

RESOLUTION #2017-004

**RESOLUTION OF THE BOARD OF ADJUSTMENT
THE BOROUGH OF HAWTHORNE**

In the matter of:

**Christian Health Care Center
Block 293, Lots 1, 1.01, 1.02, 1.03, 1.04 and 1.05 (the "Property" or the "Premises")
Hawthorne, New Jersey**

WHEREAS, The Applicant made application to the Borough of Hawthorne Board of Adjustment for an extension from Chapter 293, Article III, Section 293-24 of the Borough of Hawthorne Code until June 15, 2018 of all approvals granted by the Board to the Applicant, inclusive of site plan, use variance and variance and waiver approvals in connection with the premises known as Lots 1, 1.01, 1.02, 1.03, 1.04 and 1.05, Block 293, (the "Property"), located in the R-1 Zone; and

WHEREAS, the Board previously granted an extension through July 20, 2017 (See Resolution #2016-011); and

WHEREAS, Applicant has reapplied for a second extension; and

WHEREAS, after due consideration and deliberation at the aforementioned hearing, the Board did vote upon the Application and instruct the Board Attorney to prepare a Resolution memorializing the vote taken; and

WHEREAS, the Zoning Board of Adjustment of the Borough of Hawthorne makes the following findings of fact, based upon the evidence presented at its public hearing:

1. The Applicant is the owner of the Property. The Property is located in the R-1 Zone.

2. The Applicant has submitted satisfactory evidence of having given statutory notice pursuant to N.J.S.A. 40:55D-12.

3. The Applicant's counsel, Jerome A. Vogel, Esq., by letter, indicated that due to delays in construction beyond the Applicant's control and delays in related approvals and permits, the Applicant is unable to commence or complete its project within the time initially permitted.

4. In reviewing the Application presented by Applicant's attorney, the Board finds that the extension requested by the Applicant can be granted in this instance.

NOW, THEREFORE, BE IT RESOLVED by the Board of Adjustment of the Borough of Hawthorne that the Application of Christian Health Care Center, with respect to the Property, requesting an extension of all approvals inclusive of site plan, use variance, variance and waiver approvals until June 15, 2018 set forth above, be and is APPROVED, subject to the terms and conditions hereinafter set forth:

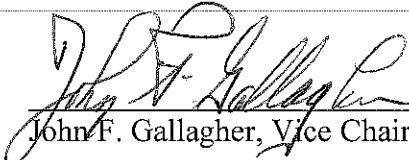
1. The foregoing findings of fact and conclusions of law are incorporated herein as if set forth at length.

2. The Applicant shall obtain approval from all other governmental agencies having jurisdiction over the subject Application and development, if any.

3. The Applicant shall pay all fees due and owing to the Borough of Hawthorne, including the posting of any application fees, review fees, inspection fees and/or escrow fees which may be due, prior to the issuance of any building permits.

4. The Applicant shall comply with all applicable rules, regulations, ordinances and statutes of the Borough of Hawthorne, County of Passaic and State of New Jersey with regard to the application.

The undersigned certifies that the within Resolution was adopted by the Board and memorialized herein pursuant to N.J.S.A. 40:55D-10(g) on June 19, 2017.



John F. Gallagher, Vice Chairman



Joan Herve, Board Secretary

OFFERED BY: *Gailagher*
SECONDED BY: *DeRitter*
VOTE: Ayes: *6*
 Nays: *0*