

2019 Township of Verona New Jersey

For Property located at Block 2301 Lots 1 through 19
Township of Verona

Determination of Area in Need of Redevelopment

PREPARED FOR
THE MAYOR & COUNCIL AND
THE PLANNING BOARD
OF THE
TOWNSHIP OF VERONA, NJ

PREPARED BY
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January 20, 2019

The original document was signed and sealed on January 20, 2019 in accordance with Chapter 41 of Title 13 of the State Board of Professional Planners.

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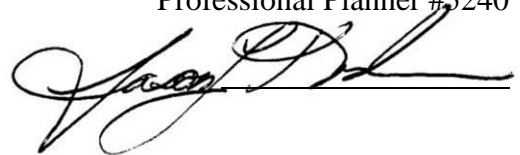
A handwritten signature in black ink, appearing to read "Jason L. Kasler", written over a horizontal line.

Table of Contents

Introduction	4
Criteria for Redevelopment Area Determination	6
Description of the Study Area	11
Master Plan Recommendation	13
Zoning Characteristics in the Study Area	20
Subject properties Evaluation for Compliance with Redevelopment Criteria.....	25
Site #1 Block 2301, Lot 1	25
Site #2 Block 2301, Lot	27
Site #3 Block 2301, Lot 3	29
Site #4 Block 2301, Lot 4	31
Site #5 Block 2301, Lot 5	33
Site #6 Block 2301, Lot 6	35
Site #7 Block 2301, Lot 7	37
Site #8 Block 2301, Lot 8	39
Site #9 Block 2301, Lot 9	41
Site #10 Block 2301, Lot 10	43
Site #11 Block 2301, Lot 11	45
Site #12 Block 2301, Lot 12	47
Site #13 Block 2301, Lot 14	49
Site #14 Block 2301, Lot 15	52
Site #15 Block 2301, Lot 16	54
Site #16 Block 2301, Lot 17	56
Site #17 Block 2301, Lot 18	58
Site #18 Block 2301, Lot 19	60
Land to Improvement Ratio Analysis	62
Conclusion.....	63
Recommendation.....	64

Introduction

The purpose of this report is to determine whether all or parts of the subject area qualify as an Area in Need of Redevelopment as defined by the Local Redevelopment and Housing Law (NJSA 40:12A-1 et seq., hereafter referred to as LRHL). This analysis has been conducted pursuant to the LRHL, which specifies the conditions that must be met within the delineated areas and the process to be undertaken by the Planning Board during the investigation.

This report is written pursuant to Section 6 of the LRHL that requires the following:

No area of a municipality shall be determined a redevelopment area unless the governing body of the municipality shall, by resolution, authorize the Planning Board to undertake a preliminary investigation to determine whether the proposed area is a redevelopment area according to the criteria set forth in Section 5 of the P.L. 1992 (C.40A:12A-5).

The governing body of a municipality shall assign the conduct of the investigation and hearing to the Planning Board of a municipality. After completing its hearing on this matter, the Planning Board shall recommend that the delineated area, or any part thereof, be determined, or not be determined, by the municipal governing body to be a redevelopment area. After receiving the recommendation of the Planning Board, the municipal governing body may adopt a resolution determining that the delineated area, or any part thereof, is a redevelopment area.

The applicable LRHL statute requires the Planning Board to hold a public hearing on this matter prior to recommending that the delineated area, or any part thereof, be determined or not determined a redevelopment area by the governing body. After obtaining the Planning Board's recommendation, the governing body may adopt a resolution determining that the delineated area, or any part thereof, is a redevelopment area. This report serves as the statement setting forth the basis for the investigation of an area in need of redevelopment, as required under the LRHL.

A redevelopment plan, which may supersede the zoning of an area or serve as an overlay thereto, specifies the following:

- Relationship of the project area to local objectives as to appropriate land uses, density of population, improved traffic and public transportation, public utilities, recreational and community facilities and other public improvements.
- Proposed land uses and building requirements in the project area.
- Adequate provision for the temporary and permanent relocation, as necessary, of residents in the project area, including an estimate of the extent to which decent, safe and sanitary dwelling units affordable to displaced residents will be available to them in the existing housing market.
- An identification of any property within the redevelopment area which is proposed to be acquired in accordance with the redevelopment plan. (Note: not every property in a redevelopment area must be acquired; the redevelopment plan can specify buildings or uses to remain in the redevelopment area and to be incorporated into the future design and development of the area).
- Any significant relationship of the redevelopment plan to the master plan of contiguous municipalities, the master plan of the county, and the State Development and Redevelopment Plan.

This report and investigation are aimed only at determining whether the specified parcels in the subject area meet the statutory criteria to be identified as an Area in Need of Redevelopment and therefore does not contain any of the specific planning regulations contained in a redevelopment plan.

Criteria for Redevelopment Area Determination

Section 5 of the LRHL outlines the following criteria that are to be considered when evaluating the parcels in the study area. An area may be determined to be in Need of Redevelopment if, after investigation, notice and hearing, the governing body of the municipality concludes by resolution that any one of the following conditions exists:

- A. The generality of buildings are substandard, unsafe, unsanitary, dilapidated, or obsolescent, or possess any of such characteristics or are so lacking in light, air, or space as to be conducive to unwholesome living or working conditions.
- B. The discontinuance of the use of buildings previously used for commercial, manufacturing, or industrial purposes; the abandonment of such buildings; or the same being allowed to fall into so great a state of disrepair as to be untenable.
- C. Land that is owned by the municipality, the county, a local housing authority, redevelopment agency or redevelopment entity, or unimproved vacant land that has remained so for a period of ten years prior to adoption of the resolution, and that by reason of its location, remoteness, lack of means of access to developed sections or developed thought the instrumentality of private capital.
- D. Areas with building or improvements which, but reason of dilapidation, obsolescence, over crowding, faulty arrangement or design, lack of ventilation, light and sanitary facilities, excessive land coverage, deleterious land use or obsolete layout or any combination of these or other factors, are detrimental to the safety, health, morals, or welfare of the community.
- E. A growing lack or total lack of proper utilization of areas caused by the condition of the title, diverse ownership of the real property therein or other conditions, resulting in a stagnant or not fully productive condition of land potentially useful and valuable for contributing to and serving the public health, safety and welfare.
- F. Areas, in excess of five contiguous acres, whereon buildings or improvements have been destroyed, consumed by fire, demolished or altered by the action of storm, fire, cyclone, tornado, earthquake or other casualty in such a way that the aggregate assessed value of the area has been materially depreciated.
- G. In any municipality in which an enterprise zone has been designated pursuant to the “New Jersey Urban Enterprise Zones Act,” P.L.1983, c.303 (C.52: 27H-60 et seq.) the execution of the actions prescribed in that act for the adoption by the municipality and approval by the New Jersey Urban Enterprise Zone Authority of the zone development plan for the area of the enterprise zone shall be considered sufficient for the determination that the area is in need of redevelopment pursuant to sections 5 and 6 of P.L.1992, c.79 (C.40A: 12A-5 and 40A: 12A-6) for the purpose of granting tax exemptions within the enterprise zone district to the provisions P.L.1991, c.431 (C.40A: 20-1 et seq.) or the adoption of a tax abatement and exemption ordinance pursuant to the provisions of P.L.1991, c.441 (C.40A: 21-1 et

seq.). The municipality shall not utilize any other redevelopment powers within the urban enterprise zone unless the municipal governing body and planning board have also taken the actions and fulfilled the requirements prescribed in P.L.1992, c.79 (C.40A: 12A-1 et al.) for determining that the area is in need of redevelopment or in need of rehabilitation and the municipal governing body has adopted a redevelopment plan ordinance including the area of the enterprise zone.

- H. The designation of the delineated area is consistent with smart growth planning principles adopted pursuant to law or regulation. In addition to the above criteria, Section 3 of the LRHL (NJSA 40A:12A-3) allows the inclusion of parcels necessary for the effective redevelopment of the area, by stating “a redevelopment area may include land, buildings, or improvements, which of themselves are not detrimental to the health, safety or welfare, but the inclusion of which is found necessary, with or without change in their condition, for the effective redevelopment of the area in which they are a part.”

The Statutory Criteria – a more detailed narrative¹

This information has been provided to further explain the qualifying statutory criteria.

There are seven [now eight] statutory criteria that qualify an area as being in need of redevelopment. The seven [now eight] criteria are commonly identified by the letter corresponding to the paragraphs in Section 5 of the LRHL (N.J.S.A. 40A:12A-6). Generally, properties located within an area in need of redevelopment will meet more than one of the criteria. However, only one of the seven need be found for a delineated area to be determined in need of redevelopment.

The "a" Criteria – Deterioration

For an area to qualify as being in need of redevelopment pursuant to the "a" criteria, the planning board must find that the buildings in the area have deteriorated or fallen into such a state of disrepair that they constitute a threat to the people who live or work in them. Consequently, when analyzing the applicability of the "a" criteria, the planning board should focus on the physical conditions within the study area. This means that the professionals preparing the preliminary investigation report will need to visit the study area and assess the physical conditions of each of the properties in the area. If deterioration is severe, it often will be apparent from an exterior inspection of the building or buildings in the area. However, an interior examination of the building may sometimes be necessary. Photos should be used to document any evidence of deterioration and disrepair. Documentation of physical conditions also may be videotaped if it is appropriate and the expense warranted.

Buildings or properties that have been neglected for long periods of time are frequently subject to numerous local code enforcement actions. Consequently, an analysis of applicability of the "a"

¹ This narrative can be found on The New Jersey Smart Growth Gateway website (http://www.smartgrowthgateway.org/local_redev_criteria.shtml).

criteria should include a review of local building, housing, fire, health, and property-maintenance code records.

The "b" Criteria - Abandoned Commercial and Industrial Buildings

Vacant and abandoned commercial and industrial buildings constitute another example of the conditions historically associated with "blighted" areas or areas in need of redevelopment. The existence of these buildings within a study area will be readily apparent and can be easily documented during a site visit. As with the "a" criteria, the existence of vacant and abandoned commercial buildings will likely have triggered the investigation in the first place. When in doubt, historic records and photographs, interviews with property owners and local officials, and a review of local tax assessment records will help to document cases of abandonment. While it may be useful to know how long a building has remained unoccupied, no minimum time frame is required to qualify the building as abandoned under the "b" criteria.

Typically, buildings that meet the "b" criteria will exhibit sufficient deterioration to meet the "a" criteria as well. However, to meet the "b" criteria, the deterioration or disrepair must be so extensive that the building may be considered "untenable," as per the statutory criteria. It is important to remember that the "b" criteria is applicable only to commercial and industrial buildings and not to residential buildings. However, the nonresidential component of a mixed use building, which contains both residential and commercial uses, can meet the "b" criteria.

The "c" Criteria - Public and Vacant Land

Property owned by a municipality, county, housing authority, or redevelopment entity may be designated in need of redevelopment pursuant to the "c" criteria. However, care must be taken in establishing the planning reasons for the designation, particularly when only a publicly owned parcel or tract of land will be designated as an area in need of redevelopment. A recent court decision has determined that public ownership alone is not a sufficient reason for such a designation. The reasons why the development potential of a publicly owned property may be limited, such as its location, "remoteness," lack of access, topography, or soil conditions should be specified in findings of the preliminary investigation report.

The "c" criteria enables municipalities to use the redevelopment process to generate private development interest in surplus public lands and get them back on the tax rolls. Over time, municipalities may obtain ownership of various properties through tax foreclosure. By designating these publicly owned parcels in need of redevelopment, the municipality is able to convey the parcel to a redeveloper without having to go through the public bidding process. The redeveloper is then required by a redeveloper agreement to redevelop them in accordance with a redevelopment plan. In contrast, the public bidding process allows the transfer of publicly owned properties to a private entity at a public sale, but does not effectively result in their redevelopment consistent with municipal objectives.

Privately owned land that has remained unimproved and vacant for at least ten years also may be designated in need of redevelopment pursuant to the "c" criteria. As with publicly owned land, it also must be shown that a vacant parcel is not likely to be developed through private investment because of development constraints resulting from its location, remoteness from other developed areas of the community, lack of access, topography, or soil conditions.

The "d" Criteria - Obsolete Layout and Design

While the "a" and "b" criteria focus on the condition of the buildings on a property, the "d" criteria focuses on site layout and design. In addition, the "d" criteria expands the analysis of the statutory criteria to include a review of the condition of other site improvements, such as accessory structures and parking lots. Some of the factors to be reviewed in analyzing a study area for the applicability of the "d" criteria include the location and relationship of buildings, accessory structures and other site improvements, onsite circulation and parking, land use conflicts, as well as lot and building coverages within the study area. In general, properties that meet the "d" criteria are being used in a manner not consistent with modern land use planning standards or practices. Given the flexible nature of the "d" criteria, it often is used (along with the "e" criteria) in suburban settings, where deterioration and abandonment are not issues.

The "e" Criteria: Underutilization

The "e" criteria is applicable in circumstances where there is a quantifiable economic "underutilization" or "lack of proper utilization" of properties in a study area. This may be the result of property ownership and title problems, property configuration, or "other factors" that limit the economic viability and marketability of the properties in a study area and depress property values. Properties that meet the "e" criteria may include obsolete commercial and industrial facilities that may no longer be marketable, properties exhibiting poor design and arrangement consistent with the "d" criteria, or areas not developed in a manner consistent with the objectives of a municipality's zoning and master plan.

One of the indicators used to measure the economic productivity of a property is the ratio of the assessed value of the improvements on the property to the value of the land. The assessed values of land and improvements for a particular property are found in local property tax records. Developed properties in areas that are economically viable typically have improvement-to-land ratios of 2:1 or greater. Ratios of less than 2:1 may offer evidence of underutilization. A low improvement-to-land ratio, in itself, is not absolute proof that a property is in need of redevelopment. Improvement-to-land ratios should also be analyzed in connection with other evidence - such as the physical condition of the property or site layout - to determine the applicability of the statutory criteria. It may be necessary to compare ratios within the study area to those in surrounding areas or in other parts of the community. For example, the property values and tax revenue generated from two comparable blocks, one within the study area and one within an area considered economically stable, should be

compared to determine the appropriate threshold in identifying underutilization.

It is important to note that a property may not be economically "underutilized," but may exhibit a lack of "proper utilization" in relation to a municipality's overall land use goals and objectives. Thus, the property would still meet the "e" criteria, but the analysis would focus on broader land use planning issues and concerns. This type of analysis is less empirical and involves a review of the local master plan and other planning documents to determine whether or not the area is developing in a manner consistent with a municipality's comprehensive plan.

The "f" Criteria - Fire and Natural Disasters

The "f" criteria is intended to permit the redevelopment of a large area in a community that has been destroyed or where the property values have been materially reduced by a sudden natural disaster. It was first added to the old urban renewal statutes after a catastrophic fire in Passaic destroyed several city blocks. When the state's redevelopment laws were updated in 1992, the "f" criteria was retained, but the minimum tract area that could qualify for designation was reduced from ten to five contiguous acres.

A recent example of the application of the "f" criteria occurred in two municipalities along the Raritan River in central New Jersey that experienced extensive flood damage during 1999's Hurricane Floyd. The municipalities of Manville and Bound Brook used emergency flood assistance funds to redevelop their flood-ravaged areas. Bound Brook has adopted a redevelopment plan, and Manville is considering redevelopment of several key properties along its downtown corridor.

The "g" Criteria - Urban Enterprise Zones

The Urban Enterprise Zone Act added criteria "g" to the redevelopment statute. Under the "g" criteria, urban enterprise zones (UEZs) designated by the New Jersey Urban Enterprise Zone Authority automatically qualify as areas in need of redevelopment for the purposes of granting long- and short-term tax abatements and exemptions. However, if a municipality wants to exercise any other redevelopment powers within the UEZ, including the power of eminent domain, it must prove that the area meets one or more of the other statutory criteria and formally designate the area in need of redevelopment pursuant to the procedures in the LRHL. A redevelopment plan for the area also must be adopted.

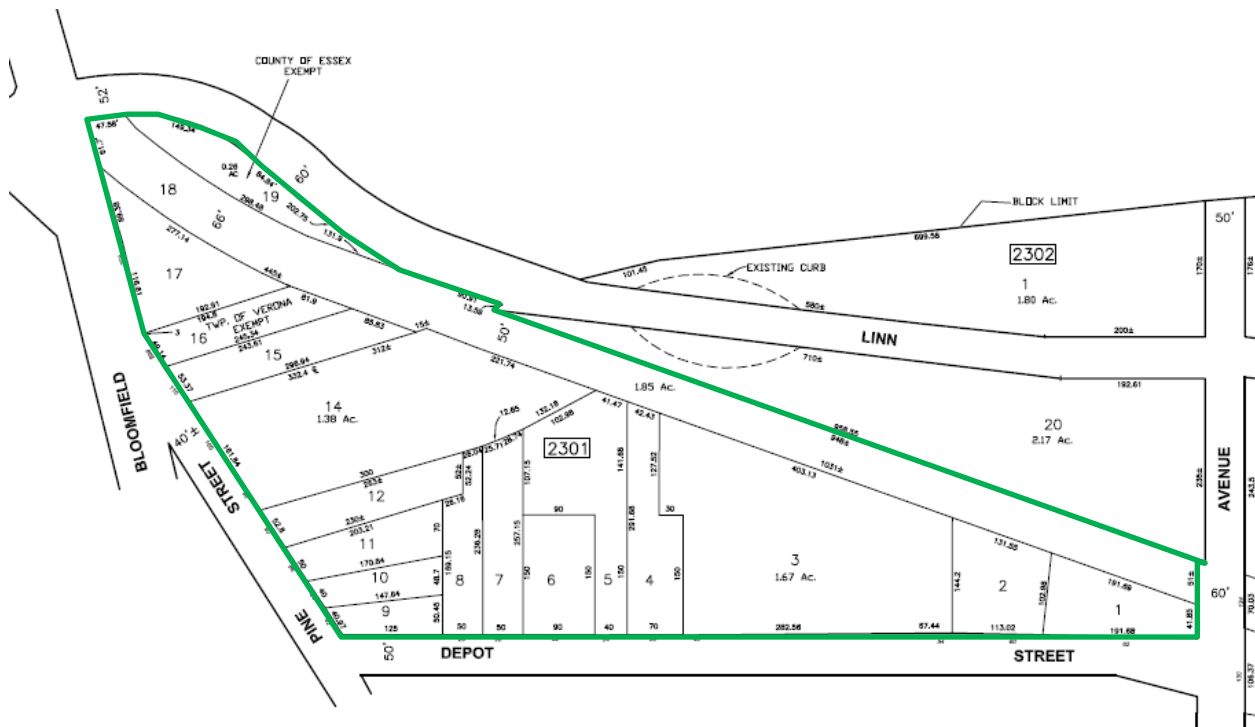
Description of the Study Area

Overview

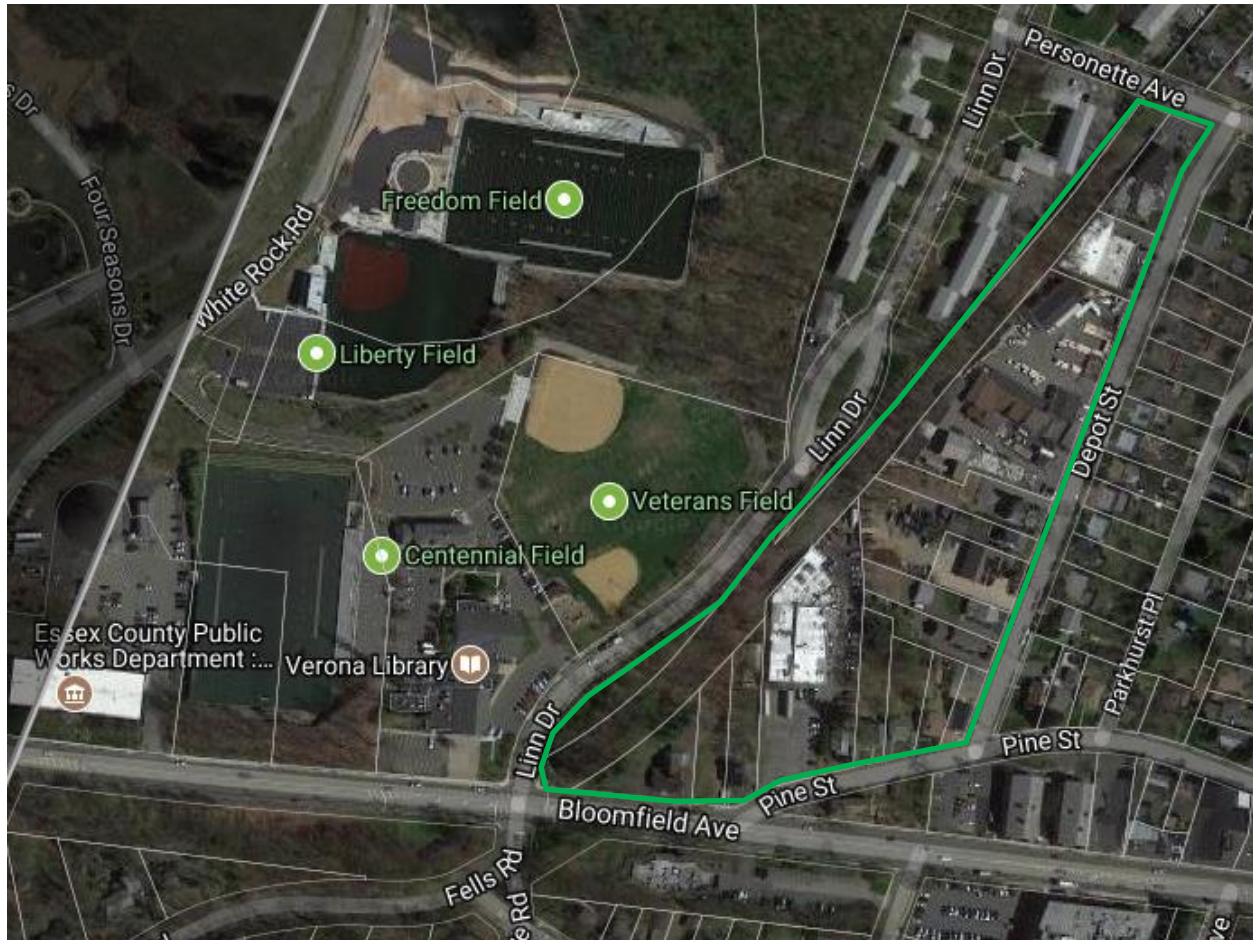
The Study Area is located in the central western section of Verona encompassing Lots 1 through 19 in Block 2301. It contains 13.20 acres of land. It is bounded by Linn Drive and the old railroad right-of-way lot to the west, Pine Street and Bloomfield Avenue to the south, Depot Street to the east, and Personette Avenue to the North. The tax maps be found below and on the following page.

Tax Map 23, Township of Verona.

 Subject Properties



Aerial Photograph



Master Plan Recommendation

The Township of Verona last adopted its master plan in June of 2009. The 2009 master plan has many goals and objectives, of which, the following are pertinent to the subject properties:

The goals and objectives serving Verona's Master Plan are indicated as follows:

1. To encourage municipal action to guide the appropriate use or development of all lands in this Township, in a manner that will promote the public health, safety, morals, and general welfare.
2. To secure safety from fire, flood, panic and other natural and manmade disasters.
 - a. Maintain adequate water service to the Township.
 - b. Maintain and improve the storm drainage system serving the Township.
 - c. Maintain adequate sanitary sewer service for the Township.
3. To provide adequate light, air and open space:
 - a. Provide appropriate levels of recreational opportunities to efficiently and adequately serve the residents of the Township.
 - b. Promote the conservation of environmental resources and the natural appearance of the Township.
4. To ensure that the development of the Township does not conflict with the development and general welfare of neighboring municipalities, the County and the State as a whole;
 - a. To ensure that the relationship of the proposed development of the municipality, as developed in the master plan is not in conflict with the master plans of contiguous municipalities, the master plan of the county, the State Development and Redevelopment Plan adopted pursuant to the "State Planning Act," sections 1 through 12 of P.L.1985, c.398 (C.52:18A-196 et seq.) and district solid waste management plan required pursuant to the provisions of the "Solid Waste Management Act," P.L.1970, c.39 (C.13:1E-1 et seq.) of the county.
5. To promote the establishment of appropriate population densities and concentrations that will contribute to the well-being of people, neighborhoods, communities and regions and preservation of the environment;
 - a. Preserve the environmental resources of the Township by locating conservation parklands and easements where necessary; by limiting

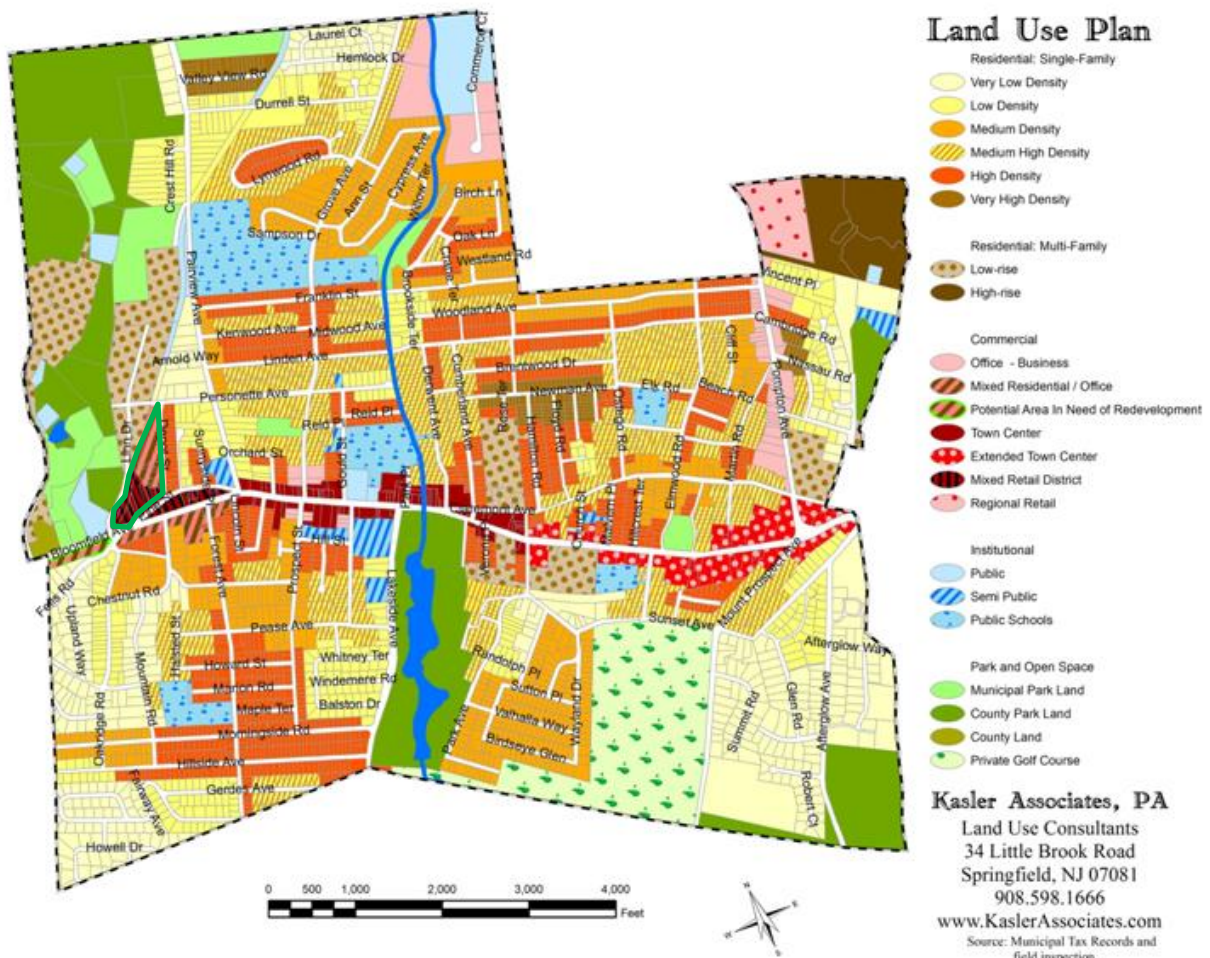
development in environmentally sensitive areas; by encouraging the preservation of specimen trees and general landscaping; and by preservation of the township's natural character.

- b. Preserve environmentally sensitive lands by identifying wetlands and preserving them according to the rules and regulations promulgated by the New Jersey Department of Environmental Protection.
 - c. Preserve environmentally sensitive lands by identifying steep slopes and deterring development on said lands.
6. To encourage the appropriate and efficient expenditure of public funds by the coordination of public development with land use policies;
- a. Provide adequate community facilities in the Township by maintaining and improving necessary facilities such that the Township is efficiently and adequately served, and that all such facilities be barrier free.
7. To provide sufficient space in appropriate locations for a variety of residential, recreational, commercial and open space, both public and private, according to their respective environmental requirements in order to meet the needs of all the citizens of Verona;
- a. Preserve and promote a balanced variety of residential, commercial, public, recreation and conservation land uses.
 - b. Preserve and protect the established primarily residential character of the Township by maintaining and improving neighborhood quality in existing residential areas.
 - c. Encourage future housing construction that is compatible with the existing character of the Township without increasing housing density in established residential areas.
 - d. Maintain and improve the existing quality of housing.
 - e. Encourage modifications and/or additions to existing housing in light of current trends of completely razing the existing home and rebuilding anew.
 - f. Guide the future development and/or redevelopment of land within the Township so as to incorporate new construction without undue disruption to the established character of the Township.
8. Continue to recognize the central business district as the primary location for pedestrian-oriented business serving the community.
- a. Encourage the renovation and rehabilitation of existing buildings and storefronts.
 - b. Encourage general maintenance and upkeep of buildings, storefronts and public areas.

- c. Encourage lot consolidation to enhance opportunities for infill development and redevelopment.
 - d. Promote pedestrian activity in the Central Business District with active retail ground floor uses.
 - e. Encourage mixed-use developments.
 - f. Discourage parking areas in the front yards.
 - g. Support developments that are pedestrian scaled and support retail activity in the Central Business District.
 - h. Promote the conversion of existing light industrial uses to uses that are more compatible to the land uses surrounding the existing light industrial use.
9. To encourage the location and design of transportation routes that will promote the free flow of traffic while discouraging the location of such facilities and routes that result in congestion or blight;
- a. Maintain the efficiency of the Township's circulation system by continued upgrading of streets and intersections.
 - b. Develop a balanced circulation system incorporating the needs of pedestrians, bicycles, autos, trucks and buses.
 - c. Provide municipal parking areas in support of commercial enterprises in the central business district.
 - d. Encourage the use of alternative forms of mass transportation.
 - e. Encourage the protection of the residential character by discouraging cut through traffic.
10. To promote a desirable visual environment through creative development techniques and good civic design and arrangement;
- a. Reduce the cutting of trees on private property through tree preservation regulations.
 - b. Support the planting and maintain trees along public rights-of-way.
11. To promote the conservation of historic sites and districts, open space, energy resources and valuable natural resources in the Township and to prevent urban sprawl and degradation of the environment through improper use of land;
- a. Encourage the protection and preservation of historic sites and buildings.
12. To encourage planned unit developments that incorporate the best features of design and relate the type, design and layout of residential, commercial, and recreational development to the particular site;
13. To encourage senior citizen community housing construction;

- a. Maintain the redevelopment of the Hilltop property with, in part, age-restricted housing.
- 14. To continue to meet the municipal obligation to provide the Township of Verona its fair share of affordable housing meeting the requirements set forth by the New Jersey Council On Affordable Housing
- 15. To encourage coordination of the various public and private procedures and activities shaping land development.
 - a. Maximize leveraging of public and private funds.
 - b. Implement a downtown revitalization program.
 - c. Develop alternative parking and circulation configurations in the downtown that directs customers, employees, commuters and residents to designated parking areas or structured parking behind business.
 - d. Enhance and maintain attractive gateways to the Township.
 - e. Assess the redevelopment potential of properties in the central business district and on Pompton Avenue.
 - f. Provide the necessary infrastructure to support business development in all business districts.
- 16. To promote utilization of renewable energy resources.
 - a. Promote Leed (Leadership in Energy and Environmental Design) principals. that would promote construction of buildings that are environmentally responsible, profitable and healthy places to live and work.
 - b. Encourage the utilization of new solar technology and other clean fuels.
- 17. To promote the maximum practicable recovery and recycling of recyclable materials from municipal solid waste through the use of planning practices designed to incorporate the State Recycling Plan goals and to complement municipal recycling programs.
 - a. Assure adequate collection, disposal and recycling of solid waste materials.

The master plan recommends the subject properties to be Mixed Retail and Mixed Residential / Office. (the subject properties have been outlined in green).



The following pages are from the adopted 2009 master plan description of the Mixed Residential/Office Use and Mixed Retail Use districts.

Mixed Residential / Office Use

This land use classification provides the foundation for the establishment of a new zoning district entitled Mixed Office Use (MO) from the existing C-2 zone. This land use classification proposes residential and professional office uses as principle uses.

These districts are found along the south side Bloomfield Avenue from the municipal boundary to the west and Lincoln Street to the West and the western side of Depot Street. There are 16 lots in this mixed-use classification of office and residential uses comprising 9.64 acres. The zoning ordinance to effectuate this newly created land use category should indicate whether these uses should be mutually exclusive or inclusive. If the ordinance purposes inclusivity, it must also indicate to what degree of mixture is required.

Map 8 – 9 : Land Use Plan –
Mixed Office Use



Photo 8-9: Proposed Mixed Office Use District

Photo 8 - 10: Proposed Mixed Office Use District



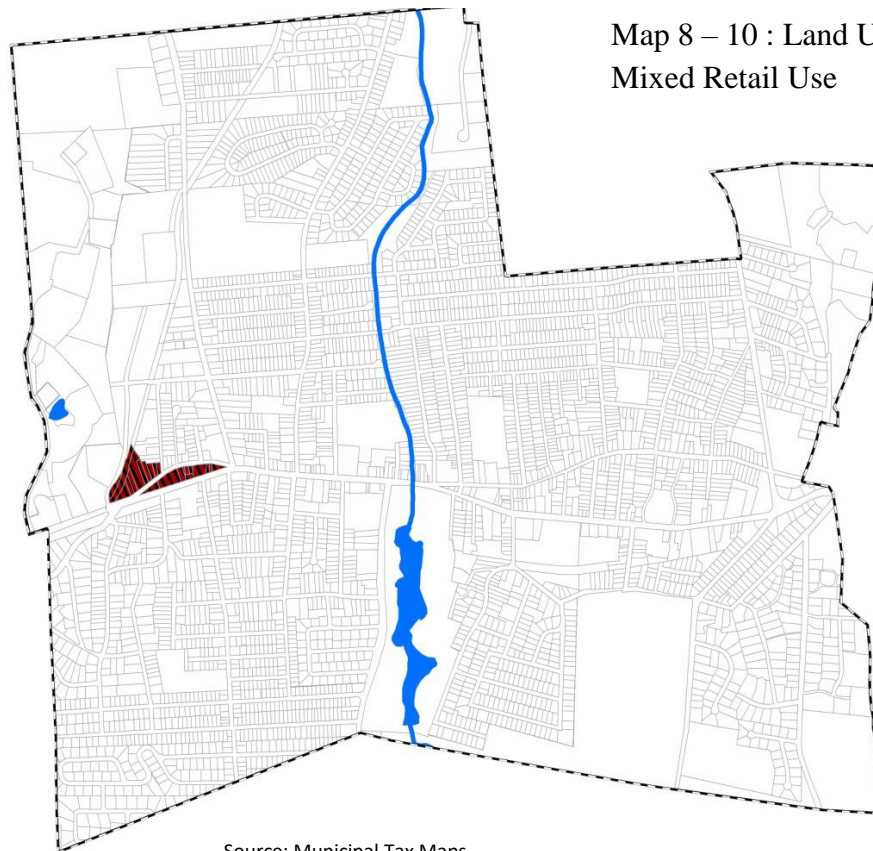
Mixed Retail Use

This land use classification provides the foundation for the establishment of a new zoning district entitled Mixed Retail Use (MR) from the existing C-2 zone. This land use classification proposes residential, professional offices and limited retail uses as principle uses.

This district is located along the northern and southern sides of Pine Street. There are 22 lots in the proposed Mixed Retail use classification comprising 7.01 acres. The zoning ordinance to effectuate this newly created land use category should indicate whether these uses should be mutually exclusive or inclusive. If the ordinance purposes inclusivity, it must also indicate what degree of mixture is proposed.



Photo 8 - 1: Proposed Mixed Retail Use

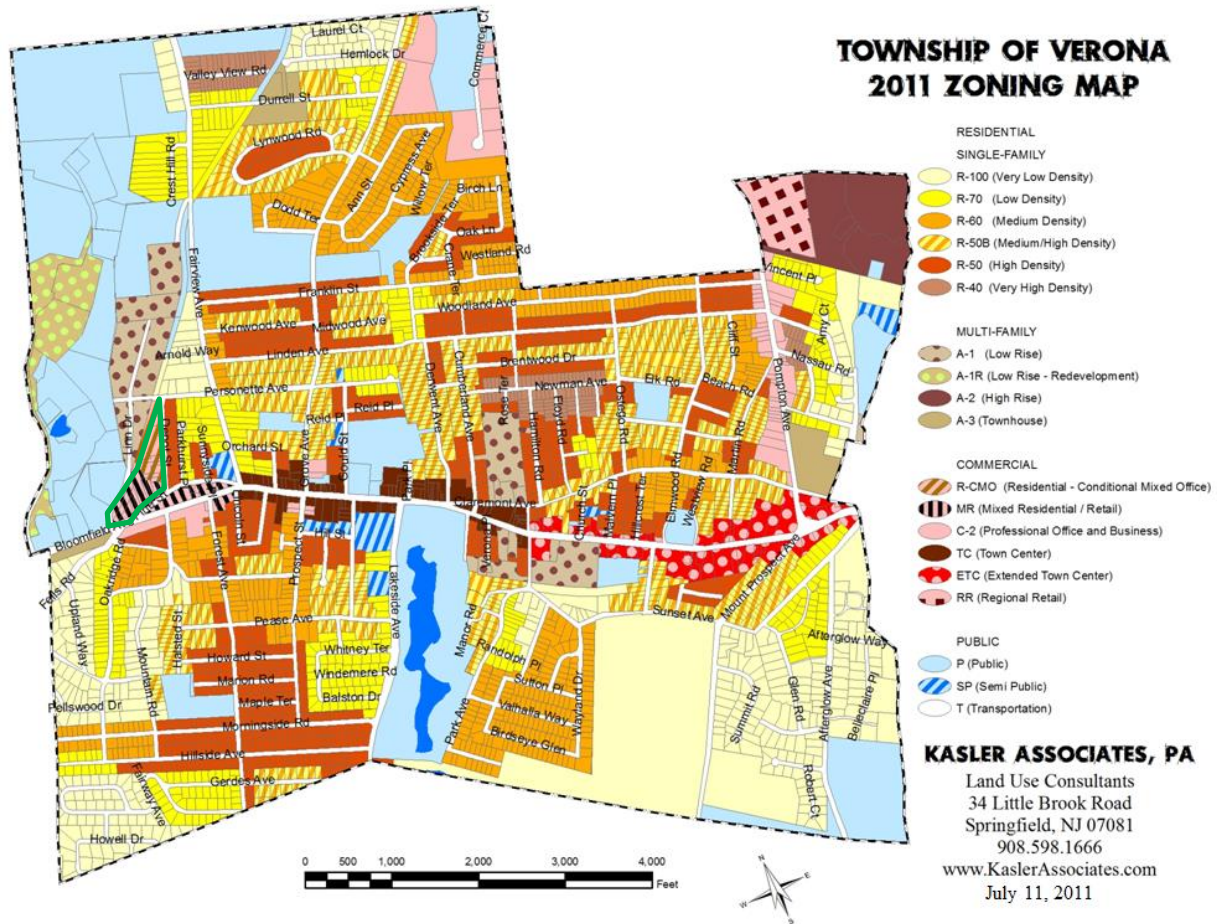


Map 8 – 10 : Land Use Plan –
Mixed Retail Use

Source: Municipal Tax Maps

Zoning Characteristics in the Study Area

The zoning for the Township of Verona was completely rewritten and adopted by the Mayor and Council in 2011. The zoning map (with the subject property highlighted in green) is displayed below.



The Master Plan land use plan recommends the subject properties to be included in the R-CMO, and MR zones.

ARTICLE XVII
SCHEDULE OF DISTRICT REGULATIONS

150 - 17.12 R-CMO (RESIDENTIAL-CONDITIONAL MIXED OFFICE) ZONE DISTRICT

A. Principal Permitted Uses

No building or premises shall be erected, altered or used except for uses designated for each district as follows:

1. Single family dwellings.

B. Permitted Accessory Uses

Any of the following accessory uses may be permitted in conjunction with a permitted principal use:

1. Accessory uses customarily incidental to the principal or conditional use.

C. Area, Yard and Bulk Regulations

1.	Minimum Lot Size (Square Feet)	12,000
2.	Minimum Lot Width (Feet)	75
3.	Minimum Front Yard Setback (Feet)	30
4.	Minimum Side Yard Setback-One (Feet)	8
5.	Minimum Side Yard Setbacks-Both (Feet)	18
6.	Minimum Side Yard Setbacks-Both (Percentage of lot width)	25
7.	Minimum Rear Yard Setback (Feet)	30
8.	Maximum Height for Principal Building (Stories / Feet)	2.5/35
9.	Maximum Height for Accessory Structures (Feet)	15
10.	Maximum Lot Coverage (Percent)	30
11.	Maximum Improved Lot Coverage (Percent)	65



R-CMO (RESIDENTIAL – CONDITIONAL MIXED OFFICE) ZONE DISTRICT

D. Conditional Uses

The following conditional uses are permitted within the district subject to area, yard and bulk regulations and other controls identified in the conditional use regulations of this ordinance.

1. Mixed residential and professional offices (non-medical) subject to the mixed use standards set forth in section 150-8.3.
2. Mixed residential and commercial offices (non-medical) subject to the mixed use standards set forth in section 150-8.3.
3. Planned Commercial Development (non-medical) subject to the mixed use standards set forth in section 150-8.3 and subject to the following requirements:
 - a. Minimum Acreage (Combined) 1.5 Acres
 - b. Maximum Density in Planned Commercial Development 5 du/acre
 - c. Minimum Front Yard Setback 50 Ft
 - d. Minimum Side Yard Setback 25 Ft
 - e. Minimum Rear Yard Setback 50 Ft
 - f. Maximum Height (Stories / Feet) 2.5 / 35
 - g. Maximum Lot Coverage 30 %
 - h. Maximum Improved Lot Coverage 65 %
 - i. Minimum Distance between buildings (ft) 25
 - j. Maximum Floor Area Ratio 0.25
 - k. Minimum Landscaped Buffer Along Residential Zone (Ft) 15

4. Residential Clusters subject to the following requirements:

- a. Minimum Acreage (Combined) 1.5 Acres
- b. Maximum Residential Cluster Density 7 du/acre
- c. Minimum Front Yard Setback 50 Ft
- d. Minimum Side Yard Setback 25 Ft
- e. Minimum Rear Yard Setback 50 Ft
- f. Maximum Height (Stories / Feet) 2.5 / 35
- g. Maximum Lot Coverage 30 %
- h. Maximum Improved Lot Coverage 65 %
- i. Minimum Distance between buildings (ft) 25
- j. Maximum Floor Area Ratio – 0.30
- k. Minimum Landscaped Buffer Along Residential Zone (Ft) 15



150 - 17.13 MR (MIXED RETAIL) ZONE DISTRICT

A. Principal Permitted Uses

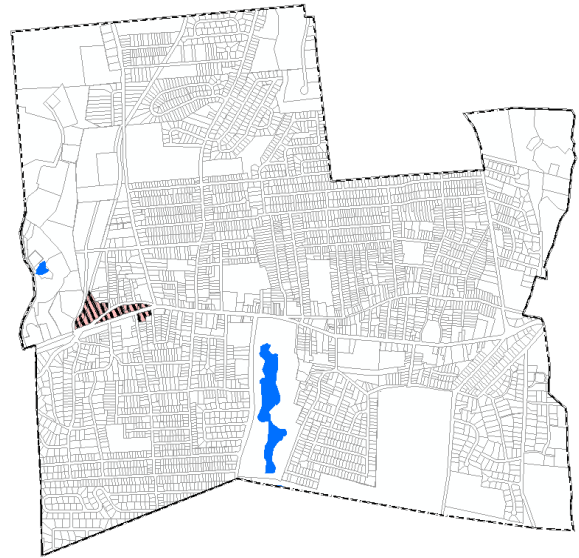
No building or premises shall be erected, altered or used except for uses designated for each district as follows:

1. Single family dwellings.
2. Professional offices (non-medical).
3. Commercial offices (non-medical).
4. Retail.

B. Permitted Accessory Uses

Any of the following accessory uses may be permitted in conjunction with a permitted principal use:

1. Accessory uses customarily incidental to the principal or conditional use.



C. Area, Yard and Bulk Regulations

- | | |
|--|--------|
| 1. Minimum Lot Size (Square Feet) | 6,000 |
| 2. Minimum Lot Width (Feet) | 60 |
| 3. Minimum Front Yard Setback (Feet) | 20 |
| 4. Minimum Side Yard Setback-One (Feet) | 15 |
| 5. Minimum Side Yard Setbacks-Both (Feet) | 35 |
| 6. Minimum Side Yard Setbacks-Both (Percentage of lot width) | 25 |
| 7. Minimum Rear Yard Setback (Feet) | 50 |
| 8. Maximum Height for Principal Building (Stories / Feet) | 2.5/35 |
| 9. Maximum Height for Accessory Structures (Feet) | 15 |
| 10. Maximum Lot Coverage (Percent) | 30 |
| 11. Maximum Improved Lot Coverage (Percent) | 65 |
| 12. Minimum Landscaped Buffer Along Residential Zone (Ft) | 15 |

MR (MIXED RETAIL) ZONE DISTRICT

D. Conditional Uses

The following conditional uses are permitted within the district subject to area, yard and bulk regulations and other controls identified in the conditional use regulations of this ordinance.

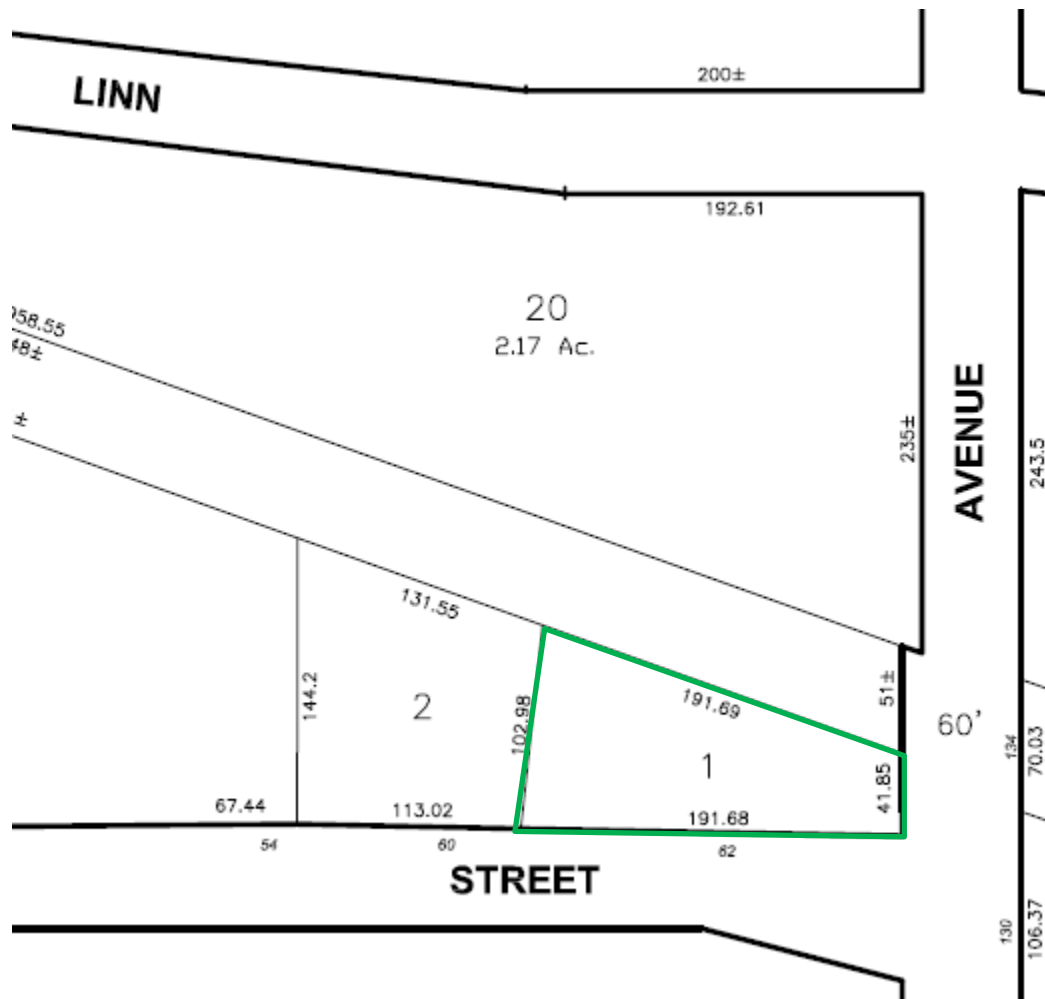
1. Mixed residential and retail subject to the mixed use standards set forth in section 150-8.3.
2. Mixed residential and commercial office (non-medical) subject to the mixed use standards set forth in section 150-8.3.
3. Mixed commercial and professional offices (non-medical) subject to the mixed use standards set forth in section 150-8.3.
4. Mixed residential and professional office (non-medical) subject to the mixed use standards set forth in section 150-8.3.
5. Residential Clusters subject to the following regulations:
 - a. Minimum Acreage (Combined) 1.5 Acres
 - b. Maximum Residential Cluster Density 7 du/acre
 - c. Minimum Front Yard Setback 50 Ft
 - d. Minimum Side Yard Setback 25 Ft
 - e. Minimum Rear Yard Setback 50 Ft
 - f. Maximum Height (Stories / Feet) 2.5 / 35
 - g. Maximum Lot Coverage 30 %
 - h. Maximum Improved Lot Coverage 65 %
 - i. Minimum Distance between buildings (ft) 25
 - j. Maximum Floor Area Ratio – 0.30
 - k. Minimum Landscaped Buffer Along Residential Zone (Ft) 15

Subject properties Evaluation for Compliance with Redevelopment Criteria

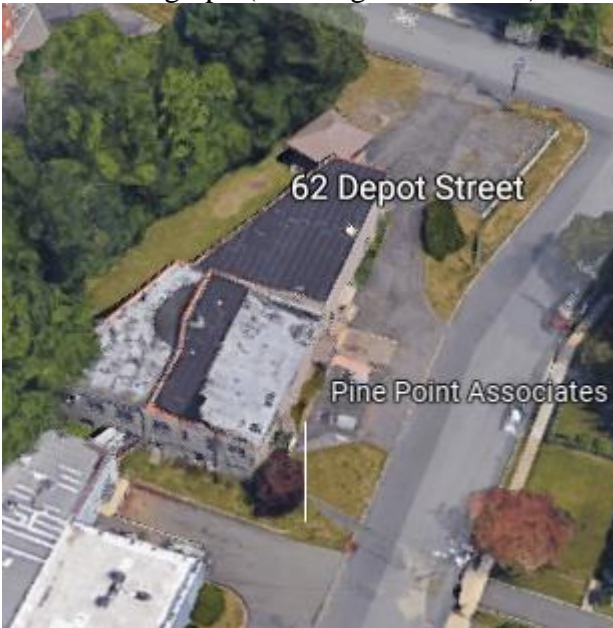
An analysis of the subject properties existing land uses, site layout and physical characteristics was conducted utilizing tax maps / records, physical inspection of the area, review of aerial photography, Master Plan studies and maps. Photos were taken and a property survey form completed for each property.

Site #1 Block 2301, Lot 1

Description: Lot 1 in Block 2301 is located on the south western corner of the intersection of Personette Avenue and Depot Street. It contains 0.30 acres of land and is triangular in shape. The site contains 191 feet of frontage along Depot Street and 41 feet of frontage along Personette Avenue. The site is currently contains a commercial establishment.



Aerial Photograph (Viewing to the North)



Evaluation:

The subject property is substandard for the following reasons:

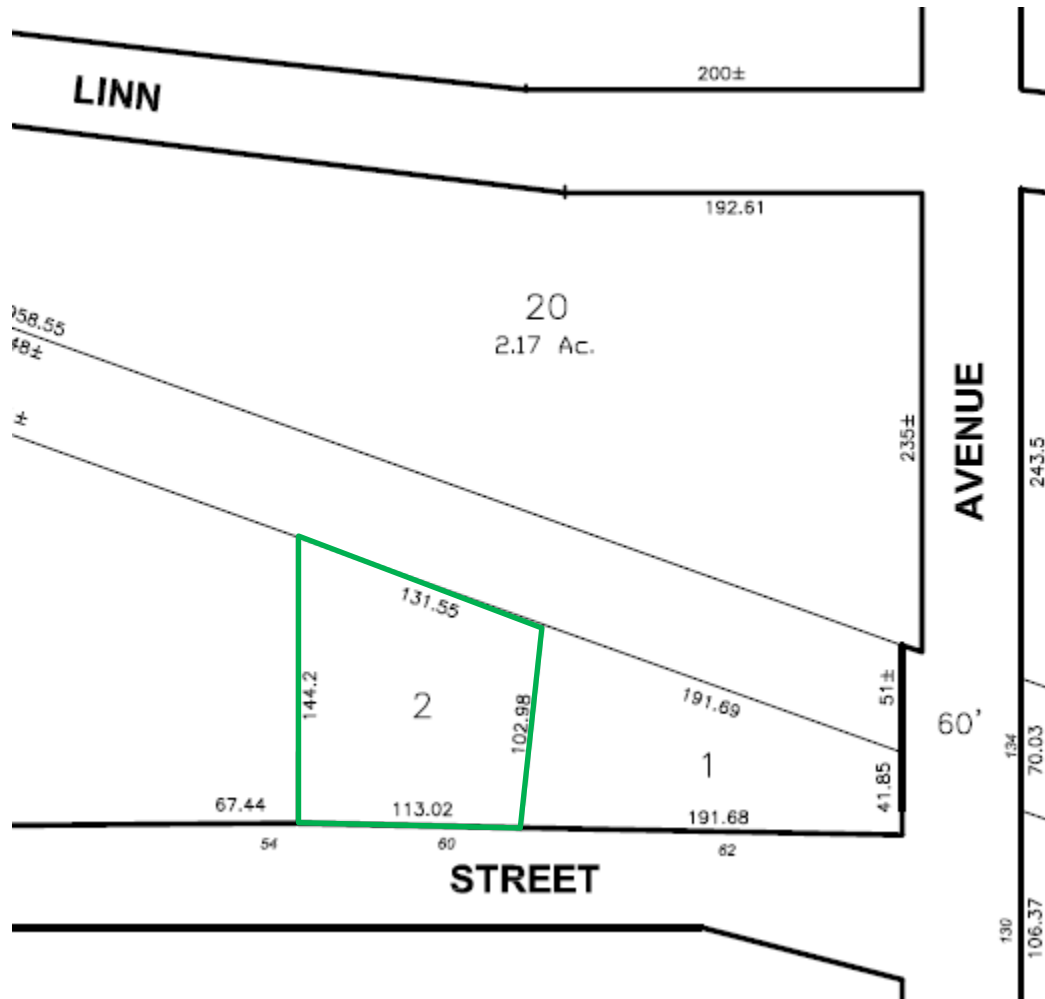
- 1) It contains a non-conforming use;
- 2) Size and shape of the property, make it impossible to be developed without variance;
- 3) It violates rear yard setback;
- 4) It violates lot coverage;
- 5) It violates improved lot coverage;

Evaluation of Criteria The property exhibits conditions consistent with Statutory Criteria “D”. This is due in part to the following:

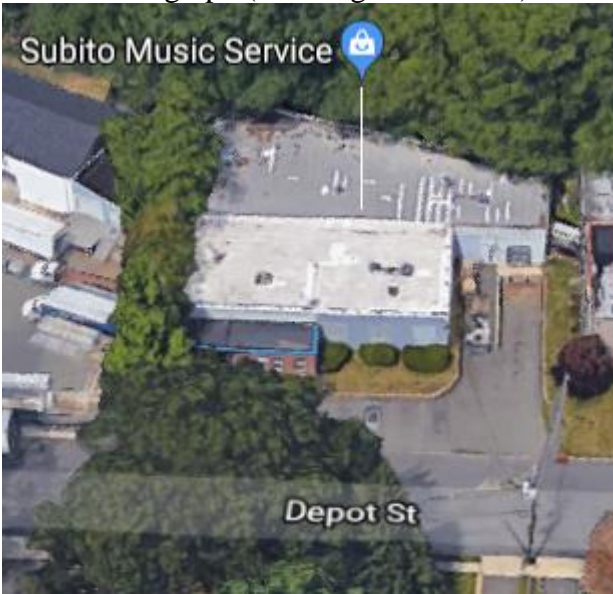
- The building is in fair condition.
- The site contains a non-conforming use.
- Property does not meet a number of bulk standards.
- In general, the building locations and configurations are not consistent with modern land use standards and as currently configured can not be developed without the need for a variance.

Site #2 Block 2301, Lot 2

Description: Lot 2 in Block 2301 is located on the western side of Depot Street. It contains 0.31 acres of land and is trapezoidal in shape. The site contains 113 feet of frontage along Depot Street. The site is currently contains a commercial establishment.



Aerial Photograph (Viewing to the West)



Evaluation:

The subject property is substandard for the following reasons:

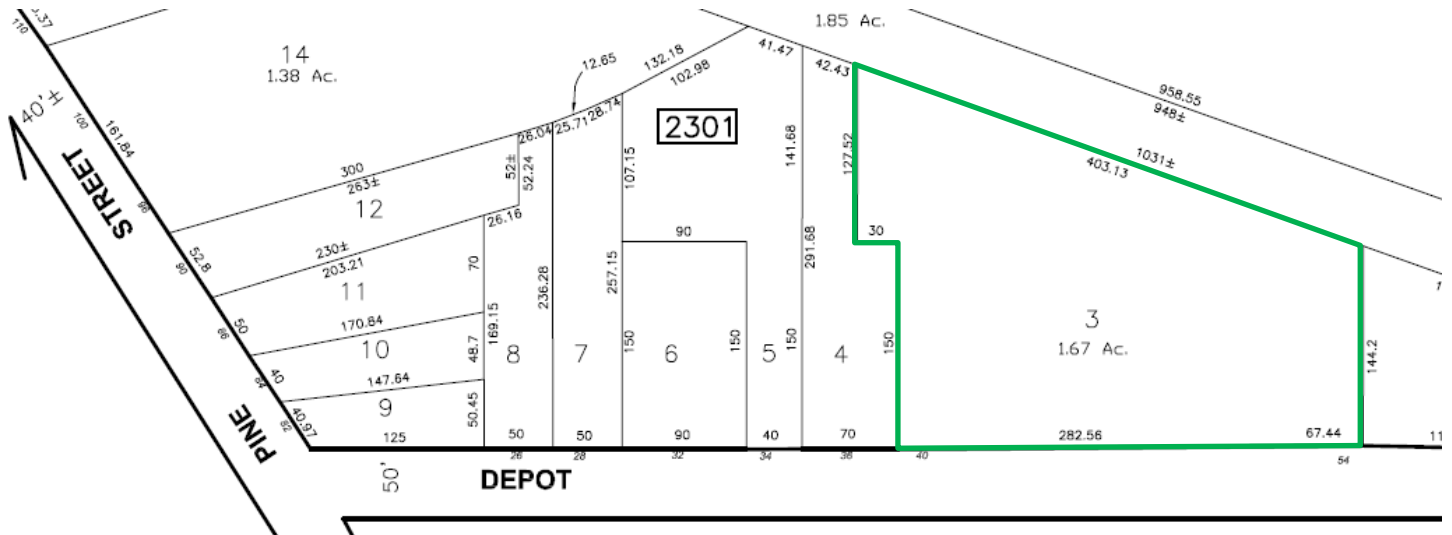
- 1) It contains a non-conforming use.
- 2) It violates the side yard setback
- 3) It violates the rear yard setback
- 4) It violates the lot coverage standard
- 5) It violates the improved lot coverage standard

Evaluation of Criteria The property exhibits conditions consistent with Statutory Criteria “D”. This is due in part to the following:

- The building is in fair condition.
- The site contains a non-conforming use.
- Property does not meet a number of bulk standards.
- On site parking requires cars to back into the street right-of-way
- In general, the building locations and configurations are not consistent with modern land use standards and as currently configured can not be redeveloped for any use without variances.

Site #3 Block 2301, Lot 3

Description: Lot 3 in Block 2301 is located on the western side of Depot Street. It contains 1.67 acres of land and is irregular in shape. The site contains 282 feet of frontage along Depot Street. The site is currently contains a building supply and lumberyard.



Aerial Photograph (Viewing to the West)



Evaluation:

The subject property is substandard for the following reasons:

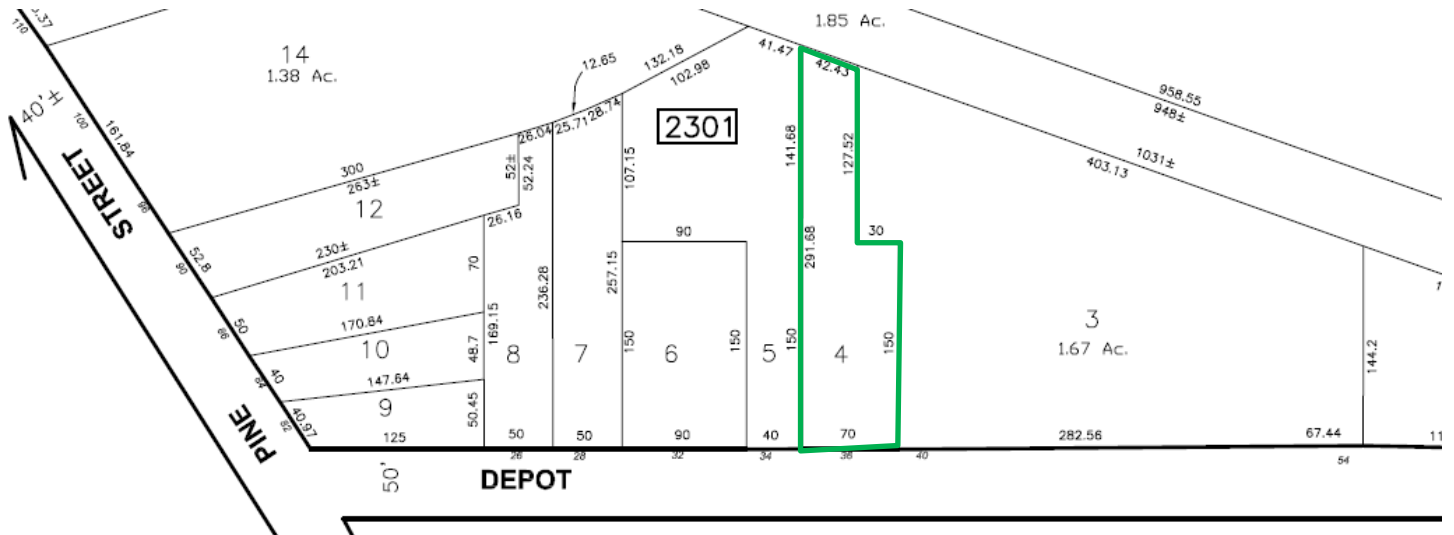
- 1) It contains a non-conforming use.
- 2) It violates the ordinance concerning the outdoor storage of materials.
- 3) It violates the front yard setback.
- 4) It violates the rear yard setback.
- 5) It violates the side yard setback.

Evaluation of Criteria The property exhibits conditions consistent with Statutory Criteria “D” as well as Criteria “E”. This is due in part to the following:

- The land to improvement ratio is less than the 1:2, and is therefore underutilized.
- The building is in fair condition.
- The site contains a non-conforming lumberyard.
- Property does not meet a number of bulk standards.
- On site parking requires cars to back into the street right-of-way
- In general, the building locations and configurations are not consistent with modern land use standards and as currently configured.

Site #4 Block 2301, Lot 4

Description: Lot 4 in Block 2301 is located on the western side of Depot Street. It contains 0.35 acres of land and is irregular in shape. The site contains 70 feet of frontage along Depot Street. The site is currently contains an office for a contractor.



Aerial Photograph (Viewing to the West)



Evaluation:

The subject property is substandard for the following reasons:

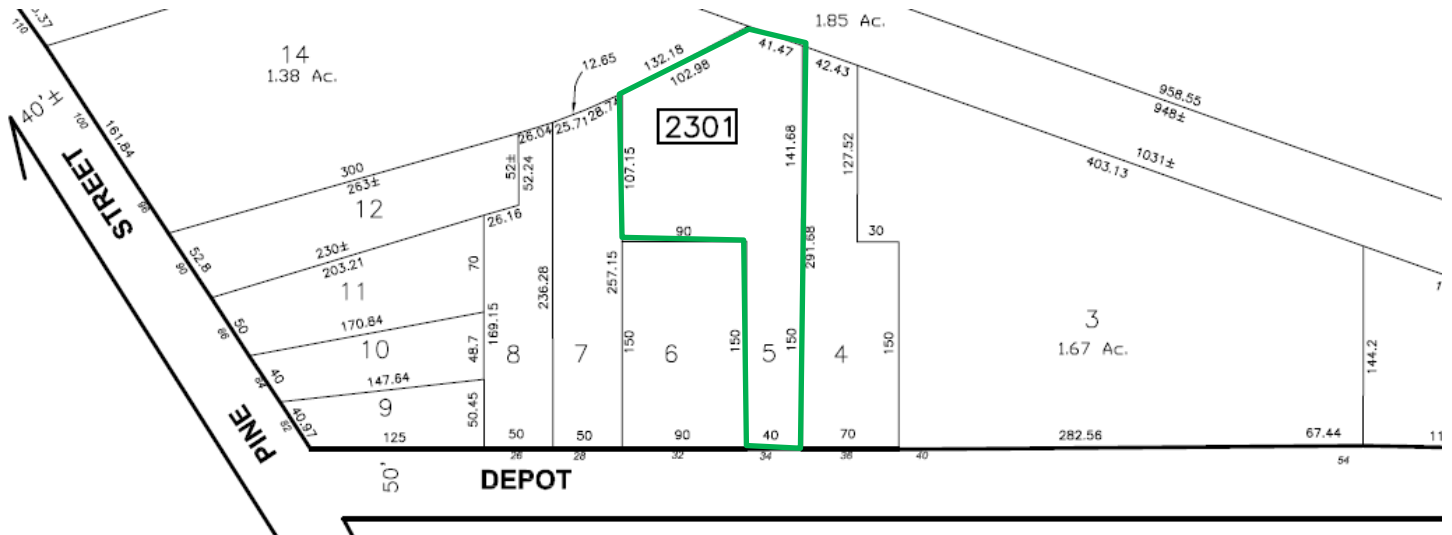
- 1) The lot contains a non-conforming use.
- 2) The lot does not meet the minimum lot size.

Evaluation of Criteria The property exhibits conditions consistent with Statutory Criteria “D” as well as Criteria “E”. This is due in part to the following:

- The land to improvement ratio is less than the 1:2, and is therefore underutilized.
- The building is in fair condition.
- The site contains a non-conforming office.
- Property does not meet the minimum lot size.
- In general, the building locations and configurations are not consistent with modern land use standards and as currently configured.

Site #5 Block 2301, Lot 5

Description: Lot 5 in Block 2301 is located on the western side of Depot Street. It contains 0.55 acres of land and is a flag lot. The site contains 40 feet of frontage along Depot Street. The site is currently contains a single family home.



Aerial Photograph (Viewing to the West)



Evaluation:

The subject property is substandard for the following reasons:

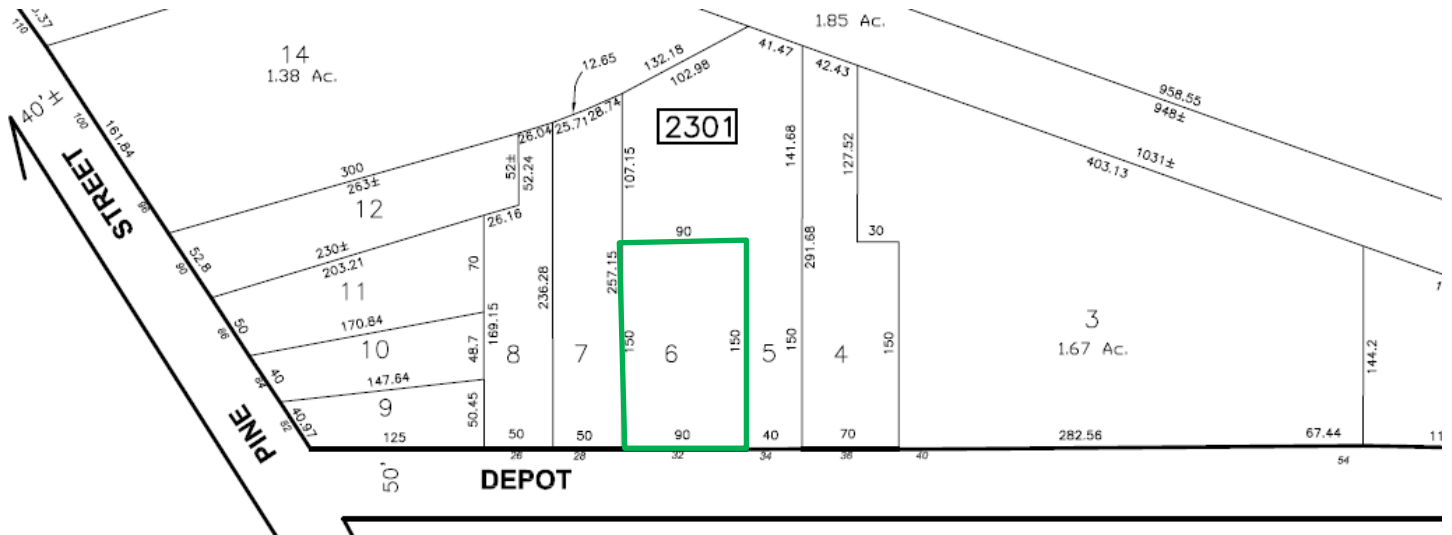
- 1) The lot does not contain sufficient land area.
- 2) The lot does not contain sufficient lot width.
- 3) The structure violate the side yard setback.
- 4) It violates the ordinance concerning the outdoor storage of materials.

Evaluation of Criteria The property exhibits conditions consistent with Statutory Criteria “D” as well as Criteria “E”. This is due in part to the following:

- The building is in fair condition.
- The land to improvement ratio is less than the 1:2, and is therefore underutilized.
- Property does not meet a number of bulk standards.
- In general, the building locations and configurations are not consistent with modern land use standards and as currently configured.

Site #6 Block 2301, Lot 6

Description: Lot 6 in Block 2301 is located on the western side of Depot Street. It contains 0.590 acres of land and regularly configured. The site contains 90 feet of frontage along Depot Street. The site is currently contains multiple commercial establishments.



Aerial Photograph (Viewing to the West)



Evaluation:

The subject property is substandard for the following reasons:

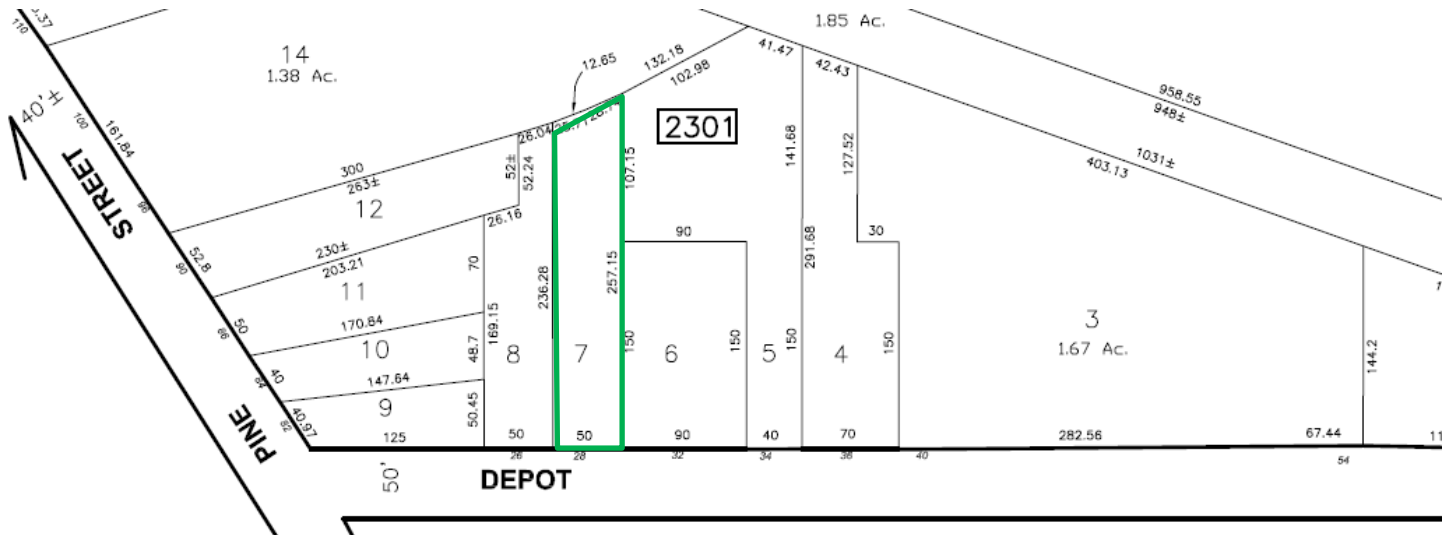
- 1) It contains a non-conforming uses.
- 2) It violates the improved lot coverage.
- 3) It violates the side yard setback.

Evaluation of Criteria The property exhibits conditions consistent with Statutory Criteria “D” as well as Criteria “E”. This is due in part to the following:

- The building is in fair condition.
- The land to improvement ratio is less than the 1:2, and is therefore underutilized.
- The site contains a non-conforming use.
- Property does not meet a number of bulk standards.
- In general, the building locations and configurations are not consistent with modern land use standards and as currently configured.

Site #7 Block 2301, Lot 7

Description: Lot 7 in Block 2301 is located on the western side of Depot Street. It contains 0.280 acres of land and regularly configured. The site contains 50 feet of frontage along Depot Street. The site is currently contains a single family home.



Aerial Photograph (Viewing to the West)



Evaluation:

The subject property is substandard for the following reasons:

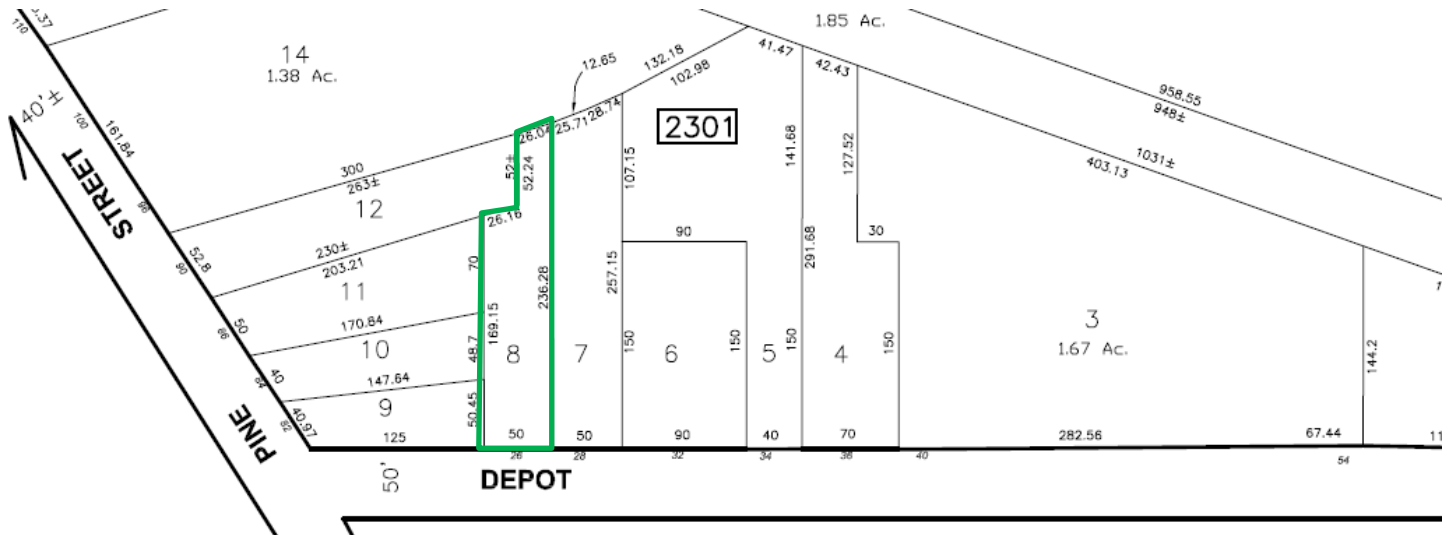
- 1) It does not contain enough land area.
- 2) It has a deficient lot width.
- 3) It violates the front yard setback.
- 4) It violates the side yard setback.

Evaluation of Criteria The property exhibits conditions consistent with Statutory Criteria “D” as well as Criteria “E”. This is due in part to the following:

- The building is in fair condition.
- The land to improvement ratio is less than the 1:2, and is therefore underutilized.
- Property does not meet a number of bulk standards.
- In general, the building locations and configurations are not consistent with modern land use standards and as currently configured.

Site #8 Block 2301, Lot 8

Description: Lot 8 in Block 2301 is located on the western side of Depot Street. It contains 0.270 acres of land and is irregularly configured. The site contains 50 feet of frontage along Depot Street. The site currently contains a single family home.



Aerial Photograph (Viewing to the West)



Evaluation:

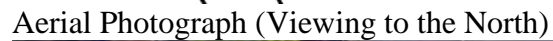
The subject property is substandard for the following reasons:

- 1) The site is deficient in lot area.
- 2) The lot is deficient in lot width.
- 3) It violates the side yard setback.

Evaluation of Criteria The property exhibits conditions consistent with Statutory Criteria “D” as well as Criteria “E”. This is due in part to the following:

- The building is in fair condition.
- The land to improvement ratio is less than the 1:2, and is therefore underutilized.
- Property does not meet a number of bulk standards.
- In general, the building locations and configurations are not consistent with modern land use standards and as currently configured.

Description: Lot 9 in Block 2301 is located on the south western side of the intersection of Pine Street and Depot Street. It contains 0.120 acres of land and regularly configured. The site contains 40 feet of frontage along Pine Street and 125 feet of frontage along Depot Street. The site is currently contains a single family home.



Evaluation:

The subject property is substandard for the following reasons:

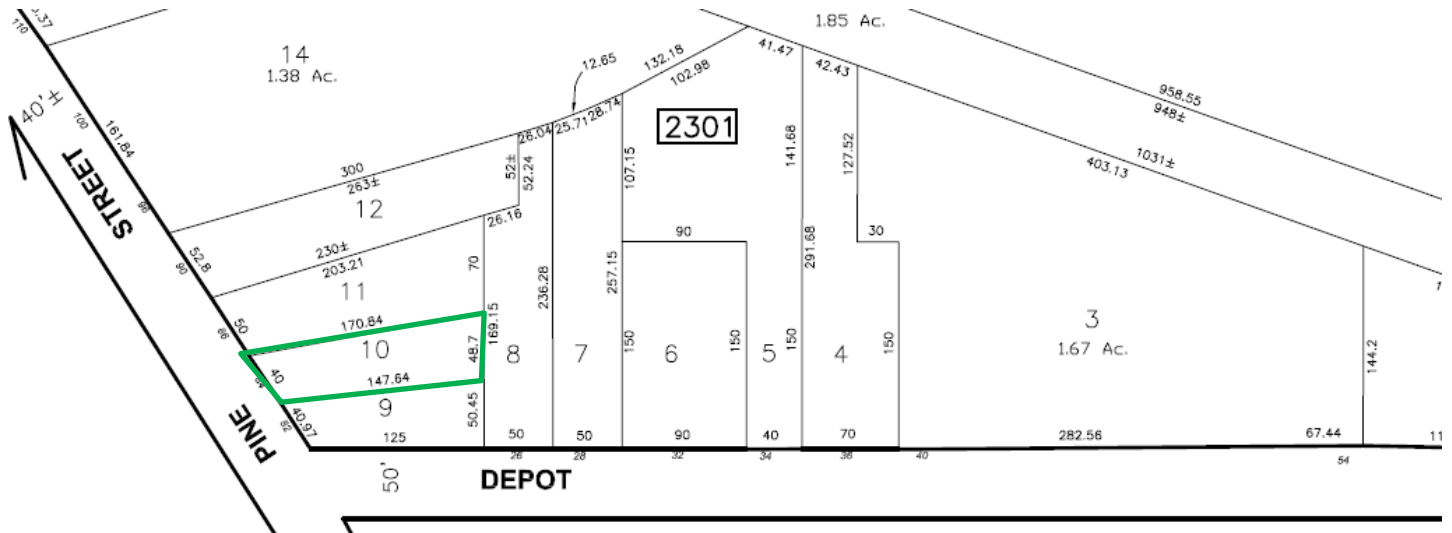
- 1) The lot is deficient in land area;
- 2) It violates the front yard setback.

Evaluation of Criteria The property exhibits conditions consistent with Statutory Criteria “D” as well as Criteria “E”. This is due in part to the following:

- The building is in fair condition.
- The land to improvement ratio is less than the 1:2, and is therefore underutilized.
- Property does not meet a number of bulk standards.
- In general, the building locations and configurations are not consistent with modern land use standards and as currently configured.

Site #10 Block 2301, Lot 10

Description: Lot 10 in Block 2301 is located on the northern side of Pine Street. It contains 0.120 acres of land and regularly configured. The site contains 40 feet of frontage along Pine Street. The site is currently contains a single family home.



Aerial Photograph (Viewing to the North)



Evaluation:

The subject property is substandard for the following reasons:

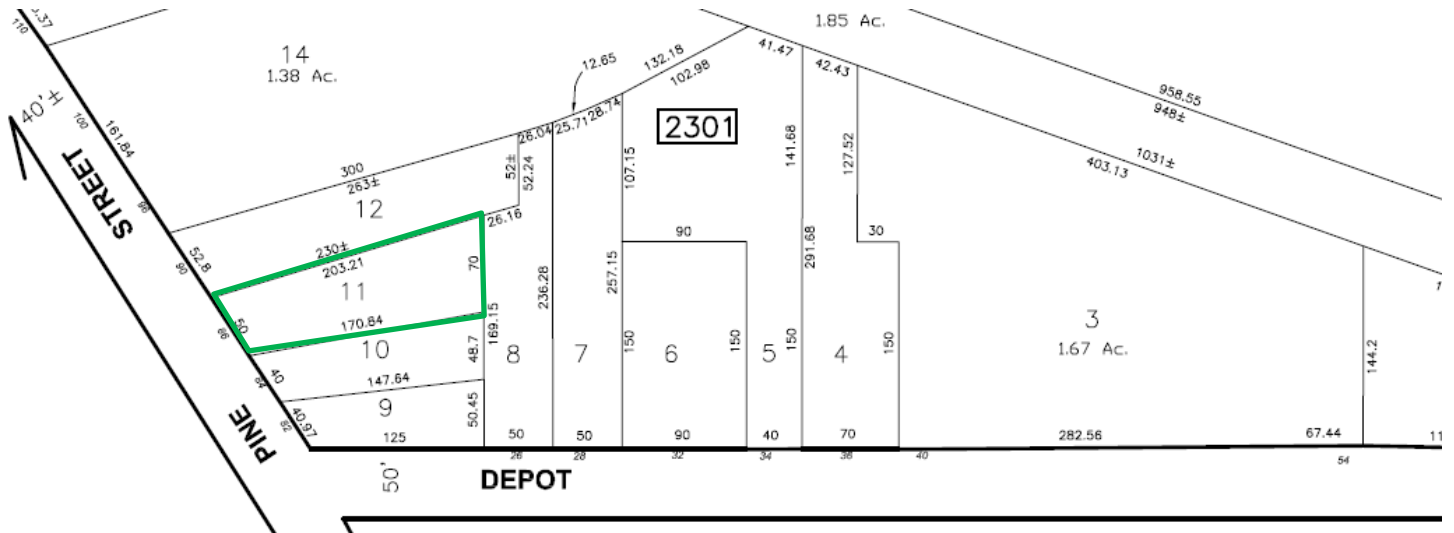
- 1) The lot is deficient in land area.
- 2) The lot is deficient in lot width.

Evaluation of Criteria The property exhibits conditions consistent with Statutory Criteria “D” as well as Criteria “E”. This is due in part to the following:

- The building is in fair condition.
- The land to improvement ratio is less than the 1:2, and is therefore underutilized.
- Property does not meet a number of bulk standards.
- In general, the building locations and configurations are not consistent with modern land use standards and as currently configured.

Site #11 Block 2301, Lot 11

Description: Lot 11 in Block 2301 is located on the northern side of Pine Street. It contains 0.210 acres of land and regularly configured. The site contains 50 feet of frontage along Pine Street. The site is currently contains a single family home.



Aerial Photograph (Viewing to the North)



Evaluation:

The subject property is substandard for the following reasons:

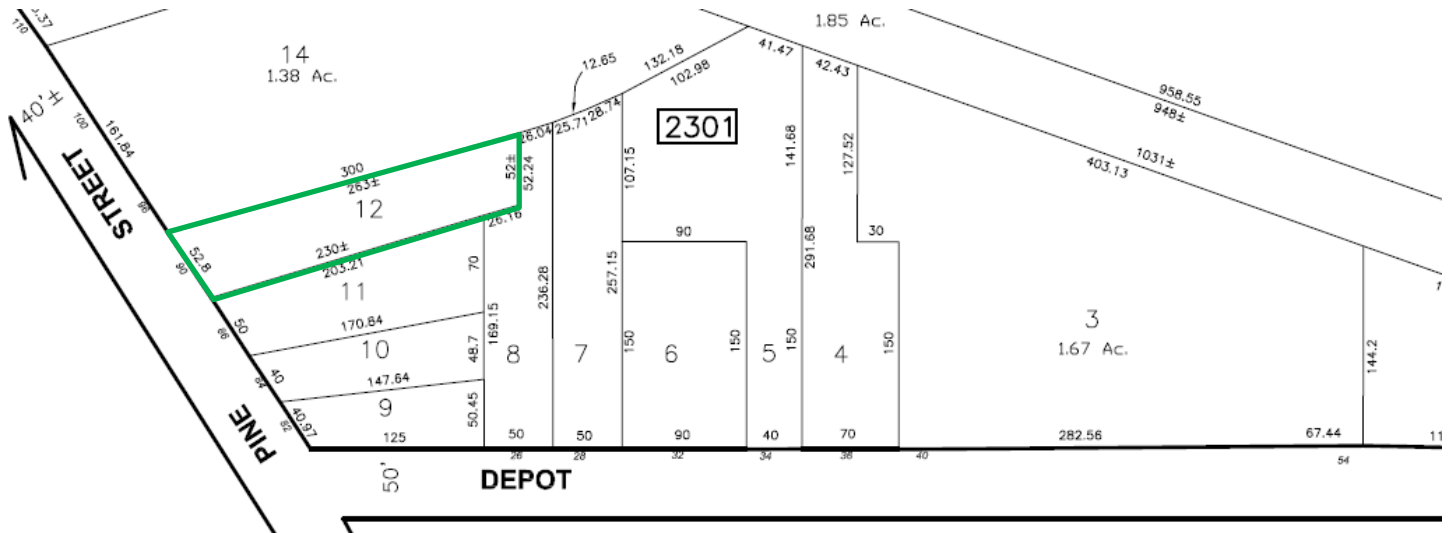
- 1) The lot is deficient in lot width.

Evaluation of Criteria The property exhibits conditions consistent with Statutory Criteria “D” as well as Criteria “E”. This is due in part to the following:

- The building is in fair condition.
- The land to improvement ratio is less than the 1:2, and is therefore underutilized.
- Property does not meet a number of bulk standards.
- In general, the building locations and configurations are not consistent with modern land use standards and as currently configured.

Site #12 Block 2301, Lot 12

Description: Lot 12 in Block 2301 is located on the northern side of Pine Street. It contains 0.290 acres of land and regularly configured. The site contains 52 feet of frontage along Pine Street. The site is currently contains a single family home.



Aerial Photograph (Viewing to the North)



Evaluation:

The subject property is substandard for the following reasons:

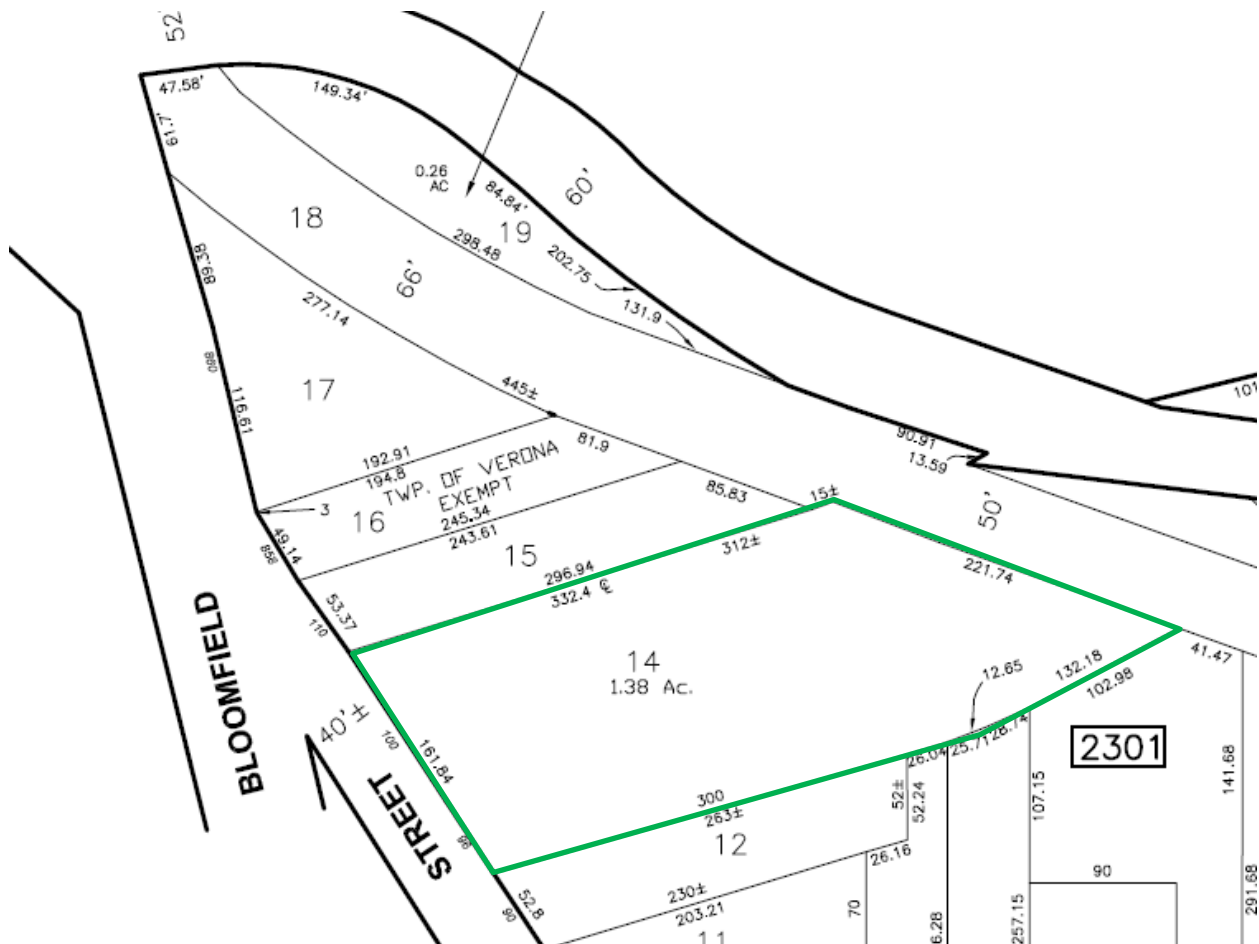
- 1) The lot is deficient in lot width.

Evaluation of Criteria The property exhibits conditions consistent with Statutory Criteria “D” as well as Criteria “E”. This is due in part to the following:

- The building is in fair condition.
- The land to improvement ratio is less than the 1:2, and is therefore underutilized.
- Property does not meet a number of bulk standards.
- In general, the building locations and configurations are not consistent with modern land use standards and as currently configured.

Site #13 Block 2301, Lot 14

Description: Lot 14 in Block 2301 is located on the northern side of Pine Street. It contains 1.38 acres of land and irregularly configured. The site contains 161 feet of frontage along Pine Street. The buildings on site will be vacant as of August 10, 2018 as the current owner, Cameco is closing its operation. Cameco was a company that would slice and package luncheon meats for distribution throughout the United States, Puerto Rico and Mexico.



Aerial Photograph (Viewing to the North)



Evaluation:

The subject property is substandard for the following reasons:

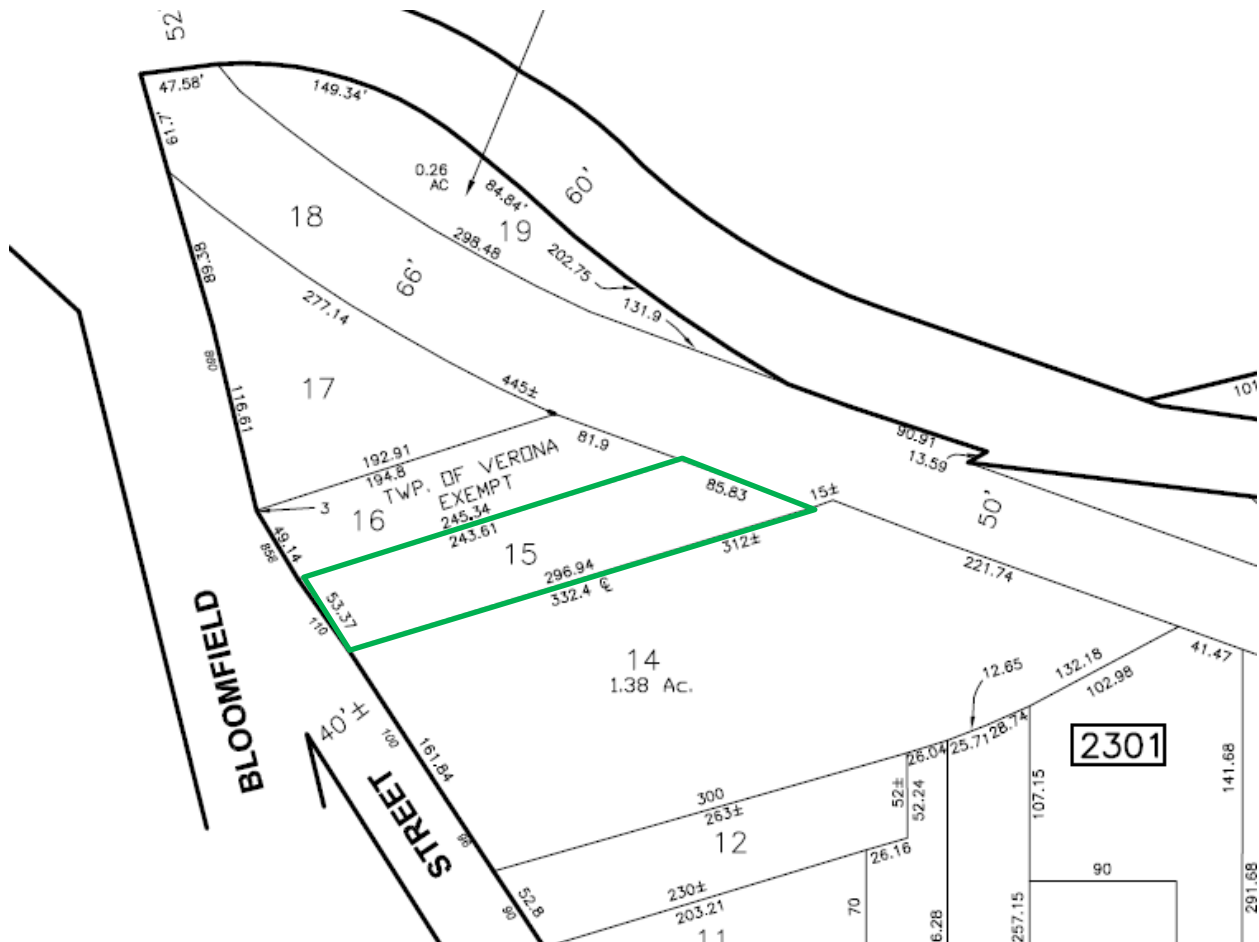
- 1) It contains a non-conforming use.
- 2) It violates the rear yard setback.
- 3) It violates the side yard setback.
- 4) It violates the lot coverage standard.
- 5) It violates the improved lot coverage standard.

Evaluation of Criteria The property exhibits conditions consistent with Statutory Criteria “D”. This is due in part to the following:

- The building is in fair condition.
- The site contains a non-conforming industrial use.
- Design of the site requires tractor trailers to back into the site.
- Property does not meet a number of bulk standards.
- In general, the building locations and configurations are not consistent with modern land use standards and as currently configured.

Site #14 Block 2301, Lot 15

Description: Lot 15 in Block 2301 is located on the northern side of Pine Street at its intersection with Bloomfield Avenue. It contains 0.33 acres of land and slightly irregularly configured. The site contains 53 feet of frontage along Pine Street at its intersection with Bloomfield Avenue. The site is currently utilized for a single family home.



Aerial Photograph (Viewing to the North)



Evaluation:

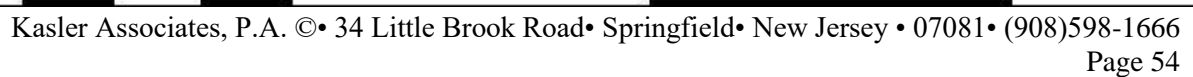
The subject property is substandard for the following reasons:

- 1) The lot is deficient in lot width;
- 2) It violates the front yard setback.

Evaluation of Criteria The property exhibits conditions consistent with Statutory Criteria “D” as well as Criteria “E”. This is due in part to the following:

- The building is in fair condition.
- The land to improvement ratio is less than the 1:2, and is therefore underutilized.
- Property does not meet a number of bulk standards.
- In general, the building locations and configurations are not consistent with modern land use standards and as currently configured.

Description: Lot 16 in Block 2301 is located on the northern side of Bloomfield Avenue. It contains 0.26 acres of land and slightly irregularly configured. The site contains 49 feet of frontage along Bloomfield Avenue. The site is currently vacant.



Aerial Photograph (Viewing to the North)



Evaluation:

The subject property is substandard for the following reasons:

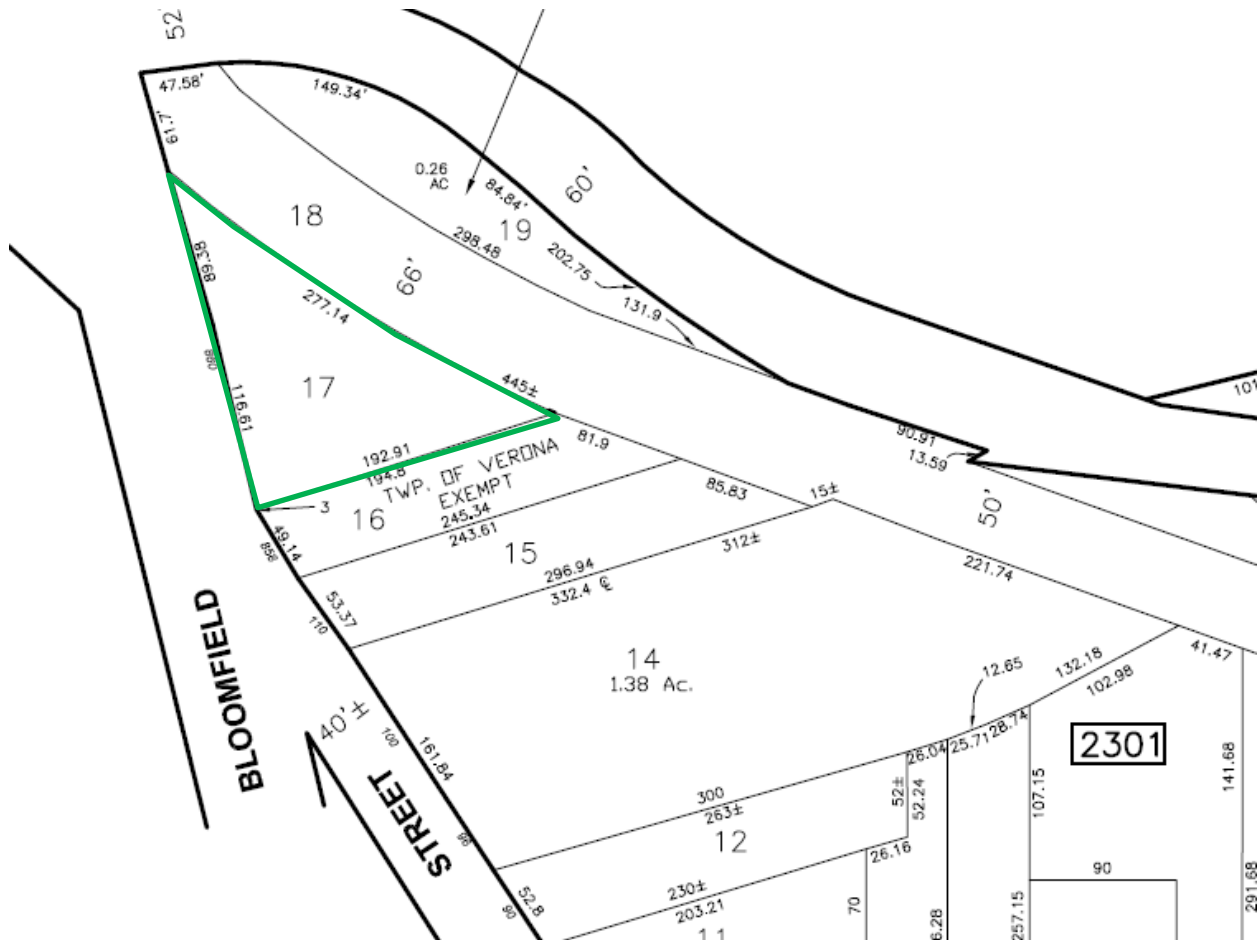
- 1) The lot is deficient in lot width;

Evaluation of Criteria The property exhibits conditions consistent with Statutory Criteria “C” as well as Criteria “E”. This is due in part to the following:

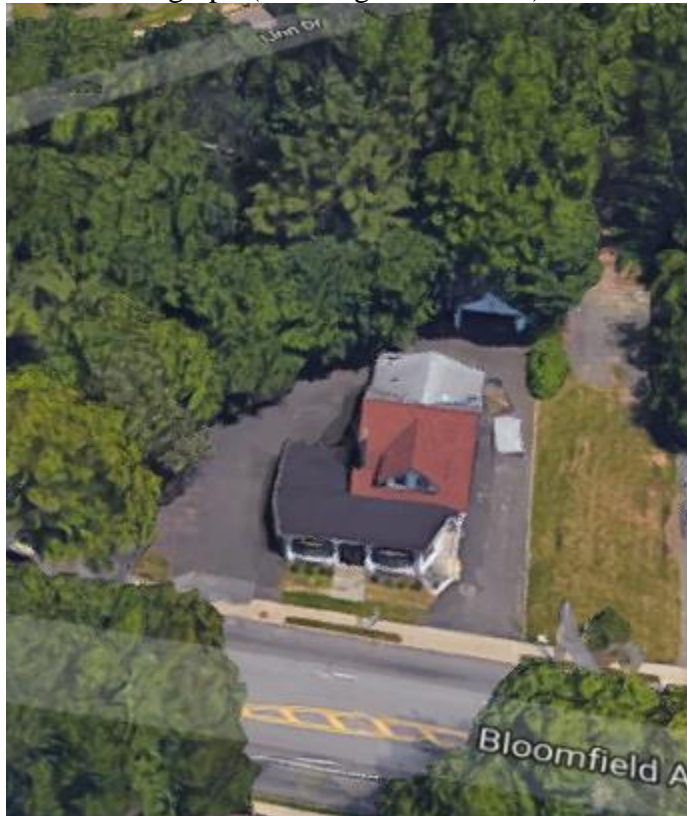
- The lot is vacant;
- The land to improvement ratio is less than the 1:2, and is therefore underutilized.
- Property does not meet the minimum lot width.

Site #16 Block 2301, Lot 17

Description: Lot 17 in Block 2301 is located on the northern side of Bloomfield Avenue. It contains 0.83 acres of land and is triangular in shape. The site contains 204 feet of frontage along Bloomfield Avenue. The site contains a commercial establishment on site.



Aerial Photograph (Viewing to the North)



Evaluation:

The subject property is substandard for the following reasons:

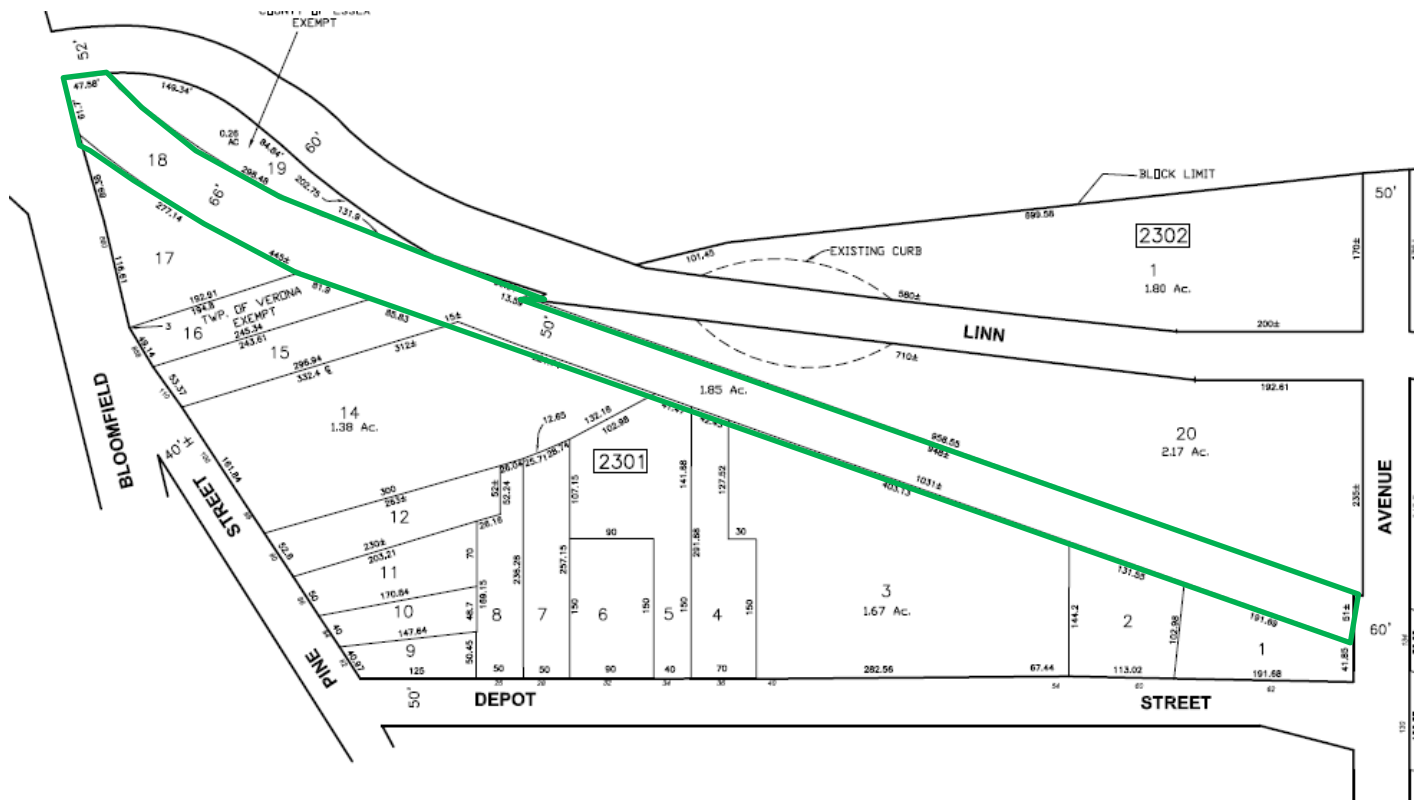
- 1) The structure violates the front yard setback.
- 2) The lot violates the maximum improved lot coverage.

Evaluation of Criteria The property exhibits conditions consistent with Statutory Criteria “D” as well as Criteria “E”. This is due in part to the following:

- The building is in fair condition.
- The land to improvement ratio is less than the 1:2, and is therefore underutilized.
- Property does not meet a number of bulk standards.

Site #17 Block 2301, Lot 18

Description: Lot 18 in Block 2301 was once a railroad right-of-way and is fifty feet in width and begins at the intersection of Bloomfield Avenue and Linn Drive and continues through the entire block to Personette Avenue. It contains 1.90 acres of land. The site contains 61 feet of frontage along Bloomfield Avenue, 47 feet of frontage on Linn Drive, an additional 90 feet of frontage along Linn Drive, and 51 feet of frontage along Personette. The site is vacant.



Aerial Photograph (Viewing to the North)



Evaluation:

The subject property is substandard for the following reasons:

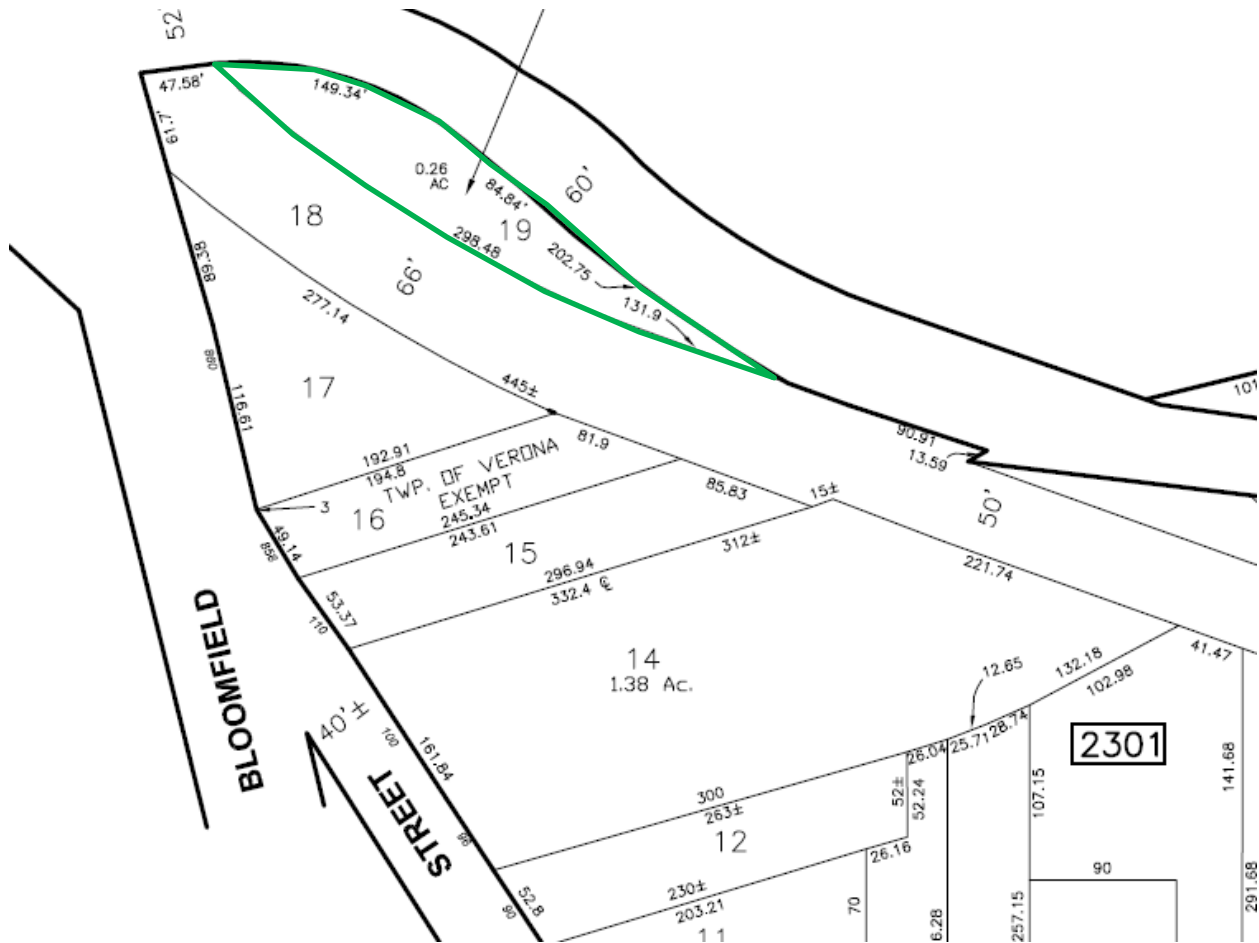
- 1) The lot is deficient in lot width;
- 2) The lot is split lot zones.
- 3) The lot is extremely long, over 1,400 feet.

Evaluation of Criteria The property exhibits conditions consistent with Statutory Criteria “C” as well as Criteria “E”. This is due in part to the following:

- The lot is vacant and has been vacant for more than 10 years;
- The land to improvement ratio is less than the 1:2, and is therefore underutilized.
- Property does not meet the minimum lot width.

Site #18 Block 2301, Lot 19

Description: Lot 19 in Block 2301 is located on the eastern side of Linn Drive. It contains 0.300 acres of land and is teardrop in shape. The site contains 435 feet of frontage along Linn Drive. The site is vacant.



Aerial Photograph (Viewing to the East)



Evaluation:

The subject property is substandard for the following reasons:

- 1) The size and shape of this property make it impossible to develop without variances, and by can not be developed by itself.

Evaluation of Criteria The property exhibits conditions consistent with Statutory Criteria “C” as well as Criteria “E”. This is due in part to the following:

- The lot is vacant and has been vacant for more than 10 years.
- The land to improvement ratio is less than the 1:2, and is therefore underutilized.
- Property does not meet a number of bulk standards.

Land to Improvement Ratio Analysis

Block	Lot	Land Value	Improvements	Total	Ratio
2301	1	\$218,000.00	\$500,000.00	\$718,000.00	1:2.9
2301	2	\$227,000.00	\$568,300.00	\$795,300.00	1:2.5
2301	3	\$641,000.00	\$987,400.00	\$1,628,400.00	1:1.5
2301	4	\$233,000.00	\$170,100.00	\$403,100.00	1:0.7
2301	5	\$176,400.00	\$130,500.00	\$306,900.00	1:0.7
2301	6	\$302,000.00	\$470,700.00	\$772,700.00	1:1.6
2301	7	\$193,000.00	\$119,700.00	\$312,700.00	1:0.6
2301	8	\$188,000.00	\$302,100.00	\$490,100.00	1:1.6
2301	9	\$167,000.00		\$167,000.00	0
2301	10	\$162,900.00	\$187,600.00	\$350,500.00	1:1.5
2301	11	\$191,000.00	\$132,200.00	\$323,200.00	1:0.7
2301	12	\$174,600.00	\$123,200.00	\$297,800.00	1:0.7
2301	14	\$443,000.00	\$1,397,000.00	\$1,840,000.00	1:3.2
2301	15	\$186,000.00	\$115,000.00	\$301,300.00	1:0.6
2301	16	\$221,000.00	\$10,200.00	\$231,200.00	1:0.1
2301	17	\$263,000.00	\$223,700.00	\$487,700.00	1:0.8
2301	18	\$66,500.00		\$65,500.00	0
2301	19	\$50,000.00		\$50,000.00	0

Conclusion

This preliminary investigation reveals several key findings that indicate and verify that all sites in this redevelopment area meets the statutory criteria found in N.J.R.A. 40A:12A-5 of the Local Redevelopment Housing Law.

Of the 21 parcels identified in the proposed Redevelopment Area, two lots meet the statutory “C” criteria. The “C” criteria includes a private and publicly owned lands that are vacant and are unlikely to develop without redevelopment options afforded to them.

Of the 21 parcels identified in the proposed Redevelopment Area, fifteen meet the statutory “D” criteria. The “D” criteria includes the following criteria: faulty arrangement or design, lack of ventilation and light, excessive land coverage, obsolete layout or any combination of these and other factors.

Of the 21 parcels identified in the proposed Redevelopment Area, fifteen lots meet the statutory “E” criteria. The “E” criteria includes a total lack of or, a growing lack, of property utilization of the parcels due to diverse ownerships or other conditions that retard the proper utilization of the land.

The proposed designation of this area would benefit from redevelopment area designation and initiate a public planning process that would allow for the creation of a redevelopment plan for the area that can allow for creative design of the subject properties land uses that would be compatible with the surrounding development.

<u>Block</u>	<u>Lot</u>	<u>Criteria</u>
2301	1	D
2301	2	D
2301	3	D & E
2301	4	D & E
2301	5	D & E
2301	6	D & E
2301	7	D & E
2301	8	D & E
2301	9	C & E
2301	10	D & E
2301	11	D & E
2301	12	D & E
2301	14	D
2301	15	D & E
2301	16	D & E
2301	17	D & E
2301	18	C & E
2301	19	C & E

Recommendation

Based on the findings of this preliminary investigation, the recommendation to the Verona Planning Board is to forward these findings and recommendations to the Municipal Council. All the properties within the proposed area clearly meet the statutory criteria needed to establish a redevelopment area. This area is of significant size that multiple redevelopment plans should be explored. If the area is formally designated, the Council should authorize a process by which the Planning Board, the public and professionals establish a redevelopment plan for the area. A resolution will be needed authorizing the Verona Planning Board to develop such a plan.