?
MR. FERNANDEZ: Like three.
MR. EINGORN: About three cars?
MR. FERNANDEZ: And there's a curb-cut
where you can access the driveway?
MR. EINGORN: Yes. And that's a
pre-existing curb-cut?
MR. FERNANDEZ: Yes.
MR. EINGORN: And did you buy the house
in its current configuration?
MR. FERNANDEZ: Yes.
MR. EINGORN: As a duplex?
MR. FERNANDEZ: Yes.
MR. EINGORN: Did you make any changes to the property?

MR. FERNANDEZ: No.
MR. EINGORN: When did you buy the property?

MR. FERNANDEZ: July of last year, 2022.
MR. EINGORN: As I look at the property
if we're standing in the street looking at the property this way, as I indicated, to the right on this side here, what's over here?

MR. FERNANDEZ: That's like a yard. It's a green area. That's where it starts.

MR. EINGORN: Is that part of your property?

MR. FERNANDEZ: Yes.
MR. EINGORN: What's the distance between the edge of the building to the next building over, the property line?

MR. FERNANDEZ: It's about the same size of the house. The space?

MR. EINGORN: Approximately.
MR. FERNANDEZ: I would you say maybe 35,
40 feet.
MR. EINGORN: Did you say 35, 40 feet?
MR. FERNANDEZ: I would 30. I'm not sure.

MR. EINGORN: I'm just asking for an
estimate. We're just trying to get an idea.
MR. FERNANDEZ: About like 30.
MR. EINGORN: What's the width of the driveway, do you think? More than enough to fit a car, though, right?

MR. FERNANDEZ: Yes.
MR. EINGORN: And the driveway, is that abut the neighboring property?

MR. FERNANDEZ: It's two driveways. Like bot properties got driveways. It's separated by a fence between.

CHAIRMAN HANCE: Question.
MR. FERNANDEZ: Yes.
CHAIRMAN HANCE: Do you have three, four garages back there?

MR. FERNANDEZ: Yes.
CHAIRMAN HANCE: Are they yours?
MR. FERNANDEZ: Yes. They are part of the property? And there's a lot of parking area too behind the house close to the garage too.

MR. EINGORN: Is it your intention to rebuild this garage?

MR. FERNANDEZ: Yes.
MR. EINGORN: So you'll fit at least four cars back there?

MR. FERNANDEZ: Yes.
MR. EINGORN: Is it your position that the front yard and side yards are preexisting non-conforming conditions?

MR. IZZO: That's correct. The streetscape there is all consistent with Mr. Fernandez's house. The frontages are virtually on the street. And, of course, it's a rowhouse in the neighborhood.

MR. EINGORN: As we look at this photograph here, this house is also up against the sidewalk without a front yard setback. I know it's just corner.

MR. IZZO: From the corner of your neighbor's house, are they on the street?

MR. FERNANDEZ: Yes. It's like 20 homes. Like two houses. Sorry if I don't explain myself well. I try my best.

MR. EINGORN: We'll make it.
CHAIRMAN HANCE: Yes, I do see a curb-cut right here also.

MR. EINGORN: It looks like it.
The applicant is here requesting three bulk variances, off-street parking. Two and a half spaces are required but he's going to have four so he
probably meets the Ordinance requirements, so the Board could make that determination as it sees fit. And then two bulk variances for the depth of the front yard which is zero but is consistent with the neighboring property of preexisting non-conforming. And possible a minimum side yard, also a preexisting non-conforming condition of the land.

MR. BRITO BUENO: What do you mean side yard?

VICE-CHAIRMAN COOPER: The driveway.
MR. EINGORN: It's really the driveway that meets the neighboring driveway. Because I think the other side there's probably enough side yard to meet the Ordinance which I think is 10 feet on each side but an aggregate of 30 feet. So he probably has enough on the right side. The left side would be the issue. Are there any questions relating to those issues?

MR. BRITO BUENO: No.
MR. EINGORN: Anybody in the public that would like to be heard tonight on 1261 Dayton Street?

MS. WAY: Yes.
MR. EINGORN: Please come forward.
Please raise your right hand.

ANTOINETTE WAY, having first been duly sworn/affirmed, was examined and testified as follows:

MR. EINGORN: Can you state your name and address for the record, please?

MS. WAY: Antoinette Way, 1240 Dayton Street.

MR. EINGORN: What would you like to say?

MS. WAY: I just want to make sure that he will be building those garages because the parking on Dayton Street is tight. And having a duplex is bringing more cars on the street than the residents.

MR. EINGORN: I believe Mr. Fernandez confirmed that he --

MS. WAY: So it would done at the time of the building or?

MR. FERNANDEZ: Also it is the garages plus it's like parking spaces all around about 12 cars between the driveway. The back of the house, it's like six or seven cars there plus the garages. So it's like lot of space for parking spaces.

MS. WAY: Okay. Because what happens is, when people don't have parking, they park on the
sidewalks and then the children they have to walk in the street.

MR. EINGORN: It sounds like there's going to be plenty of parking.

MS. WAY: So it'll all be in the back of the residence?

MR. FERNANDEZ: In the driveway as well. MS. WAY: Okay.

MR. EINGORN: Anything else?
MS. WAY: NO.
MR. EINGORN: Awesome. That was easy.
MS. WAY: That was my main concern.
MR. EINGORN: Thank you. You'd be surprised how often it's not. Anybody else in the public that would like to be heard? Hearing none, we'll close the public portion. Any final questions from the Board?

CHAIRMAN HANCE: So we established that they're not going to park on the street. They're going to park in the driveway or behind the house?

MR. FERNANDEZ: Yes.
CHAIRMAN HANCE: And to your advantage, they're going to fix the garages where they can just pull into the garage and back out?

MR. FERNANDEZ: Yes.

MR. FERNANDEZ: I mean, it takes a little time.

CHAIRMAN HANCE: In time.
MR. FERNANDEZ: That truck is there too. They can back in there.

CHAIRMAN HANCE: Cause you have plenty of parking behind the house.

MS. WAY: That no-parking sign, would
that be displayed in the driveway?
VICE-CHAIRMAN COOPER: Excuse me.
MS. WAY: People park right on the driveway because I have -- my property has a front driveway. If there's no parking on the street, they park in my front driveway which goes to back to Browning. So would help too.

MR. EINGORN: That would help. That's also an enforcement issue so you may need to talk to the Parking Authority or whoever is in charge of that to see if you can put up that sign. But that's a great idea if you can swing it.

MR. FERNANDEZ: I really have like a small sign up there. I paint it a little bit like the driveway, two, two and four. They're going to notice that.

MR. EINGORN: That's a good idea. Thank
you. Do we have a discussion of the Positive and Negative Criteria? A motion?

CHAIRMAN HANCE: Again, it's always positive if someone buys a home and puts families in there. The most important part is to keep it clean and that helps our City come back and that's what we need.

VICE-CHAIRMAN COOPER: His setback is preexisting. I don't think he can do anything with that. He got trees and everything. I guess earlier in life the cars were a lot smaller. They can get down here but now everybody got a bigger car so you can't extend it so...

MR. EINGORN: To the extent that the Board is inclined to grant this application, I would suggest that a determination be made that there's sufficient parking to meet the Ordinance and not grant the bulk variance which would be unnecessary. So the motion to the extent that you wish to make it, would be to grant the bulk variances for the front yard depth and the minimum side yard and a determination that parking is sufficient to meet the Ordinance.

VICE-CHAIRMAN COOPER: He don't need a variance for the parking?

MR. FERNANDEZ: Right.
MR. EINGORN: Does someone want to make
that motion?
MR. BRITO BUENO: I make the motion.
MR. EINGORN: Do we have a second?
CHAIRMAN HANCE: Second.
MR. EINGORN: I'll take a roll-call vote.
Chairman Hance.
CHAIRMAN HANCE: Yes.
MR. EINGORN: Vice-Chairman Cooper.
VICE-CHAIRMAN COOPER: Yes.
MR. EINGORN: Ms. Merricks.
MS. MERRICKS: Yes.
MR. EINGORN: Ms. Alston.
MS. ALSTON: Yes.
MR. EINGORN: Mr. Brito Bueno.
MR. BRITO BUENO: Yes.
MR. EINGORN: Five in favor and none opposed, the motion carries. Congratulations.

Did anybody show up for Jordan \& Jordan, LLC?

MR. EINGORN: Great. Just in time to be heard.

MR. DOUGHERTY: Paul Dougherty for the applicant, Jordan \& Jordan, LLC. The property
involved is 1201 Atlantic Avenue and I have with me the principal, the member, Samir Jordan to my right. He can testify and answer the Board's questions. We are seeking a use variance because the first floor, he's seeking commercial use. And the second floor, are two-bedroom apartment. I don't know if that was clear in the initial application.

He can tell the Board what he plans to do there. We do need the bulk variance for parking. Three to six are needed from what $I$ can from the denial. He'll testify that there's a spot for the tenant with a one-car garage. We'll confirm that in testimony. I'll defer to you, sir, if there's any additional sought relief.

MR. EINGORN: Would you like to have your witness sworn?

MR. DOUGHERTY: Yes.
MR. EINGORN: Would you raise your right hand, please?

SAMIR JORDAN, having first been duly sworn/affirmed, was examined and testified as follows:

MR. EINGORN: I need you to speak louder
because we turned off the microphones because you probably heard the mess earlier. Please state your name and address for the record.

MR. JORDAN: Samir Jordan, 2105 S. 7th Street.

MR. EINGORN: So can you tell us a little bit about the property; what's intended in the commercial space; is the property currently rented; all those items.

MR. DOUGHERTY: Right now, Samir, what's the current status of the property.

MR. JORDAN: It's not being rented right. now. It's vacant. But what $I$ want to do, I want to turn it into a smoothy shop at the bottom and then an apartment upstairs on the top.

MR. DOUGHERTY: Is there parking for the upstairs?

MR. JORDAN: Yes for the upstairs.
MR. DOUGHERTY: How many spots?
MR. JORDAN: One spot.
MR. DOUGHERTY: So you understand that you're asking for the Board to grant you the bulk variance to allow on-street parking --

MR. JORDAN: Yes?
MR. DOUGHERTY: -- for your facility,

## correct?

MR. JORDAN: Yes.
MR. DOUGHERTY: And tell me, why do you think that's available in this current location?

MR. JORDAN: It's a lot of parking on both sides of the street.

MR. DOUGHERTY: On Atlantic?
MR. JORDAN: Yes and on Louis too; on the Louis side too.

MR. DOUGHERTY: And on Louis, can they park on both sides of the street?

MR. JORDAN: Yes.
MR. DOUGHERTY: And this is a corner property, correct?

MR. JORDAN: Yes.
MR. DOUGHERTY: And you are currently
the -- you are the owner of the property?
MR. JORDAN: Yes.
MR. DOUGHERTY: As well as the applicant, correct?

MR. JORDAN: Yes.
MR. DOUGHERTY: Do you know what the prior use of the building was?

MR. JORDAN: It was a dry cleaners before.

MR. DOUGHERTY: Do you know how long it has been vacant? You can say approximately?

MR. JORDAN: Probably about 15 years or so.

MR. DOUGHERTY: And has it been vacant all together for that period of time or less?

MR. JORDAN: Yes.
MR. DOUGHERTY: Why do you think there's Special Reasons? Why do you think this is a good place to have a smoothy location and a commercial property there?

MR. JORDAN: You got the hospital right there on Haddon Avenue West Jersey. And you got Virtua right there. So there's a lot of traffic as far as -- just doing something good for the community; bring something different.

MR. DOUGHERTY: So you plan on serving smoothies.

MR. JORDAN: Smoothies; fruit salads; juices; and stuff like that.

MR. DOUGHERTY: Healthy impact for the community?

MR. JORDAN: Yes.
MR. DOUGHERTY: Do you think you'll have employees at the spot? Do you plan on running this?

MR. JORDAN: Yes, $I$ plan on running it and working in there until $I$ get things rolling. And I think it should be up to par before I hire somebody and let them run it.

MR. DOUGHERTY: So you think it's an appropriate place for the proposed use that you have?

MR. JORDAN: Yes.
MR. DOUGHERTY: And do you think many of the customers are going to be walking customers?

MR. JORDAN: Some probably walking; and some probably driving up.

MR. DOUGHERTY: Do you have anything else you want to tell the Broad?

MR. JORDAN: Not really.
MR. DOUGHERTY: Thank you. That's all I have.

CHAIRMAN HANCE: You're very soft-spoken. You got to speak a little louder.

MR. JORDAN: Yes.
CHAIRMAN HANCE: You want to do an apartment upstairs?

MR. JORDAN: Yes.
CHAIRMAN HANCE: Was it already one there or do you just want to make it --

CHAIRMAN HANCE: No. It was already one there.

VICE-CHAIRMAN COOPER: Two bedrooms? MR. JORDAN: Yes.

MR. BRITO BUENO: Just one apartment?
MR. DOUGHERTY: Yes.
MR. JORDAN: Yes.
MR. DOUGHERTY: It's not occupied now. It's totally vacant, top and bottom.

CHAIRMAN HANCE: When did you purchase the property?

MR. JORDAN: About 2017.
CHAIRMAN HANCE: I am definitely familiar with this area also. On Atlantic Avenue where the stop sign is, that's a yellow house. You know that there's no parking there?

MR. JORDAN: Right. From a certain distance where you put the other right there so the apartment is close to the corner.

CHAIRMAN HANCE: Where no one can see.
MR. JORDAN: When you pull up to the corner, you'll be able to see --

CHAIRMAN HANCE: Oncoming traffic?
MR. JORDAN: Right.
MR. EINGORN: Is it your position that
you need a use variance or that you need a Certificate of Nonconforming Use?

MR. DOUGHERTY: Well, again, I'm just going for the denial. Forgive me. I would suggest that it's a nonconforming continued use.

MR. EINGORN: It sounds to me like --
MR. DOUGHERTY: It was a dry cleaners before; commercial, and it was an apartment upstairs.

MR. EINGORN: It sounds to me like this was commercial under a residential for a while. I don't know. I was just asking out of curiosity because they're both on the denial letter. Okay. That's all.

MR. DOUGHERTY: The testimony is that it was a dry cleaners for a number of years. It has been vacant. It was always residential on top. There's other areas. I think Samir can tell you, there's other locations only a block up every other corner that has the same type of commercial downstairs and apartment upstairs.

MR. EINGORN: Based upon the entry way on the corner of the building, it kind of seems to lend itself to at least looking like a commercial property as opposed to --

MR. DOUGHERTY: My guess is that it was a
corner store in the $40^{\prime}$ s.
MS. MERRICKS: Always a cleaners.
MR. DOUGHERTY: It was always a cleaners?
VICE-CHAIRMAN COOPER: It was a cleaners when I used to walk to school there. Coming through there, it used to be a cleaners down there on that corner. That was back in the 80's.

MR. JORDAN: Eddy's Cleaners.
VICE-CHAIRMAN COOPER: Yes.
MR. EINGORN: So the Board, I guess, can make a determination after we open to the public, as to whether or not they believe a use variance is required or whether or not a Certificate of Nonconforming Use would be appropriate. I don't know that either is the right or wrong way to go but from the testimony and from the knowledge of the Board, it might seem like a Certificate of Nonconforming Use would be appropriate.

Are there any other questions for the applicant? I'm not hearing or seeing any. Let's open to the public. Anybody here like to be heard on 1201 Atlantic Avenue? Hearing and seeing none, we'll close the public portion.

Now is the time for the Board to do its determination. If the Board determines a use
variance is required, then a discussion of the Positive and Negative Criteria related to the use variance. Otherwise, a determination that a Certificate of Nonconforming Use is appropriate. In addition, the applicant is requesting a bulk variance for parking one spot where potentially up to six would be required.

VICE-CHAIRMAN COOPER: Now, on Louis
Street, I mean, along side there, is there parking on Louis Street itself?

MR. JORDAN: Parking on Louis Street?
VICE-CHAIRMAN COOPER: Yes.
MR. JORDAN:
MR. BRITO BUENO: So the garage in the back, does that belong to the property?

MR. JORDAN: Say that again?
MR. BRITO BUENO: The garage in the back?

MR. JORDAN: I can't hear you.
MR. BRITO BUENO: There's a garage in the back, right?

MR. JORDAN: Yes, a garage in the back.
MR. BRITO BUENO: It belongs to the building?

MR. JORDAN: Yes.

MR. BRITO BUENO: How many cars?
MR. JORDAN: One.
VICE-CHAIRMAN COOPER: So you think you can get four cars along Louis Street there?

MR. JORDAN: Yes.
VICE-CHAIRMAN COOPER: I did say it was commercial.

MR. EINGORN: Yes. And if you look at the bottom photograph, it does appear that as a corner property, it takes up a large portion of the frontage.

VICE-CHAIRMAN COOPER: Right. Well, Atlantic Avenue, you can't park on that one side, I don't think, so all the parking would have to be on Louis Street.

MR. JORDAN: Not coming in on that side but on the opposite side --

VICE-CHAIRMAN COOPER: Where BPM used to be?

MR. JORDAN: Yes, right.
VICE-CHAIRMAN COOPER: And no one is in that building?

MR. JORDAN: No.
VICE-CHAIRMAN COOPER: Well, I can say that it was a commercial building.

MR. EINGORN: Back here.
CHAIRMAN HANCE: It was a commercial building and it should be changed to a conforming use.

MR. EINGORN: What? It should be a Certificate of Nonconforming Use because it was previously a commercial?

VICE-CHAIRMAN COOPER: Yes.
MR. EINGORN: Now, you would make that -so you would ask to make a motion that -- you would make a motion to grant a Certificate of Nonconforming Use.

VICE-CHAIRMAN COOPER: I make a motion to grant a nonconforming use to the building.

MR. EINGORN: There's also the issue with the bulk variance for the parking. My understanding is that the applicant did not pay the application fee for that. So, well, you could make it a condition of approval that he pays the relative fee for the bulk variance. That way you don't have to drag him back. Is the acceptable?

MR. DOUGHERTY: He will pay the fee if that's a possibility.

MR. EINGORN: It seems reasonable.
It is a motion to grant a Certificate of

Nonconforming Use and a bulk variance for parking with the condition that the applicant pays the application fee?

CHAIRMAN HANCE: Yes.
MR. EINGORN: Okay. Great. Do we have a second?

MS. MERRICKS: I want to ask. Do you have a garage? Is it a garage?

MR. JORDAN: Yes, it's a garage
attached.
MR. EINGORN: Do you want to second the motion?

MS. MERRICKS: We have a second from Ms. Merricks.

MR. EINGORN: I'll take a roll-call vote. Chairman Hance.

CHAIRMAN HANCE: Yes.
MR. EINGORN: Vice-Chairman Cooper.
VICE-CHAIRMAN COOPER: Yes.
MR. EINGORN: Ms. Merricks.
MS. MERRICKS: Yes.
MR. EINGORN: Ms. Alston.
MS. ALSTON: Yes.
MR. EINGORN: Mr. Brito Bueno.
MR. BRITO BUENO: Yes.

MR. EINGORN: Five in favor and none opposed. Congratulations. Good luck with your smoothy shop.

MR. EINGORN: The last application for tonight is Tariq S. Alam, 126 Berkley Street. Mr. Wilson, good evening.

MR. WILSON: Good evening. John Wilson here on behalf of the applicant, Mr. Alam.

MR. EINGORN: Would you like to have your witnesses sworn?

MR. WILSON: Yes.
MR. EINGORN: If you would raise your right hand.

TARIQ S. ALAM; ERNEST BUCHER, having first been duly sworn/affirmed, was examined and testified as follows:

MR. EINGORN: If you could each state your name in turn and your address.

MR. ALAM: Tarig Alam, 14 Union Drive, West Windsor, New Jersey 08550.

MR. BUCHER: Ernest Bucher, Colonial Realty Company, 136 Haddon Avenue, Westmont, New Jersey 08108.

MR. WILSON: Just a short introduction. This is an application by my client to convert a 602 Berkley Street into a duplex. This property is directly across from Cooper Hospital. And I'm sure the Board is more than familiar with the area.

I call Mr. Alam. Mr. Alam. are you the owner of the property?

MR. ALAM: Yes.
MR. WILSON: Could you tell the Board what you want to do with the property and describe what your plan is?

MR. ALAM: So the goal is to make this property gut it, brand new inside out, and be able to market this property to the local community where they can enjoy living there and be happy. And open to everybody whoever wants to rent that property.

MR. WILSON: How many units would be in the property?

MR. ALAM: It will be a total of two units.

MR. WILSON: Tell the Board what would be on the first floor?

MR. ALAM: So it will be one bedroom, one living room, dining room and then a kitchen and then the basement.

MR. WILSON: Is there a bathroom?
MR. ALAM: Oh, yes, and a bathroom.
MR. WILSON: Describe the upper floors.
MR. ALAM: So the upper floor, it has it's own access, so it will have a living room, dining room, kitchen, one bathroom and three bedrooms.

MR. WILSON: On the second floor?
MR. ALAM: The second floor has one bedroom. The third floor has two bedrooms.

MR. WILSON: That's important for the Board to understand.

MR. ALAM: Do you know how long the property has been vacant?

MR. ALAM: About 12 months.
MR. WILSON: Does the Board have any questions for Mr. Alam?

CHAIRMAN HANCE: How long have you owned the property?

MR. ALAM: About three years.
CHAIRMAN HANCE: I'm noticing up front which is the picture here of two gas meters on the outside.

MR. ALAM: Yes.
CHAIRMAN HANCE: So is it already a
duplex?
MR. ALAM: It has two gas meters, two electric meters, two heating systems. Everything was like duplex. Now we're going through the formal process.

VICE-CHAIRMAN COOPER: So now you're trying to do a triplex?

CHAIRMAN HANCE: No.
MR. EINGORN: No. Just a duplex.
MR. WILSON: Duplex.
VICE-CHAIRMAN COOPER: You're using the first floor, right?

MR. ALAM: Right.
VICE-CHAIRMAN COOPER: And you're going
to use the second floor and then the third floor, right?

MR. WILSON: Yes.
MR. EINGORN: The second and third floor are going to be one unit.

VICE-CHAIRMAN COOPER: Oh, one unit.
MR. WILSON: Yes.
VICE-CHAIRMAN COOPER: Okay. Got you.
MR. WILSON: When I first viewed the property with my client, I was surprised because I always thought that was a single-family unit. But
when they were doing the clean-up, they found that it was not. That it had been a duplex so that's why we're here.

CHAIRMAN HANCE: So I'm guessing that when you bought your property and you thought it was a single-family home?

MR. ALAM: Yes.
VICE-CHAIRMAN COOPER: So you bought it and the two meters was already out there; you put the meters in?

MR. ALAM: That was done before and I bought it.

MR. WILSON: When he was doing the clean-out and took some coverings off the wall, that's when he found the two meters for both gas and electric. Strike that. I should call them meters. They were the meter boxes.

MR. BUCHER: When they did the street, when they put all these services, gas service in, they put the two meters in as you can see in the picture. Mr. Wilson, I was telling the Board that when they re-did the gas on Berkley Street, when they came to your property, they put the two gas meters in. That's why it shows --

MR. WILSON: Mr. Bucher, tell the Board
your background, please.
MR. BUCHER: I've been in the real estate business just about 30 years. I've done a lot of business in Camden; helped a lot of people. So with respect to Berkley Street, there's quite a number of duplexes. Then you go further down on the -- what's that little street? Benson. There's also about three or four duplexes. I think one of them might even be a triplex. So we're not the only show in town so there's quite a few duplexes in the immediate area.

MR. WILSON: And if the Board approves this, it would not be an aberration in the community?

MR. BUCHER: No.
MR. WILSON: Does the Board have any questions?

VICE-CHAIRMAN COOPER: Off-street parking.

MR. WILSON: We have an application for different -- of C-variances for lot coverage, for lot size. Now is there room to expand this property?

MR. BUCHER: In terms of?
MR. WILSON: The Code calls for a 2000 square foot property. This is only about 800 square
feet. Is there room to expand the lot?
MR. BUCHER: I don't believe so.
MR. WILSON: Is there on-site parking?
MR. BUCHER: Yes.
MR. WILSON: Where?
MR. ALAM: Not on the property.
MR. BUCHER: On the street parking.
MR. WILSON: No.
MR. BUCHER: I'm sorry.
MR. WILSON: I said, on-site.
MR. BUCHER: No.
MR. WILSON: Is there any area on the property on-site where you could make parking?

MR. BUCHER: No.
MR. WILSON: I have nothing further.
MR. EINGORN: Does the Board have any questions?

MS. ASLTON: No. I just believe, we've seen this before just recently someone else came here and all of the issues that you're facing here is something that other owners have faced. There's nothing they can do about it. They can't add I guess a driveway or they can't change the fact that there's a difference in that 20 feet. So these are things that just cannot be changed. They were existing.

He's not -- it was already a duplex so he's not changing any of that. I don't have any questions.

MR. EINGORN: Right. So what you're describing is a hardship based upon the way the building was constructed in pre-existing nonconforming conditions of the land.

MR. BRITO BUENO: I have a question. Did he buy it as a duplex or just single-family?

MR. ALAM: No, we bought it as a single-family.

MR. EINGORN: I think the testimony was, that he thought it was single-family when he started doing the work, it turned out it was a duplex.

VICE-CHAIRMAN COOPER: And you said the gas company put the two meters here?

MR. BUCHER: Yes. They put it in when they did that street --

MR. ALAM: Gas and electric.
MR. BUCHER: -- on Berkley Street I guess within the last year.

CHAIRMAN HANCE: I'm curious, right next door, what is this building right here?

MR. BUCHER: That's 600 Berkley.
MR. EINGORN: Are there any other questions related to the application?

VICE-CHAIRMAN COOPER: None from me.
MR. EINGORN: Are you guys satisfied with
the testimony?
MS. ALSTON: Yes. We were just
clarifying the fact that they bought it thinking it was a single-family home but after going in there and cleaning it up, it already had two meters, two everything, water heaters and it turned out that they had a duplex.

MR. EINGORN: And if you look they are in an $R-2$ Zone so they do not need a use variance approval.

MS. ALSTON: No.
MR. EINGORN: They're only here for bulk variance approval. How about we open to the public. I do think we saw some comments. Why don't you come forward to the podium. If you could raise your right hand.

SHANITA BOWEN, having first been duly sworn/affirmed, was examined and testified as follows:

-     -         - 

MR. EINGORN: Please state your name and address for the record.

MS. BOWEN: Shanita Bowen, 1983 Gleason Avenue, Bronx, New York 10472.

MR. EINGORN: What would you like to say.

MS. BOWEN: We are neighbors. I own 600 Berkley Street and I'm just here for support. I have been inside of his property when he first bought it and I do see where there's clearly able to have two apartments.

CHAIRMAN HANCE: So you're the neighbor so you own the building here on the opposite side?

MS. BOWEN: Yes.
CHAIRMAN HANCE: It's like a store here?
So this is you here?
MS. BOWEN: Right.
CHAIRMAN HANCE: What do you have in
there?
MS. BOWEN: So it's empty now. We're also working on it. My contractor is here.

MR. EINGORN: Great. So support for a duplex. We don't get that very often.

CHAIRMAN HANCE: No.
MR. EINGORN: Great. We appreciate you showing up.

MR. WILSON: Thank you.

MR. EINGORN: Any other questions?
Nobody else is here. We will close the public portion. Discussion of the Positive and Negative Criteria. A motion. The applicant is requesting four bulk variances related to the minimum lot area, minimum lot width, the building coverage and the off-street parking.

VICE-CHAIRMAN COOPER: Again, he's
landlocked. He can't create land; make land or anything. As far as the variances, I'm going to have to grant the variance for the lot sizes. Now for the off-street parking, you don't need anything for that, correct?

MR. EINGORN: What do you mean?
VICE-CHAIRMAN COOPER: It says he has 2.5 spaces are need; zero spaces is proposed.

MR. EINGORN: Right. So he needs a bulk variance for the parking spaces because he has no off-street parking.

VICE-CHAIRMAN COOPER: Right and he can't make it.

CHAIRMAN HANCE: That's close to the hospital.

MR. EINGORN: Right. We've heard a lot of testimony about the parking around the hospital.

VICE-CHAIRMAN COOPER: Is there a parking garage in that area somewhere?

MR. WILSON: The hospital has one but there's no public parking.

CHAIRMAN HANCE: I would say this, it's a duplex and it's been a duplex. So the people who did live there, they had to scrounge around for parking like everybody else. It's that kind of neighborhood. I was impressed when the young lady came up and agreed to it as a neighbor. Like I Kyle said, we don't get that. Also, again, this neighborhood looks like it's pretty stern and straight. Is that the only empty duplex there or house?

MR. ALAM: Yes.
CHAIRMAN HANCE: Again, it's close to the hospital. I think we should keep all our neighborhoods tight because it's bad to keep it empty because people go through there and start fires or whatever the case may be. And we have a lot of homeless around and they will get on that porch and make a tent and do what they have to do. I would rather someone live there. And I do it all the time, I chase the homeless off the property and then next day, they're right back. It's best to have someone
live there and not have abandonment.
MR. EINGORN: So do we have a motion?
MS. ALSTON: I make a motion.
MR. EINGORN: A motion to grant?
MS. ALSTON: Yes.
MR. EINGORN: Do we have a second?
CHAIRMAN HANCE: Second.
MR. EINGORN: I'll take a roll-call vote.
Chairman Hance.
CHAIRMAN HANCE: Yes.
MR. EINGORN: Vice-Chairman Cooper.
VICE-CHAIRMAN COOPER: Yes.
MR. EINGORN: Ms. Merricks.
MS. MERRICKS: Yes.
MR. EINGORN: Ms. Alston.
MS. ALSTON: Yes.
MR. EINGORN: Mr. Brito Bueno.
MR. BRITO BUENO: Yes.
MR. EINGORN: Having five in favor and none opposed, the motion carries. Thank you,

Gentlemen. Have a nice night.
MR. WILSON: Thank you.
MR. ALAM: Thank you.
MR. EINGORN: And then as the last matter for the agenda, we have Adoption of Resolutions. Let
me take a look at who can vote. So Chairman Hance, Vice-Chairman Cooper, Ms. Merricks and Mr. Brito Bueno can all vote. We have the Resolutions for July and I'll be fast.

Granting Use Variance Approval for
Lowinsky Minier.
d (6) Height Variance, Bulk Variance for Parkside Business and Community in Partnership.

Granting Bulk Variance for Monzo Construction.

Granting Bulk Variance for 5 Star Properties, LLC.

Granting Use Variance Approval for David Fitzgerald.

Granting Use Variance Approval for Larcen Veliz.

Granting Use Bulk Variance Approval for Jander Valentin.

Use Variance Approval for Heaven Towing \& Auto Repair.

And Denying Without Prejudice, 1060 Bergen Avenue, LLC.

Do we have a motion to adopt?
VICE-CHAIRMAN COOPER: Motion to adopt.
CHAIRMAN HANCE: Second.

MR. EINGORN: I'll take a roll-call vote.
Chairman Hance.
CHAIRMAN HANCE: Yes.
MR. EINGORN: Vice-Chairman Cooper.
VICE-CHAIRMAN COOPER: Yes.
MR. EINGORN: Ms. Merricks.
MS. MERRICKS: Yes.
MR. EINGORN: Mr. Brito Bueno.
MR. BRITO BUENO: Yes.
MR. EINGORN: Motion passes. Motion to
adjourn?
CHAIRMAN HANCE: Motion to adjourn.
MR. EINGORN: Second?
MS. ALSTON: Second.
MR. EINGORN: All in favor?
THE Board: Yays.

(***Meeting adjourned at 8:39 p.m.***)

## CERTIFICATION

I HEREBY CERTIFY that I am a Certified Court Reporter and Notary Public.

I FURTHER CERTIFY that the witness was sworn to testify to the truth.

I FURTHER CERTIFY that the foregoing is, to the best of my ability, a true and accurate transcript of the testimony taken stenographically by me at the time, place, and date hereinbefore set forth.

I FURTHER CERTIFY that $I$ am neither a relative, employee, attorney or counsel to any of the parties to the action, nor a relative or employee of such attorney or counsel and that $I$ am not financially interested in the ${ }_{0}$ action.


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