

ORDINANCE 1291

§ 30-8.6 Expiration of Variance.

[1972 Code § 18-5f]

In the granting of hardship and use variances, a time limit of one year from the date of the variance approval shall be set within which the owner shall secure a building permit; otherwise the variance granted shall be null and void. The zoning officer may administratively approve the extension for good cause shown as long as the plans previously approved remain unchanged, the applicant has complied with the terms of the resolution adopted by the Planning Board, the zoning in which the property is located has not changed since the approval and the request is made within one year of the expiration of the variance. In the event more than one year has elapsed since the expiration of the variance, an application for the extension shall be made to the Planning Board. The Planning Board may extend the period for securing a building permit for good cause shown as long as the plans previously approved remain unchanged, the applicant has complied with the terms of the resolution adopted by the Planning Board and the zoning in which the property is located has not changed since the approval. If an application is made to the Planning Board under this provision, the applicant shall properly notice the application. This application may be applied retroactively.

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the Board of Commissioners on first reading at a special meeting of the Board of Commissioners of the Borough of Deal held on the 19th day of August, 2024 and will be considered for second reading and final passage at a regular meeting of the Board of Commissioners to held on the 5th day of September, 2024 at 9:00 am in the Court Room of Borough Hall, 190 Norwood Avenue, Deal, New Jersey at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

INTRODUCED: August 19, 2024

ADOPTED: September 5, 2024

ATTEST:

Ronen Neuman Acting Clerk