PMB&B

PERSKIE MAIRONE BROG BARRERA & BAYLINSON A PROFESSIONAL CORPORATION

COUNSELLORS AT LAW 327 CENTRAL AVENUE, SUITE 200, LINWOOD, NJ 08221 PHONE: 609-601-1775 FAX: 609-601-8440 PHILIP J. PERSKIE* STEVEN J. BROG** CHRISTOPHER M. BAYLINSON*** ALEXANDER J. BARRERA*

> COUNSEL TO THE FIRM STEVEN P. PERSKIE*

RICHARD S. MAIRONE

*Master of Laws Taxation **Also Member of NY Bar ***Certified Civil Trial Attorney

December 8, 2023

Via Hand Delivery Palma Shiles, Administrator Margate Planning Board 9001 Winchester Avenue Margate, NJ 08402

Re: Application of Rotus, LLC; 19 S. Essex, LLC; and 17 S. Essex, LLC
7807 Atlantic Avenue, 19 S. Essex Avenue and 17 S. Essex Avenue Block 105, Lots 5, 6 and 8
Margate, New Jersey
Our File No.: 12492-1

Dear Ms. Shiles:

We represent Rotus, LLC, 19 S. Essex, LLC and 17 S. Essex, LLC with respect to their application to the Margate Planning Board scheduled to be heard on December 21, 2023. Applicants request preliminary and final site plan approval with "C" variance relief for parking to maintain the outdoor restaurant/bar on Lot 6 with associated uses on Lots 5 and 8. In support of the application, the following is enclosed for the Planning Board's review and consideration:

- 1. (18) Application for Action by Planning Board with Addendum and Checklist;
- 2. (18) Plan prepared by Arthur Ponzio Co. dated 12-04-23, consisting of Sheets C-1 through C-3;
- 3. (18) Architectural plan prepared by Peter C. Weiss, R.A. dated 12/5/23, consisting of one sheet (Sheet A-1);
- 4. (18) Staff Committee Application and Action;
- 5. (18) Corporate Disclosure Certification (to be provided under separate cover);
- 6. (18) Photographs of the subject property;
- 7. (1) 200 foot property owners' list;

3123 Atlantic Ave., Suite 100, Atlantic City, NJ 08401

A PROFESSIONAL CORPORATION

Palma Shiles, Administrator Margate Planning Board December 8, 2023 Page 2 of 2

- 8. (1) Confirmation of paid taxes, water and sewer;
- 9. (1) Applicants' check in the amount of \$1,550.00 representing the application fee; \$1,750 representing the escrow fee; and signed W-9 Form.

Should you require any further information in advance of the December 21st hearing date, please do not hesitate to contact me.

Thank you as always for your kind attention and usual courtesies.

Very truly yours,

PERSKIE MAIRONE BROG BARRERA & BAYLINSON, P.C.

BY:

CHRISTOPHER M. BAYLINSON cmbaylinson@pmbb.com

CMB:dbm Enclosures

c: Mr. Robert Sutor (via email) (w/ Application) Peter C. Weiss, R.A. (via email) (w/ Application) Arthur W. Ponzio, Jr., PLS, PP (via email) (w/ Application) S:\S\Sutor, Robert (12492)\Mat 1 - Robert's Place - Expansion\Shiles (application submission) 12-8-23 CMB ltr.docx

LAND USE

Variance Application Checklist

			Waiver
VARI	ANCE CHECKLIST (Page 1 of 1)	Submitted	Requested
1.	 Submit the following documents with the Standard Development Application: a. Copy of an area map showing all lots within 200 feet of the property. b. List of names, addresses, lot and block numbers, as they appear on the official tax records of the City, of all owners of property within 200 feet of the property affected by the application and upon whom the notice must be served in the manner provided by law. c. Copy of professional survey at a scale not smaller than 1" = 100' nor larger than 1/8" = 1';clearly indicating the buildings and improvements thereon with all front, side and rear yard dimensions and setbacks from the property lines. d. Copies of subdivision, site plan or conditional use applications when applicable. 	a. ✓ b. ✓ ✓ d. N/A e. ✓	*
2.	e. Certification that taxes are paid. If the survey is more than one year old, attach certification of the applicant or owner that the survey accurately represents the status of the premises and all improvements at the time of filing for the variance, and show any proposed changes with all dimensions including enlargement of existing footprint, if applicable.	✓ ·	
3.	 A statement containing the following information: a. Date of acquisition of property and from whom. b. The number of dwelling units in existing building(s). c. State whether the applicant or owners own or are under contract to purchase any adjoining lands. Set forth lot and block number(s). d. State whether the application is or is not to be accompanied by a separate application for subdivision, site plan or conditional use approval. 	a.	
4.	Ten (10) folded copies of a plot plan, map or survey.	\checkmark	
	Checklist prepared by: Christopher M. Baylinson, Esq. Checklist reviewed by City:	Date: 12/8	/23
	Application found complete on:	Dille:	
	Application found incomplete on:		

Application of Davco Construction, Inc. 7807 Atlantic Avenue, 19 S. Essex Avenue and 17 S. Essex Avenue Block 105, Lots 5, 6 and 8 Margate, New Jersey

2 Not applicable N/A

175 Attachment 1:9

10 - 01 - 2013

APPLICATION FOR ACTION BY PLANNING BOARD MARGATE, NEW JERSEY

1. Date of Application: December 8, 2023

2. Zoning District:				
S-60	Single Family Residential		MF	Multi-Family Residential
S-60-WF	Single- Family Residential		CBD	Central Business District 🖌
S-50	Single Family Residential		C-1	Commercial
S-40	Single Family Residential	-	C-2	Commercial/Business
S-40-WF	Single-Family Residential	-	WSD	Waterfront Special District
S-30	Single Family Residential		R	Riparian
S-25	Single Family Residential		WAPC	Washington Avenue Pedestrian Corr.
S-25 (HD)	Historic Single Family Reside	ntial	WSPA	Government and Open Space
TF	Two-Family Residential		1	Institutional Use
В	Beach			

3. Subject Parcel: Street Address(es) 7807 Atlantic, 19 S. Essex & 17 S. Essex Aves. Block Number 105 Lot No(s) 5, 6 & 8 Total Area (in square feet) 9,660 sq. ft. Frontage: Irregular Depth: Irregular

 4. Information about the Applicant: Full name(s) <u>17 S. Essex</u>, LLC; 19 S. Essex, LLC; & Rotus, LLC If Business Entity, Names of Officers or Principals (Submit disclosure statement if appropriate) 					
Other Residence Address		_Zip	06.0105		
Business	Fax	Cell Phone (609) 22	26-8195		

(Supply copies of relevant documents with this Application): By Jease dated By Agreement of Sale dated	5. Interest in Subject Property:	6. If you do not own the Subject Property,		
By lease dated By Agreement of Sale dated By Ownership of property since By other interest in law (describe): Cell By other interest in law (describe): Cell By other interest in law (describe): By other interest in law (describe): Cell D Variance(s) Minor Subdivision Mior Site Plan Action Conditional Use Permit Major Site Plan Action Appeal (A) Ste Plan Action Address 327 Central Avenue, Suite 200, Linwood, NJ 08221 Fax (609) 601-8440 Cell Email Cbaylinson@pmbb.com Architeet: Name Peter C. Welss, R.A. Phone (609) 822-9616 Address Fax (609) 822-9364 Cell Email Engincer: Name	(Supply copies of relevant documents with this	provide the following regarding the Owner:		
By Agreement of Sale dated	Application):	Name(s)		
Image: Second	By lease dated	Address		
since Bus. By other interest in law (describe): Bus. Fax Cell Cell Cell Correction Minor Subdivision Variance(s) Minor Subdivision Major Site Plan Action Conditional Use Permit Major Site Plan Action Conditional Use Permit Major Site Plan Action Appeal (A) 9. Professionals Representing the Applicant: (Check applicable professional and provide information) _ Attorney: Name Christopher M. Baylinson, Esquire Phone (609) 601-8440 Cell Email Cbaylinson@pmbb.com Address 38. Colkcrest Avenue, Northfield, NJ 08221 Fax Email Cbaylinson@pmbb.com Address 38. Colkcrest Avenue, Northfield, NJ 08225 Fax Go9) 822-9364 Cell Email pwarchitect@comcast.net	By Agreement of Sale dated	Phone No. (include area code);		
	By Ownership of property	Res		
Cell 7. Type of Application Applied For (check all applicable): ✓ C Variance(s) Minor Subdivision D Variance(s) Major Subdivision ✓ Minor Site Plan Action Conditional Use Permit Major Site Plan Action Appeal (A) 8. Application Made To: X_Planning Board 9. Professionals Representing the Applicant: (check applicable professional and provide information)	since	Bus		
7. Type of Application Applied For (check all applicable): Interpretation (B Variance) ✓ C Variance(s) Minor Subdivision Interpretation (B Variance) Ø Variance(s) Major Subdivision Other (Explain) ✓ Minor Site Plan Action Conditional Use Permit	By other interest in law (describe):	Fax		
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(Be sure to include all area codes and zip codes in the above)	9. Professionals Representing the Applicant: (cf. Attorney: Name Christopher M. Baylinson, Esquire Address 327 Central Avenue, Suite 200, I Fax (609) 601-8440 Cell Fax (609) 601-8440 Cell Architect: Name Peter C. Weiss, R.A. Address 38 E. Oakcrest Avenue, Northfiel Fax (609) 822-9364 Cell Engineer: Name Address Fax (609) 822-9364 Cell Preparer of Subdivision or Site Plan (if different from abor Name Arthur W. Ponzio, Jr., PLS, PP Address 400 N. Dover Avenue, Atlantic C	heck applicable professional and provide information) Phone (609) 601-1775 Linwood, NJ 08221 Email Phone Phone (609) 822-9616 Id, NJ 08225 Email Phone Phone Phone Phone Phone Phone Phone (609) 344-8194		
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10. If Site Plan Action is Required:	11. If Subdivision Action is Required:		
-What is the present use of the site and building(s)?	-After conferring with the City Tax Assessor, provide lot		
Outside restaurant and bar	numbers of new lot(s), dimensions, and area of each: (use extra		
	pages, if necessary)		
	Lot No(s) Dimension(s) Area(s)		
	xS.F.		
	xS.F.		
-How will this be changed?	xS.F.		
Outside restaurant and bar	-Purpose of the Subdivision		
	To sell lot(s)		
	To build and sell homes (or other buildings)		
	Other (please explain):		
12. If Variances are Required:			
(Note: Properly scaled site plan must show all dimensions relevant to variance	analysis)		
-Current use of lot(s) and building(s): Outside restaurant and	bar		
-Proposed use: Same			
-If a "D" or "Use" Variance is required, please explain: N/A			
-Regarding any dimensional variances required, please fill out	the following chart:		
Variance Requirement	Present Proposed		
of District Parking 1 per 5 seats - 9	Condition Condition		
13. Prior Action: Please detail any prior hearing and/or dec	ision relevant to this application. Supply date, name of Board,		
and results. (IF YOU ARE NOT SURE PLEASE CHECK WIT			
write "none".	, , , , , , , , , , , , , , , , , , , ,		
None			
Nono			
14. County and Other Agency Actions (Provide neces	sary dates and decisions).		
Site Plan: N/A			
Subdivision: N/A			
Other:			
N/A			

15. Space for Narrative: In this space you must provide a general narrative description of what is being proposed, as well
as any information not otherwise set forth above which may be relevant to the application, including justifications, clarifications
and extenuating circumstances. FAILURE TO PROPERLY COMPLETE THIS SPACE WILL CONSTITUTE AN
INCOMPLETE APPLICATION.

Please see attached Addendum to Application.

16. Signature of Applicant(s):	
Christopher M. Baylinson, Esq Attorney for Applicar	
	Date
17. This space for Board Administrator:	18. Notarized Statement by Applicant:
	State of New Jersey } ss.
-Staff Committee action took place	County of Atlantic }
and case assigned to	, being duly
the Planning Board for or	sworn according to law, deposes and says, that
	the statements contained in the above application
-This application received by the	and the statements contained in the papers
Planning Board Administrator on	submitted herewith are true.
	Sworn to and subscribed before me this
	day of
Ву:	

"ROBERT'S BACKYARD"

ADDENDUM TO APPLICATION

Application of Rotus, LLC; 19 S. Essex, LLC; and 17 S. Essex, LLC 7807 Atlantic Avenue, 19 S. Essex Avenue and 17 S. Essex Avenue Block 105, Lots 5, 6 and 8 Margate, New Jersey

This is an application seeking site plan approval and a parking variance to allow an existing seasonal restaurant and bar to continue to operate in the same manner it has for the last four years. During the COVID pandemic, State law allowed by exemption existing food and beverage establishments to serve in outside areas adjacent to their building. The exemption in November 2024. Many of Margate's local restaurant operators have taken advantage of the COVID exemption setting up popular outside eateries enjoyed by locals, seasonal residents and visitors alike.

The Sutor family is just one of the local operators that established and operated Robert's Backyard a very successful outside restaurant and bar on property they own adjacent to Robert's Place. The Sutors would like to continue the outside restaurant once the exemption expires. Three lots currently owned by Robert Sutor, Sr. through separate entities come into play. The Robert's Place lot identified on the tax map as Lot 5 in Block 105, owned by Rotus, LLC, Lot 6 which comes off of the back of Robert's Place and extends towards Essex Avenue owned by 17 S. Essex, LLC as well as Lot 8 in Block 105 which sits immediately next door on Essex Avenue and is owned by 19 S. Essex, LLC. Robert Sutor, Sr. is the principal of each of the LLC owners (the "Sutors").

In conjunction with their long-established and quite popular Robert's Place restaurant and bar, the Sutors utilized Lot 6 on Essex Avenue for an outside eating and drinking establishment open in the afternoon and early evening hours seasonally pursuant to the COVID exemption. Referred to as "Robert's Backyard", the temporary restaurant and bar was a hit overnight. Initially attracting beach goers after a beach day, the word spread of an enjoyable outside bar on Essex Avenue that few people knew even existed.

The business operation of Robert's Backyard is straightforward. There is a temporary grill located at the back of Lot 8 and a service bar and tables on Lot 6 with access for Robert's staff to Robert's Place at the back of Lot 5. The temporary tent structure used for the last several years will be replaced with an attractive standing seam fixed roof. The temporary bar will be replaced with a fixed bar. The existing house on Lot 8 can be used for inventory storage, equipment and the like. New to the plan are restroom facilities and a storage box on Lot 6. Lots 5 and 6 will be consolidated as a condition of approval so that the entire restaurant operation is on one lot (Robert's Place and Robert's Backyard).

Forty-eight (48) seats are contemplated within the food service area protected by new fencing and access along Essex Avenue. A license agreement will be requested from the Governing Body for a portion of the Essex Avenue right-of-way consistent with the other properties on the block. The

1

Planning Board's support of this request is appreciated. A change from the current operation is that access is provided only through a gate in the fence, it will not be open to Essex Avenue as currently.

The business operation will continue as it has. The site will be staffed with one or two bartenders, wait staff serving from the temporary grill and Robert's kitchen, personnel at the door depending upon business and a bus boy or food runner, again depending upon business. The menu will consist of typical grill fare as well as sandwiches and snacks. It is anticipated that the hours will be 3:00 p.m. to 11:00 p.m. subject to change based on the time of year and the amount of business. Robert's Backyard will be seasonal operating from Memorial Day Weekend through mid-September, again with the season being subject to adjustment.

The restaurant/bar use is a permitted use in the CBD zone where the property is located. This is Margate's primary business zone. There are no variances requested for the improvements proposed or any of the physical aspects of the site. As is typical, any business opening in Margate has little if any parking. This property is no different. One parking space is required for every five seats. It is anticipated that the restaurant will have approximately 44 seats necessitating nine spaces. A "C" variance is therefore requested for zero spaces where nine are required.

Experience over the last four years shows that most business is done after the beach or from approximately 4:00 p.m. to 9:00 p.m. Most of the patrons walk or ride a bike (ample bike racks provided) as it is well understood that parking is difficult throughout the summer. Recognizing the general unavailability of parking throughout the City, Margate's Planning Board has granted parking variance relief for every commercial operation approved in the last 15 years. Comments from Board members from those approvals shows a clear recognition of summertime parking deficiency.

The benefit of granting the parking variance arises from the benefit to Margate and its residents and visitors, whether year-round or summertime, derived from another high quality, well run, conveniently located family restaurant in a city that has a reputation for offering a variety of great dining out options. Robert's Backyard only perpetuates this enviable reputation. There is very little, if any, negative associated with granting the variance for parking and approving the site plan. The restaurant proposed has operated for the last four years quite successfully with virtually no complaints from the surrounding property owners or the City. Operating for the last four years without parking has shown no substantial impact on the area as patrons tend to walk, bike or ride share to Robert's Backyard. There are no other variances associated with this application, the site plan is otherwise "by right".

This is an application that can be granted based on a successful four-year trial period which has shown that the Sutors continue to offer popular, well-run, quality restaurants in Margate. It is without question that the Sutors will offer yet another excellent venue run with the high level of professionalism and quality they are known for.

SCATE	S			f Margate City Action - Planning Board
	Block	I	Lot	Applicant Name
	105	5,	6, 8	17 S Essex LLC, 19 S Essex LLC, Rotus LLC
JEBY	D	istrict		Address of Subject Application
		CBD		7807 Atlantic Ave, 19 S Essex Ave, 17 S Essex Ave.

Dear (Name of Submitting Party) Christopher M Baylinson, Esq.

Your submittal was considered at the Staff Committee meeting of <u>Monday</u>, October 16, 2023 The action(s) required prior to building permit are:

Staff committee met and went over the application to expand the outdoor dining use and make it permanent on a vacant lot adjacent to to Robert's Place. There are several hurdles to obtain approvals as detailed on the cover. Staff committee believes that the series of accessory structures on one lot constitues a use variance as no principal structures are proposed or are accessory to the use on the adjacent lot. Prior structure was a dwelling that was supposed to be replaced.

The matter will be placed on the agenda of the Planning Board at 6:30PM on <u>Thursday, November 16, 2023</u> Applications will be accepted on a first-come first-served basis. If the agenda becomes over-crowded, you will be rescheduled the following month. If you decide, for whatever reason, not to appear on this date, you must notify the Board Administrator as early as possible. The following month's agenda cannot be gauranteed.

The following conditions and special considerations must be addressed as part of your application to the Board:

complete application.

APPLICATION FEES:

\$0.00	Court Reporter:	\$500.00	D Variance:	
\$0.00	Other:	\$300.00	C Variance:	
\$1,750.00	engineering, planning	\$750.00	Site Plan:	
\$300.00	"c" variance	\$0.00	Subdivision:	
\$0.00		\$0.00	Conditional Use Permit:	

Applicant shall combine all application fees into one separate check made out to the City of Margate. Escrow fees shall be a separate check made out to the City of Margate. NOTE: If an Escrow deposit is requested, a W9 form must be submitted with the Escrow check. Any Escrow funds will be refunded to the name and address indicated on the W9 form.

Please note that in proceeding further with the formal Board Application, you are responsible for satisfying all of the checklist particulars in the appropriate section(s) of the Admistrative Regulations. The instructions and checklist for your particular application can be found on the following pages of this booklet: <u>1-19</u>

You must also comply with the more detailed requirements of the Margate City Land Development Ordinance.

In order for you to be able to appear on the Board Agenda as per the above date, all application material must be submitted by 11:00am, Wednesday, October 25, 2023

Palma Accardi Planning Board Administrator Monday, October 16, 2023

City of Margate City Staff Committee Review Application ease Type or Print Neatly • \$25 Submittal Fe

~ *

1

	Please Type or Print Nea	tty • \$25 Submittal Fee	
Office Use Only:	Date Submitted: Paid: Check/Receipt #:		strator or Zoning Officer
Staff Committee me	etings are held as needed. Contents must o	comply in all particulars with the A	dministrative Regulation
for Processing Plann	ing Board Applications, sections on Staff	Committee Review. The Board Ad	lministrator and other City
Hall staff will answe	r reasonable questions regarding this proc	edure. They cannot, however, fill	out these forms for you.
	ion: October 6, 2023		
2. Submitted by $-N$	Jame: Christopher M. Baylinson, Esq	Phone No.: (609) 601-1775	
Address: 327 C	entral Avenue, Suite 200, Linwood, I	NJ 08221	-
	cbaylinson@pmbb.com	2	_
	itting this form is other than the potential	Applicant for Board action (attorn	ey, architect, builder,
	en who would the APPLICANT be?		
Name: 17 S. Ess	ex , LLC; 19 S. Essex, LLC; & Rotus, LLC	Phone No.: (609) 226-8195	
Address: 418 N	Gladstone Avenue, Margate, NJ 08	402	
	sutor01@gmail.com	,	_
4. The applicant wo	uld be (Check one):		
Owner		Buyer under Agreement	t of Sale
Tenant		□ Other:	
5. If the applicant fo	r Board action would be Tenant or Buyer	, who is the present OWNER?	
	on is Located as Follows:		
Street Address	. 7807 Atlantic, 19 S. Essex & 17 S. E	ssex Aves. Block: 105	_ Lot(s): <u>5, 6 & 8</u>
Zoning District			
Loning Plot red			
7. Describe site (and Lot 5 - Robert's	buildings, if any) as existing now: <u>(THIS</u> 5 Place	SECTION MUST BE COMPLET	(<u>FED)</u>
Lot 6 - Propose	ed restaurant/bar		
Lot 8 - Existing	mixed use building		
(All owned indi	vidually in separate LLCs, but by th	ne same family)	

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8.	An	swer the following as to:	Existing Condition	Proposed Condition
	a.	Size and Dimension of Lot:	Please see plans	
	b.	Size, Dimensions of Buildings:		
	c.	Height of Buildings (Feet):		
	d.	Height of Buildings (Stories):		
	e.	% of Coverage on Land:		
	f.	Front Yard Setback:		
	g.	Rear Yard Setback:		
	h.	Side Yard Setbacks:		

9. According to the Administrative Regulations, a scaled drawing must accompany this Application. If available, a survey would be appreciated. In addition, use this space to provide a detailed narrative description of the proposed action. Attach additional paper, if necessary:

(THIS SECTION MUST BE COMPLETED)

Proposed to maintain outdoor restaurant/bar permitted during Covid exemption. Lot 6 at 19 S. Essex Avenue is the location of the restaurant/bar proposal; Lot 8 is the lot on Essex next to Lot 6 and is improved with an existing mixed use structure. It is proposed to utilize the rear yard for food preparation for Lot 6 and the building for storage. Lot 5 on Atlantic Avenue is Robert's Place; the rear area of Robert's will be used for food runners and wait staff to access Lot 6 with food orders, supplies and the like.

10. Although the Staff Committee will determine the correct legal steps, what are the actions requested. (check more than one, if applicable):

□ Subdivision

10 K

 \Box C-Variance(s)

- Site Plan
- □ Conditional Use Permit

□ D-(Use) Variance

Othom	
Other:	

11. Which variances are needed, if any? _____ To be determined

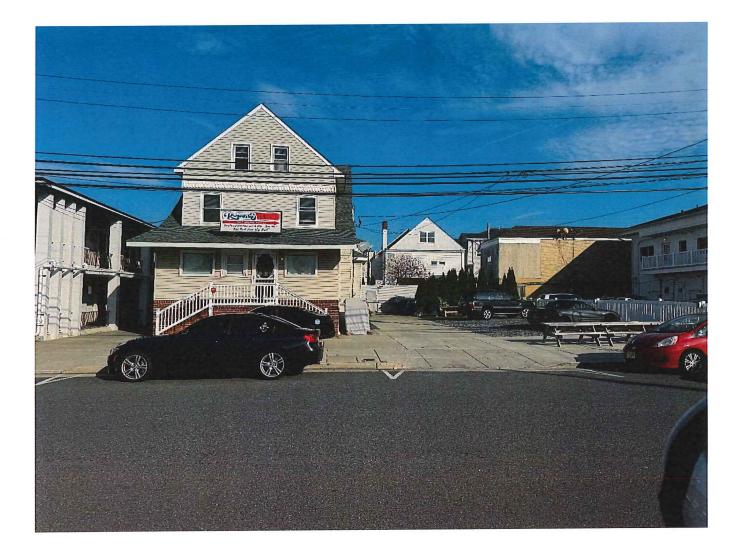
Signature of Submitting Party:	le

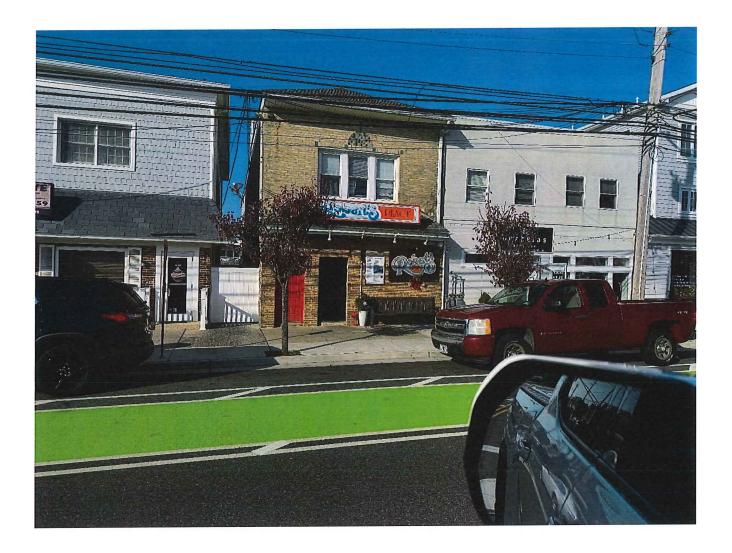
Print or Type Name: _____ Christopher M. Baylinson, Esq. - Attorney for Applicant(s)

Administrative Regulations

Application of Rotus, LLC; 19 S. Essex, LLC; and 17 S. Essex, LLC 7807 Atlantic Avenue, 19 S. Essex Avenue and 17 S. Essex Avenue Block 105, Lots 5, 6 and 8 Margate, New Jersey

Photographs of Property







Office of the Tax Assessor Municipal Building 9001 Winchester Ave. Margate City, NJ 08402 P: 609-822-1950 F: 609-487-1142

22 RECEIVED

OCT 3 0 2023

PERSKIE MAIRONE BROG BARRERA & BAYLINSON

James W. Manghan, CTA Tax Assessor

Christopher M. Baylinson Perskie Mairone Brog Barrara & Baylinson 327 Central Ave, Suite 200 Linwood, NJ 08221

> Block: 105 Lot: 5, 6, 8 Location(s): 7807 Atlantic Ave 19 S Essex Ave 17 S Essex Ave Date: October 25, 2023

James W. Manghan, CTA Tax Assessor

Your file No: 12492-1

Tax list good for 60 days per Margate City Code Book (170-5)

www.margate-nj.com

105 C000D	105 1 C000C	105 1 С000В	105 1 C000A	5.02 10	5.02 9	5.02 1	5.01 10	5.01 9	5.01 2	5.01 1	4.02 2	Block Lot 4.02 1	Atlantic County
7801 ATLANTIC AVE	7801 ATLANTIC AVE	7801 ATLANTIC AVE	7801 ATLANTIC AVE	102 S ESSEX AVE	7804 ATLANTIC AVE	7808 ATLANTIC AVE	102 S DOUGLAS AVE	7800 ATLANTIC AVE	103 S ESSEX AVE	101 S ESSEX AVE	103 S DOUGLAS AVE	Property Location Additional Lot Additional Lot 101 S DOUGLAS AVE	
4A	N	ž N	Ν	Ν	ц	ν	ν) 1 2	Ν	Ν	Ν	Class 2	
ELLS PROPERTY MANAGEMENT LLC 116 W DEVONSHIRE AVE LINWOOD, NJ	MAZZOLA, PETER M 7801 ATLANTIC AVE #C MARGATE, NJ	ZIBELMAN, ALAN & DEBBIE 1500 JFK BLVD #1030 PHILADELPHIA, PA	LANDMAN, MARK & ANNE 145 HICKS ST #B60 BROOKLYN, NY	DIMEO, MICHELE N & GENNARO 211 NORWOOD ROAD ANNAPOLIS, MD	DUBYK TRUST@ DANIEL W & CATHY S 30 CEDAR MEADOW LANE MEDIA, PA	GAINES, WILLIAM A & KATHERINE S 1237 MILL ROAD MEADOWBROOK, PA	MATTICOLI, EMILIO & MAUREEN 102 S DOUGLAS AVE. MARGATE, N J	BROWN, SANDRA D 1817 DELANCEY ST PHILADELPHIA, PA	ĄRCARO TRUST @ ELIZABETH 2309 LANCASTER AVE WILMINGTON, DE	NEWMAN, HARRIS & PHYLLIS P.O. BOX 147 GWYNEDD VALLEY, PA	BATZER, BRUCE 516 ANTHWYN ROAD MERION STATION, PA	Owner Address <u>City, State</u> GOLDSLEGER, JAY & CHARLENE 16 FOX HUNT CIRCLE PLYMOUTH MEETING, PA	VARIANCE REPORT
08221	08402	19102	11201	21401	19063	19046	08402	19103	19805	19437	19066	Zip Code 19462	
			· · · · · · · · · · · · · · · · · · ·	- - - 	()			a jul en la suite de la sui		na di secondo del socio	• м	ning phanifanif ning manufanif	0116 Margate City 10/25/23 Page: 1

	16	i i i i i i i i i i i i i i i i i i i i									· · ·	(°	0116 Margate City 10/25/23 Page: 2
19046	191022516	08402	08402	08402	08402	08226	08406	18954	08402	19438	08402	Zip Code 08402	
MILLER, LAWRENCE & ROBIN 1162 DIXON LANE RYDAL, PA	KEDRA TRUST@ WENDY L 50 S 16TH ST #5004 PHILADELPHIA, PA	19 S ESSEX, LLC 604 N. DOUGLAS AVE MARGATE, NJ	ROTUS, LLC 604 N DOUGLAS AVE MARGATE, NJ	BELLA LILI PROPERTIES LLC PO BOX 3182 MARGATE, NJ	 BELLA LILI PROPERTIES LLC PO BOX 3182 MARGATE, NJ 	SBH,LLC PO BOX 480 OCEAN CITY, NJ	YOST, CLYDE A & JUDITH K 5701 ATLANTIC AVE VENTNOR, NJ	LEMASHOV, MICHAEL & DARIA 109 WINDY KNOLL DRIVE RICHBORO, PA	CICCONE, TROY 7811 ATLANTIC AVE #2 MARGATE, NJ	TOBIAS, CHRISTOPHER & LORI A LORANT 3971 GOSHIN DRIVE HARLYSVILLE, PA	VARALLO, JAMES & VARALLO, JOSEPH 22 S DOUGLAS AVE MARGATE, NJ	Owner Address <u>City, State</u> 19 SOUTH ESSEX LLC %R.SUTOR 604 N DOUGLAS AVE MARGATE, NJ	VARIANCE REPORT
N	Ν	ц	4A	4A	4A	4A	4A	2	2	ν	4A	Property <u>Class</u> 4A	
20 S DOUGLAS AVE	20 S DOUGLAS AVE	19 S ESSEX AVE	7807 ATLANTIC AVE	7811 ATLANTIC AVE	7811 ATLANTIC AVE	7811 ATLANTIC AVE	7811 ATLANTIC AVE	7811 ATLANTIC AVE	7811 ATLANTIC AVE	7811 ATLANTIC AVE	22 S DOUGLAS AVE	Property Location Additional Lot Additional Lot 7805 ATLANTIC AVE	
сооов	105 7 C000A	105 6	105 5	105 3 C000D	105 3 C000C	105 3 C000B	105 3 C000A	105 3 C0003	105 3 C0002	105 3 C0001	105 2.01	Block Lot 105 2	Atlantic County

106 5 COOR4	106 5 C00R3	106 5 C00R2	106 5 C00R1	106 5 C00C2	106 5 C00C1	105 24	105 20	105 17	105 10	105 8	105 7 C000D	Block Lot 105 7 C000C	Atlantic County
7813-7815 ATLANTIC AVE 7813 ATLANTIC	7813-7815 ATLANTIC 7813 ATLANTIC	7813-7815 ATLANTIC AVE 7813 ATLANTIC	7813-7815 ATLANTIC AVE 7813 ATLANTIC	7813-7815 ATLANTIC AVE 7815 ATLANTIC	7813-7815 ATLANTIC AVE 7815 ATLANTIC	8-10 S DOUGLAS AVE	5 S ESSEX AVE	7 S ESSEX AVE 15	15-A S ESSEX AVE	17 S ESSEX AVE	20 S DOUGLAS AVE	Property Location Additional Lot 20 S DOUGLAS AVE	
Ν	ν	ν	2	4A	4A	4A	4 C	4A	4C	4A	Ν	Property <u>Class</u> 2	
GERBEN, JONATHAN R & MARYANN 1006 S LEPOARD ROAD BERWYN, PA	GERWITZ,HERMAN M & STACEY M 7815 ATLANTIC AVE #3 MARGATE, NJ	SIMON, ELLEN 7815 ATLANTIC AVE #R2 MARGATE, NJ	BROWNDORF, ERIC & DALE 7815 ATLANTIC AVE #1 MARGATE CITY, NJ	PLATINUM REEF INVESTMENTS, LLC 7813-7815 ATLANTIC AVE MARGATE, NJ	PLATINUM REEF INVESTMENTS LLC 7813-7815 ATLANTIC AVE MARGATE, NJ	8-10 S DOUGLAS, LLC 604 N DOUGLAS AVE MARGATE, NJ	ROBERT'S PLACE, INC . 7807 ATLANTIC AVE MARGATE, NJ	7 S ESSEX AVE LLC 18 W COLMAR CIRCLE MARGATE, NJ	15 S ESSEX, LLC PO BOX 504 DREXEL, PA	17 ESSEX, LLC 604 N DOUGLAS AVE MARGATE; NJ	TENKMAN, GARY R & NIKKI M 49 FAIRVIEW ST HUNTINGTON, NY	Owner Address City, State TAPP, DARREN J & LINDA M 1 GREEN HILL RD MADISON, NJ	VARIANCE REPORT
19312	08402	08402	084022762	08402	08402	08402	08402	08402	19026	08402	11743	Zip Code 07940	
		, st locanda Locanda	· · · · · · · · · · · · · · · · · · ·								· · · · · · · · · · · · · · · · · · ·		0116 Margate City 10/25/23 Page: 3

106 31 C0007	106 31 C0006	106 31 C0005	106 31 C0004	106 31 C0003	106 31 C0002	106 31 C0001	106 28	106 20	106 19 C021B	106 19 C021A	106 15	Block Lot <u>Qual</u> 106 7	
7 S FRANKLIN AVE	7 S FRANKLIN AVE	7 S FRANKLIN AVE	7 S FRANKLIN AVE	7 S FRANKLIN AVE	7 S FRANKLIN AVE	7 S FRANKLIN AVE	8-12 S ESSEX AVE 48	14 S ESSEX AVE	21 S FRANKLIN AVE	21 S FRANKLIN AVE	23 S FRANKLIN AVE	Property Location Additional Lot 20 S ESSEX AVE L8,12,16	
N	Ν	Ν	ν	Ν	Ν	N	4 A	4 A	N	У	2	Property <u>Class</u> 4A	
COLE, BETH LINCOW 119 CHANTICLEER DRIVE CHERRY HILL, NJ	RIZZO, SALVATORE P PO BOX 74 GLENDORA, NJ	GARTNER, STEVEN H 1650 OAKWOOD DRIVE #E-106 NARBERTH, PA	SCHUTZBANK, STEVEN & DEBRA 19 RAVENNA DRIVE WEST BERLIN, NJ	MURPHY, EMILIE & THOMAS A 101 BRIGANTINE DR OCEAN CITY, NJ	LISS, STEVEN & ABBY 10 VIENNA LANE WEST BERLIN, NJ	JACOVINI, GREGORY M & CLAIRE 1036 HEARTWOOD DR CHERRY HILL, NJ	DOWNBEACH PROPERTIES LLC 322 N HUNTINGTON AVENUE MARGATE, NJ	ROBERT'S PLACE, INC 7807 ATLANTIC AVE MARGATE, NJ	RAPOPORT, JEFFREY & NANCY 458 N APPLE TREE LANE LAFAYETTE HILL, PA	STUTMAN, STEVEN & BLUME, DEBORAH 1501 SANDY HILL ROAD PLYMOUTH MEETING, PA	WINTER, HOWARD J & TOBY 23 S FRANKLIN AVE MARGATE, NJ	Owner Address <u>City, State</u> KEATES,BANKOF AMERICA NC1-001-03-81 101 N TYRON ST RE DEPT CHARLOTTE, NC	
£0080	08029	19072	08091	08226	08091	08003	08402	08402	19444	19462	08402	Zip Code 28255	
								•					10/25/23 Page: 4

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VARIANCE REPORT

0116 Margate City 10/25/23 Page: 4

Atlantic County

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VARIANCE REPORT

0116 Margate City 10/25/23 Page: 5

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19096

Zip Code

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Address City, State Owner

SNYDER, ALISON 561 MANOR ROAD WYNNEWOOD, PA

Property Class 2

Property Location Additional Lot <u>Additional Lot</u> 7 S FRANKLIN AVE

31 C0008 106 Block Lot Qual

CONDO ASSOCIATIONS TO BE NOTIFIED WITH TAXLIST

BEACH HOUSE CONDO ASSOCIATION HAWKEYE PROPERTY MANAGEMENT PO BOX 3182 MARGATE, NJ 08402 BLOCK: 104 LOT: 2

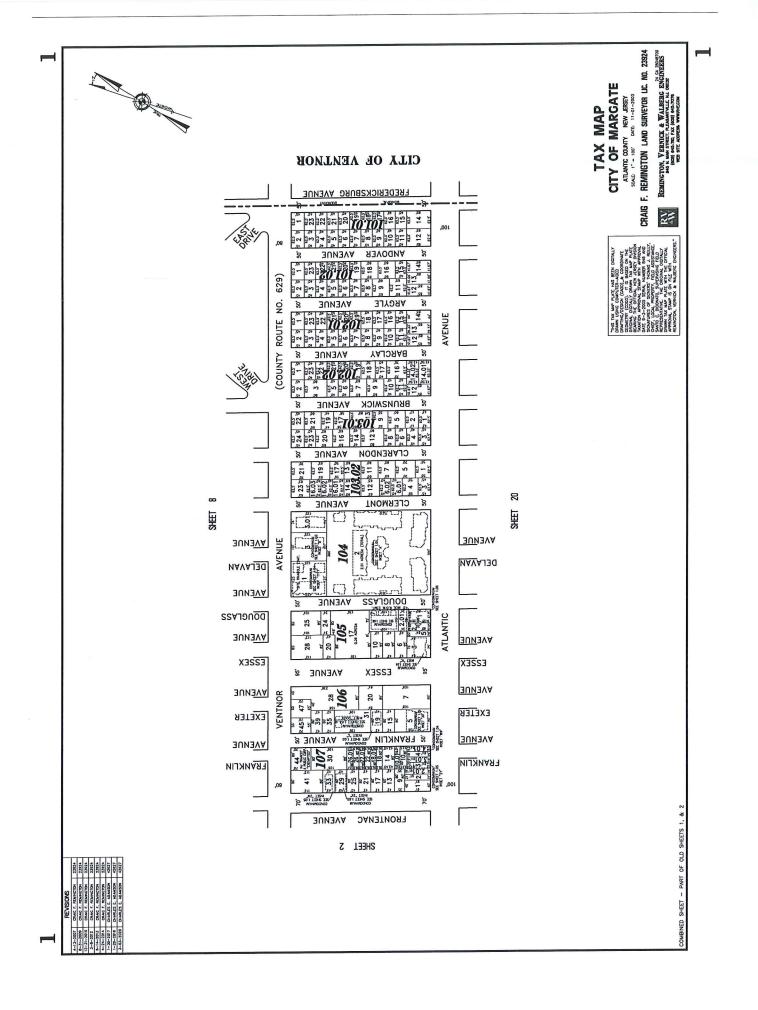
UTILITIES TO BE NOTIFIED WITH TAXLIST

ATLANTIC CITY ELECTRIC 5100 HARDING HIGHWAY, SUITE 399 MAYS LANDING, NJ 08330

SOUTH JERSEY GAS COMPANY VP CONSTRUCTION 1 SOUTH JERSEY PLAZA, RT. 54 FOLSOM, NJ 08037

COMCAST CABLE, GREG SMITH, PM 901 LEEDS AVENUE ABSECON, NJ 08201

ITEMS PRINTED......57





OFFICE OF THE TAX COLLECTOR

MUNICIPAL BUILDING 9001 WINCHESTER AVENUE MARGATE CITY, NEW JERSEY 08402 (609) 822-2508 FAX (609) 822-8316 E-mail: mazza_tara@margate-nj.com

RECEIVED

OCT 2 3 2023

PERSKIE MAIRONE BROG BARRERA & BAYLINSON

Date: October 20, 2023

To Whom It May Concern:

I HEREBY CERTIFY THAT the TAX for Q4 2023;

And the WATER and SEWER charges for the year 2023

Are paid on property located at 7807 Atlantic, 19 S. Essex & 17 S. Essex

Assessed to Rotus LLC, 19 S Essex, LLC, & 17 S Essex, LLC

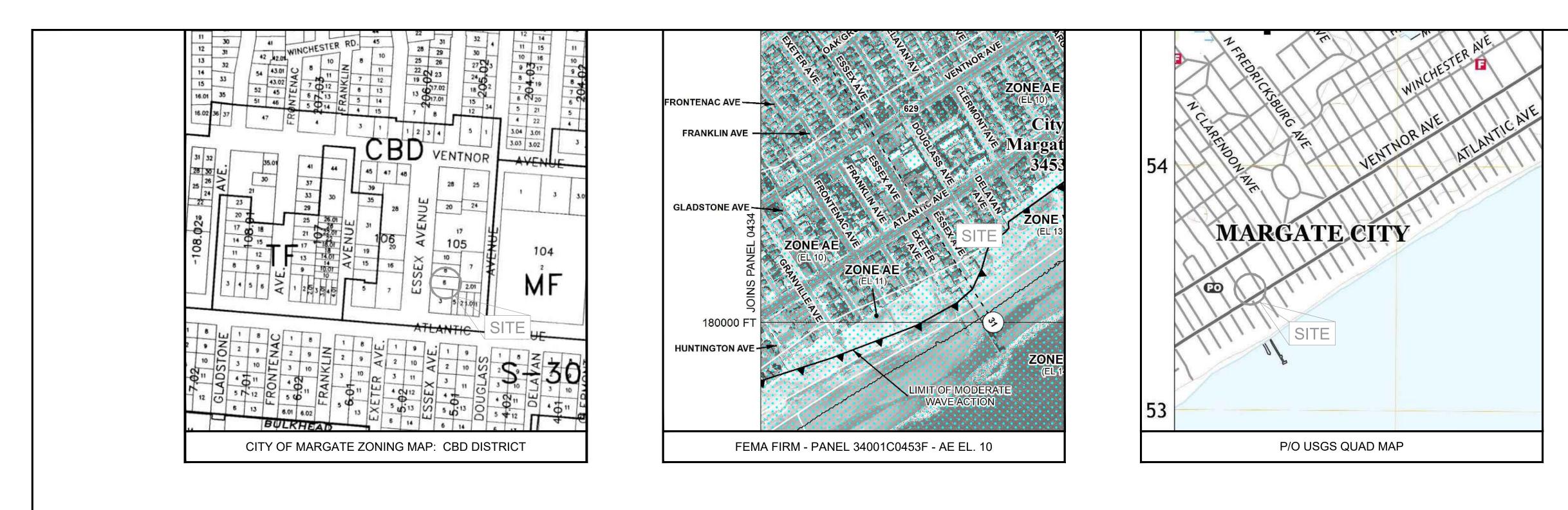
Designated as BLOCK 105 Lots 5, 6 & 8 Tax Map of Margate City, N.J.

This certification expires on January 31, 2024

Tara J Mazza, CTC Tax Collector Mazza_tara@margate-nj.com

Per IH

www.margate-nj.com



SHEET SET C-1 TITLE SHEET

C-2 EXISTING CONDITIONS C-3 SITE DEVELOPMENT PLAN

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ARTHUR PONZIO CO. RESPONSIBILITIES DO NOT INCLUDE ANY FIELD INSPECTION, CONSTRUCTION MANAGEMENT, CONSTRUCTION OR CONTRACTOR'S COMPLIANCE WITH CONSTRUCTION DOCUMENTS.	NO.	DATE	BY	DESCRIPTION	NO. SION	 BY	DESCRIPTION	

PROPOSED OUTDOOR BAR "ROBERTS BACK YARD"

BLOCK 105 LOT 5 #7807 ATLANTIC AVENUE

BLOCK 105 LOT 6 *#19 S. ESSEX AVENUE*

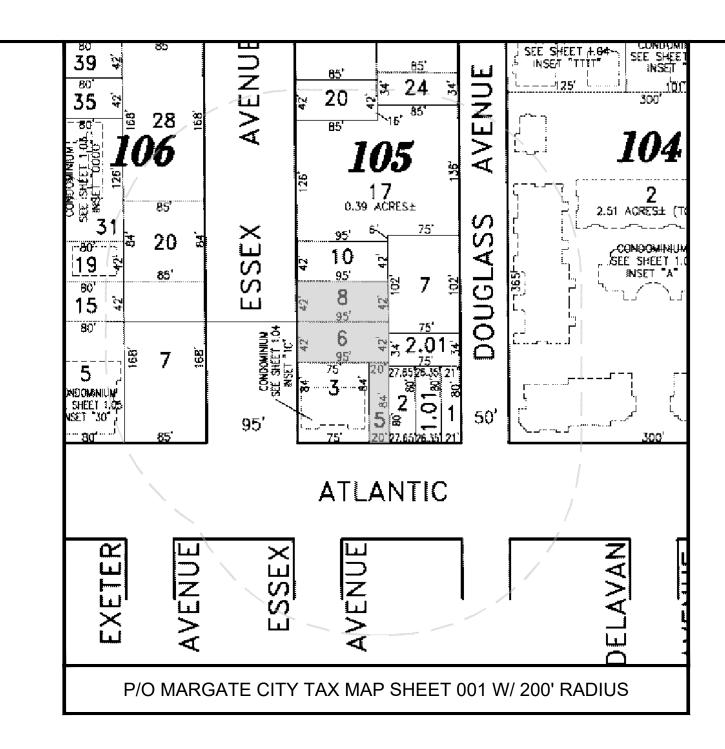
BLOCK 105 LOT 8 17 S. ESSEX AVENUE

MARGATE CITY, ATLANTIC COUNTY, NEW JERSEY



PHONE: 609-344-8194 FAX: 609-344-1594 NEW JERSEY STATE AUTH. NO.: 24GA28001300







CHAIRMAN

SECRETARY

DATE

DATE

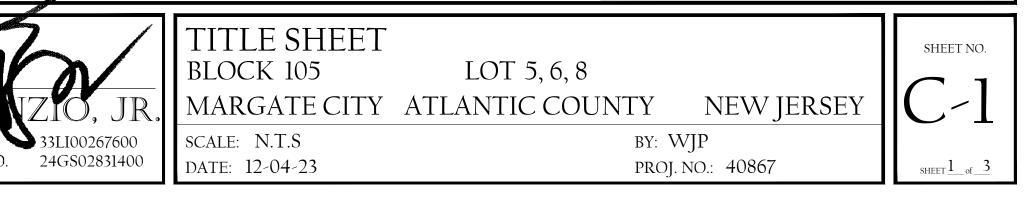
MUNICIPAL ENGINEER

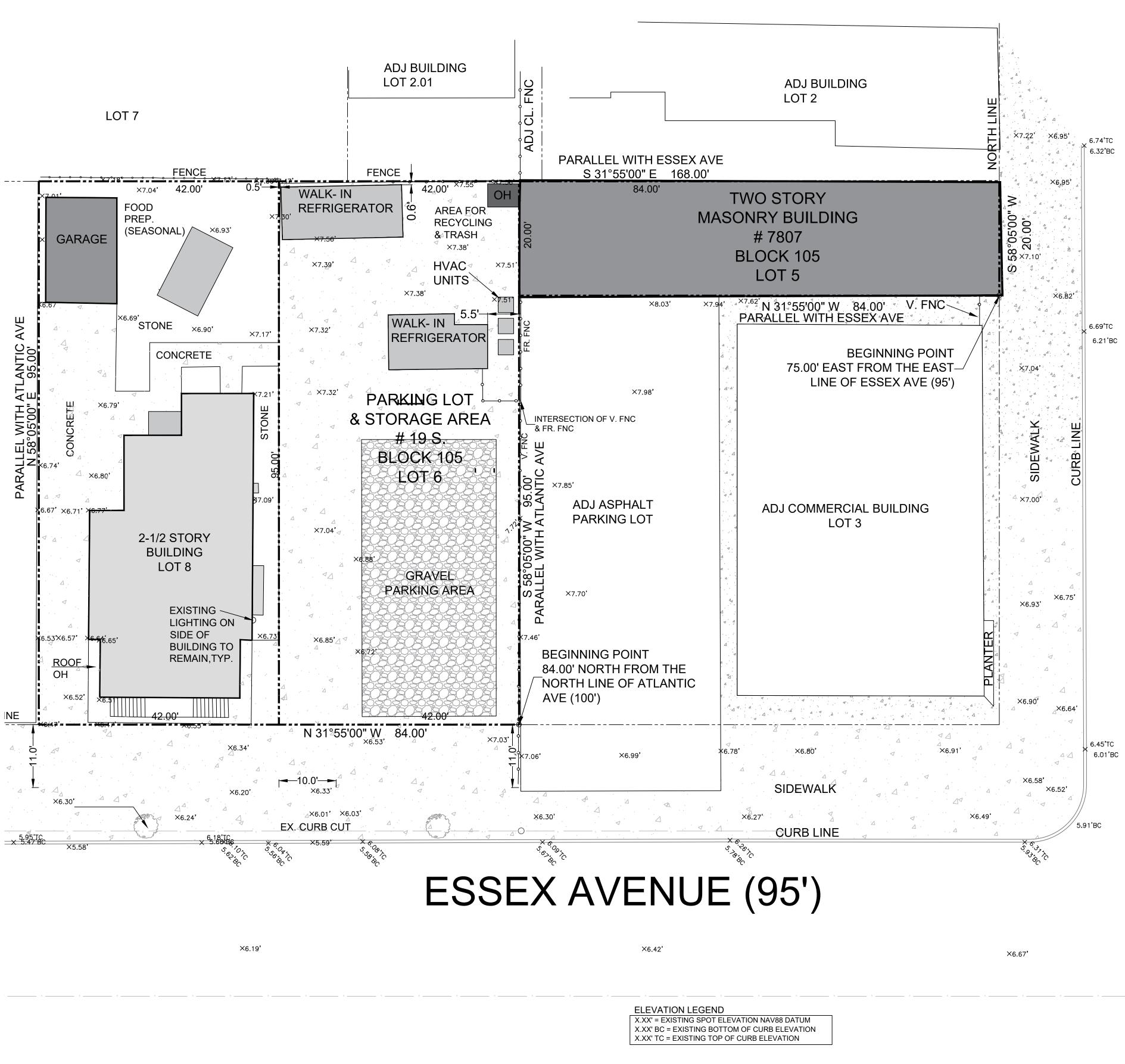
DATE

CERTIFICATION OF PAID TAXES

TAX COLLECTOR DATE

KNOW WHAT'S BELOW - CALL BEFORE YOU DIG! Dial 811 or 800-272-1000. It's FREE and it's the LAW





SURVEY REFERENCES

- MARGATE CITY TAX MAP
- ATLANTIC COUNTY CLERK'S 2. OFFICE FILED DEED #2013072581
- ATLANTIC COUNTY CLERK'S 3.
- OFFICE FILED DEED #2014006294 FIELD SURVEY COMPLETED 4.
- ON 01/26/2022

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ARTHUR PONZIO CO. RESPONSIBILITIES DO NOT INCLUDE ANY FIELD INSPECTION, CONSTRUCTION MANAGEMENT, CONSTRUCTION OR CONTRACTOR'S COMPLIANCE WITH CONSTRUCTION DOCUMENTS.	NO.	DATE	BY	DESCRIPTION	NO.	DATE	BY	DESCRIPTION	
				REVISI	ION	S			



400 NORTH DOVER AVENUE, ATLANTIC CITY, N. J. 08401 PHONE: 609-344-8194 FAX: 609-344-1594 NEW JERSEY STATE AUTH. NO.: 24GA28001300

PROFESSIONAL PLANNER N.J. NO. PROFESSIONAL LAND SURVEYOR N.J. NO.

s	s s s	C	ERTIFICATION OF PAIL	D TAXES	
		T	AX COLLECTOR	DATE	
2			WHAT'S BELOW - CAL 1 or 800-272-1000. It's /		<u>S</u>
n /	EXISTING CO BLOCK 105	NDITIONS SURVI LOT 5, 6, 8	ΞY	SH	EET NO.
0, JR.	MARGATE CITY	ATLANTIC COUNTY	5	RSEY	-2
LI00267600 GS02831400	SCALE: 1" = 10' DATE: 12-04-23		WJP DJ. NO.: 40867	SHEE	r 2_of 3

DATE

DATE

DATE

APPROVALS

CHAIRMAN

SECRETARY

MUNICIPAL ENGINEER

- REASONS OTHER THAN AS ORIGINALLY INTENDED. THE DETECTION, LOCATION OR IDENTIFICATION OF HAZARDOUS SUBSTANCES IS NOT INCLUDED AS PART OF SURVEYOR'S CONTRACT WITH CLIENT.
- THIS SURVEY HAS BEEN PREPARED ONLY FOR THE USE OF THE NAMED PARTIES. SURVEYOR SHALL NOT HAVE ANY LIABILITY OR RESPONSIBILITY FOR USE WITH SURVEY AFFIDAVIT, OR FOR USE BY ANY OTHER PERSONOR ENTITY NOT SPECIFICALLY NAMED, FOR ANY
- SURVEYOR'S SIGNATURE AND SEAL SIGNIFY THAT THIS SURVEY WAS PERFORMED UNDER MY DIRECT SUPERVISION. ONLY SIGNED SEALED COPIES SHALL BE CONSIDERED AS TRUE COPIES.
- UNDERGROUND IMPROVEMENTS, EASEMENTS, PROPERTY LINE AGREEMENTS OR OTHER CONDITIONS UNKNOWN TO THE SURVEYOR ARE NOT SHOWN. SURVEYOR RESERVES THE RIGHT TO MODIFY THIS SURVEY SHOULD ANY SUCH INFORMATION BECOME AVAILABLE. 5.
- OTHER THAN AS INTENDED. 4. THIS PROPERTY IS SUBJECT TO DOCUMENTS OF RECORD.
- PERMANENT MARKERS HAVE BEEN SET OR FOUND WHERE NOTED. OFFSETS SHOWN ARE GIVEN FOR CHECKING COMPLIANCE WITH DEED RESTRICTIONS AND ZONING REGULATIONS ONLY. OFFSETS SHALLNOT BE USED FOR ANY OTHER PURPOSES. SURVEYOR SHALL NOT HAVE ANY LIABILITY OR RESPONSIBILITY IF THE OFFSETS SHOWN ARE USED
- GENERAL NOTES SUBJECT PROPERTY CONTAINS A CALCULATED AREA OF 9,660 SQ. FT. TOTAL. LOT 5 = 1,680 SQ. FT. , LOT 6 = 3,990 SQ. FT., LOT 8 = 3,990 SQ.FT.

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6.74'TC

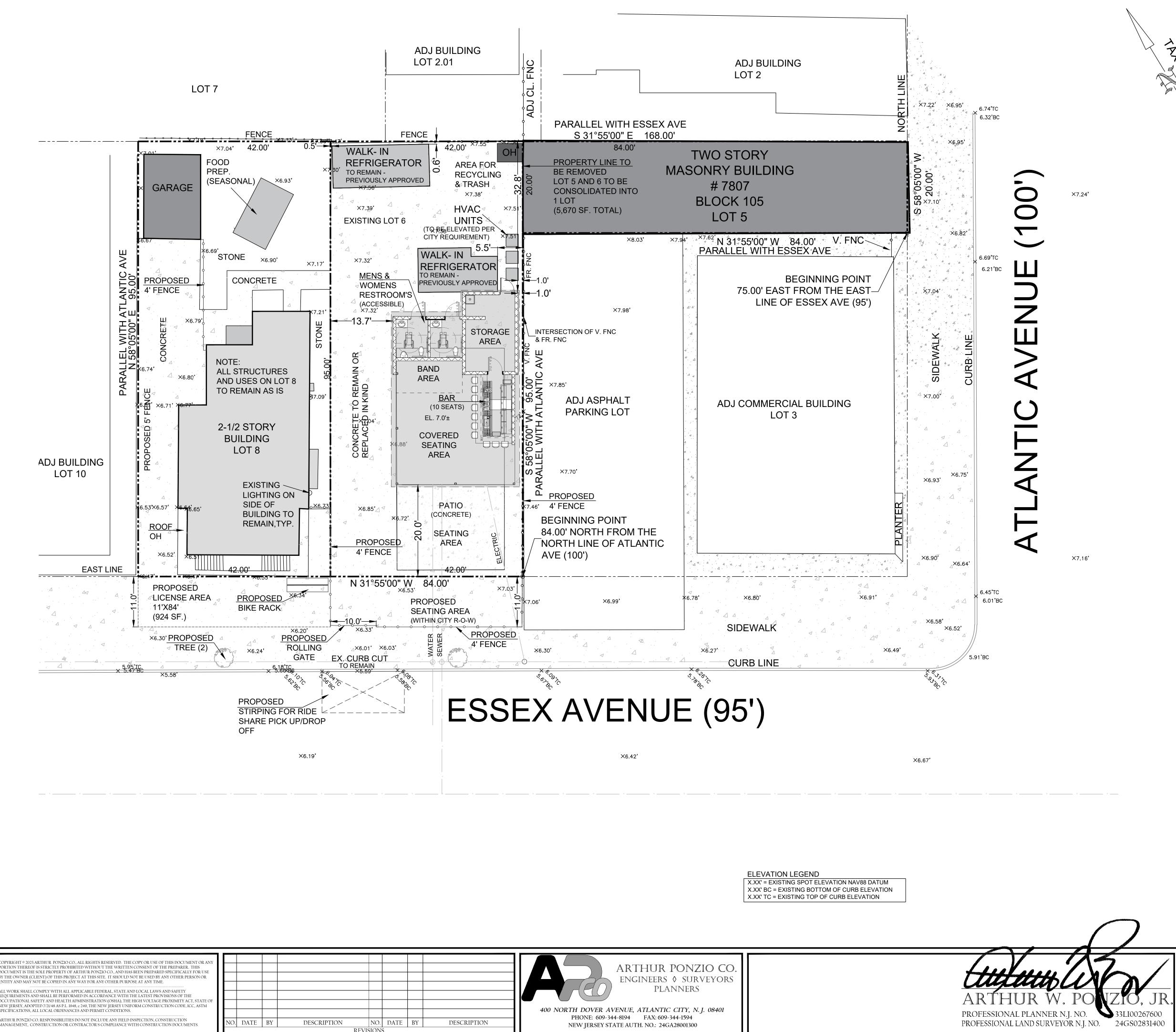
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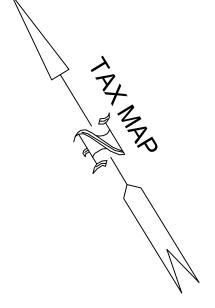
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×7.24'

×7.16'





	NERAL NOTES			1
1.	APPLICANT / OWNER			
	ROTUS,LLC 17 S. ESSEX, LLC			
	19 S. ESSEX LLC			
_				
2.	PROJECT TEAM			
	PROJECT ARCHITECT:	PETER WEISS, A.I.A.		
	ATTORNEY:	CHRIS BAYLINSON, ESQ.		
	PLANNER/SURVEYOR			
	/ENGINEER:	ARTHUR PONZIO COMPANY		
3.	PROPERTY INFORMATIO	N		
	7807 ATLANTIC AVENUE			
	BLOCK 105 LOT 5			
	19 S. ESSEX AVENUE			
	BLOCK 105 LOT 6			
	17 S. ESSEX AVENUE BLOCK 105 LOT 8			
	DEGON 100 LOT 0			
	MARGATE, ATLANTIC CO	UNTY, NEW JERSEY 08402		
	FLOOD ZONE: AE (EL. 10)			
	, , , , , , , , , , , , , , , , , , ,			
		BD CENTRAL BUSINESS DISTRICT		
		OBERT'S PLACE RESTAURANT & I ,660 SQ. FT. TOTAL (3 LOTS)	BAR	
)T 6 = 3,990 SQ. FT., LOT 8 = 3,990	SQ. FT.	
,		. ,,		
4.	PROPOSED PLAN	SES TO CONSTRUCT AN OUTDOO		
		IO, AREA FOR BANDS, STORAGE,		KF
		UP/DROP OFF AND OTHER ANCIL		
		6 AND 8 AND WITHIN CITY RIGHT		
		XISTING USES ON LOTS 5 AND 8 T		
	INDIE, EXISTING LUT 3 AI			
		ND LOT 6 TO BE CONSOLIDATED A		
	APPROVAL.	ND LOT & TO BE CONSOLIDATED A		
5.		ND LOT & TO BE CONSOLIDATED A		
5.	APPROVAL. PROPERTY SURVEY	SHOWN ON THESE PLANS TAKEN		
5.	APPROVAL. PROPERTY SURVEY SURVEY INFORMATION S		FROM A PHYSIC	
5.	APPROVAL. PROPERTY SURVEY SURVEY INFORMATION S	HOWN ON THESE PLANS TAKEN	FROM A PHYSIC	
5.	APPROVAL. PROPERTY SURVEY SURVEY INFORMATION S	HOWN ON THESE PLANS TAKEN	FROM A PHYSIC	
5.	APPROVAL. PROPERTY SURVEY SURVEY INFORMATION S FIELD SURVEY PERFORM	SHOWN ON THESE PLANS TAKEN IED 01-26-22, BY ARTHUR PONZIO	FROM A PHYSIC, COMPANY.	
5.	APPROVAL. PROPERTY SURVEY SURVEY INFORMATION S FIELD SURVEY PERFORM	HOWN ON THESE PLANS TAKEN I MED 01-26-22, BY ARTHUR PONZIO ZONING SCHEDULE	FROM A PHYSIC, COMPANY.	AL
5.	APPROVAL. PROPERTY SURVEY SURVEY INFORMATION S FIELD SURVEY PERFORM	HOWN ON THESE PLANS TAKEN MED 01-26-22, BY ARTHUR PONZIO ZONING SCHEDULE ENTRAL BUSINESS DISTRIC BLOCK 105 LOT 5 & 6 (TO E REQUIRED	FROM A PHYSIC, COMPANY.	AL
	APPROVAL. PROPERTY SURVEY SURVEY INFORMATION S FIELD SURVEY PERFORM CE 19 S. ESSEX AVENUE MINIMUM LOT AREA	SHOWN ON THESE PLANS TAKEN MED 01-26-22, BY ARTHUR PONZIO ZONING SCHEDULE INTRAL BUSINESS DISTRIC BLOCK 105 LOT 5 & 6 (TO E REQUIRED 4000 SF.	FROM A PHYSIC COMPANY. T E CON SOLID LOT 5 & 6 5,670 SF	AL ATED) STATI C
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NOTE: THE ABOVE ZONING SCHEDULE ADDRESS NEW IMPROVEMENTS

NOT APPLICABLE

N/A

ONLY. ALL EXISTING STRUCTURES & USES TO REMAIN UNCHANGED.

NOTE: USE & STRUCTURE ON EXISTING LOT 5 TO REMAIN AS IS.

EXISTING ACCESSORY STRUCTURES (WALK IN BOXES) TO REMAIN. PRIOR APPROVAL GRANTED BY MARGATE

NOTE:

CITY CIRCA 1997

CHAIRMAN

APPROVALS

DATE

SECRETARY

DATE

DATE

MUNICIPAL ENGINEER

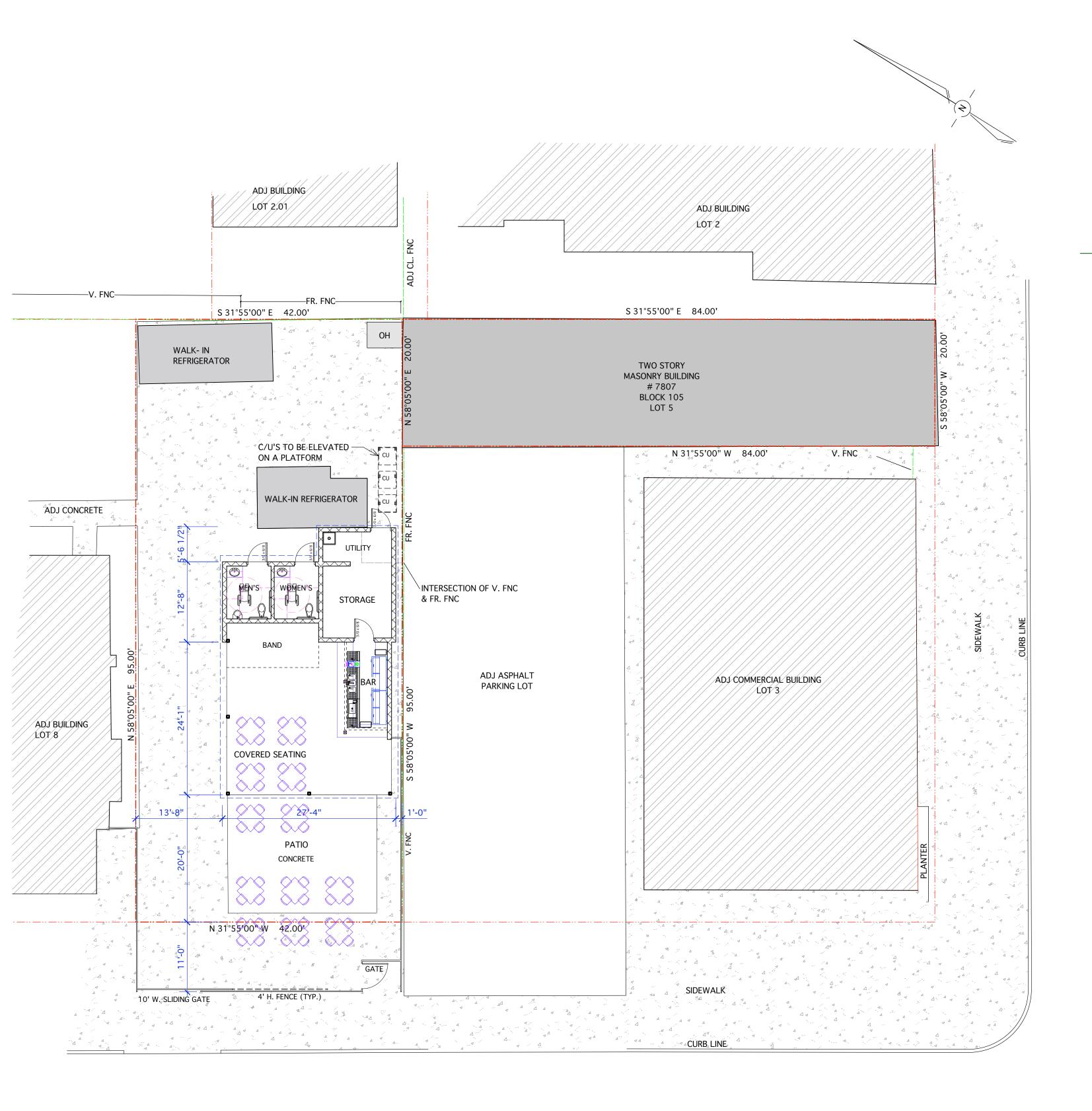
CERTIFICATION OF PAID TAXES

TAX COLLECTOR DATE

KNOW WHAT'S BELOW - CALL BEFORE YOU DIG! Dial 811 or 800-272-1000. It's FREE and it's the LAW

SITE DEVELOPMENT PLAN SHEET NO. BLOCK 105 LOT 5 & 6 MARGATE CITY ATLANTIC COUNTY NEW JERSEY by: WJP SCALE: 1'' = 10'DATE: 12-04-23 $_{\text{SHEET}} \underline{3}_{\text{of}} \underline{3}$

PROJ. NO.: 40867

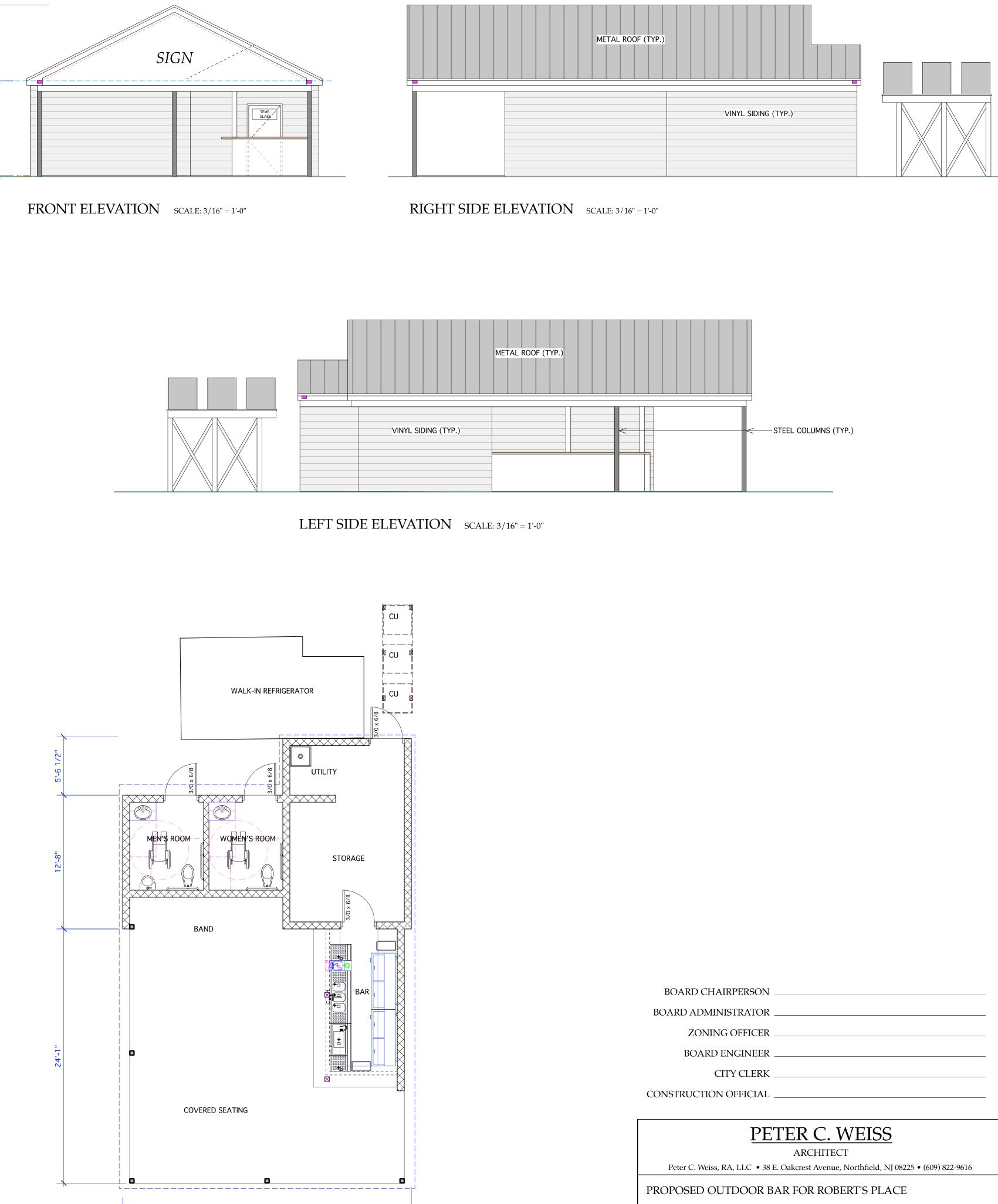


ESSEX AVENUE (95')

SITE PLAN SCALE: 1'' = 10'

NOTE: THE SITE PLAN IS BASED ON A SURVEY BY ARTHUR W. PONZIO (NJPLS #24GS02831400) DATED 1/27/22





FLOOR PLAN SCALE: 3/16" = 1'-0"

27'-4"

19 SOUTH ESSEX AVENUE BLOCK 105 LOT 6 MARGATE, NEW JERSEY Project No. 2229 Sheet No. Revisions Date: 12/5/23 Scale: As Shown A-1

12/6/23Drawn By: PCW10:06:30 AM©2023 Peter C Weiss

Drawn By: PCW

Wts Wess Peter C Weiss AI 10004