CAPIZZI LAW OFFICES

11 Hillside Ave., Second Floor Tenafly, NJ 07670 201 266 8300 (o) MATTHEW G. CAPIZZI, ESQ. 201 266 8301 (f)

Capizzilaw.com

New York Office: 1 Blue Hill Plaza Lobby Level, Suite 1509 Pearl River, NY 10965 Reply to New Jersey Office

April 27, 2022

Initial Submittal for Completeness Review

Via Overnight Mail

N.J., N.Y., & D.C. Bars

Ashley Neale – Secretary Verona Zoning Board of Adjustment 600 Bloomfield Avenue Verona, NJ 07044

Re: Idrovo – Verona ZBA (the "Applicant")

54 Durrell Street; Block: 1306, Lot 13.01 (the "Property")

Dear Ms. Neale:

Please be advised this office represents the above Applicant in connection with their variance application before the Verona Zoning Board of Adjustment seeking variance relief relative to the construction of an in-ground pool, patio, and other associated improvements. To that end, enclosed please find the following:

- 1. Township of Verona Board of Adjustment Application with Denial Letter dated November 23, 2021 and revised April 27, 2022 attached thereto (17 copies);
- 2. Photo Exhibit (17 copies);
- 3. Tax Map (17 copies);
- 4. As-Built Survey prepared by GC Stewart Associates Inc., dated May 7, 2018 (17 copies);
- 5. Pool Location & Grading Plan prepared by DJ Egarian & Associates Inc., dated September 21, 2021 consisting of one (1) sheet (17 copies);
- 6. Proposed Floor Plan & Exterior Elevations prepared by Theodora Boyadjis Designs, LLC dated March 14, 2022 consisting of one (1) sheet (17 copies); and

Ashley Neale – Secretary April 25, 2022 Page 2 of 2

- 7. Applicant's W9 and Checks
 - Check #1356 in the amount of \$150.00 (Application Fee)
 - Check #1357 in the amount of \$500.00 (Escrow Fee).

Kindly advise when this matter has been deemed complete and assigned a hearing date before the Verona Zoning Board of Adjustment.

Thank you.

Very truly yours,

Gloria Duby

Gloria Duby, Paralegal

MGC/gd Enclosures

INSTRUCTIONS FOR A VARIANCE APPLICATION

Application must be submitted with payment no later than one month prior to meeting to be put on the agenda (see list of application & meeting dates and list of fees)

THE BOARD REQUIRES (1) ORIGINAL APPLICATION PACKET WITH RAISED SEALS AND 16 COPIES OF THE PACKET TO INCLUDE THE FOLLOWING:

- 1. BASIC APPLICATION
- 2. SURVEY
- 3. TAX MAP WITH PROPERTY HIGHLIGHTED
- 4. PLANS-FOLDED
- 5. LETTER OF DENIAL

THE AFFIDAVIT OF OWNERSHIP MUST BE NOTARIZED

TWO SETS OF COLOR PHOTOS TO REFLECT THE FRONT, SIDE AND REAR OF PROPERTY ARE REQUIRED OR ONE SET AND COPIES IN EACH PACKET

ALL CORPORATIONS MUST BE REPRESENTED BY AN ATTORNEY

ALL "D" or USE VARIANCE APPLICANTS MUST HAVE A COURT REPORTER & PROFESSIONAL PLANNER

AFTER APPLICATION IS IN AND PAID - THE COLLECTOR WILL PREPARE A LIST OF PROPERTY OWNERS WITHIN 200 FEET TO BE NOTIFIED AND INSTRUCTIONS FOR SERVING NOTICE TO NEIGHBORS AND LEGAL NOTICE TO THE PAPER WILL BE GIVEN BY THE BOARD SECRETARY TO APPLICANT

TOWNSHIP OF VERONA BOARD OF ADJUSTMENT APPLICATION

DATE APPLICATION 04/28/2022	CASE #			
PROPERTY ADDRESS 54 Durrell Street, Verona NJ				
BLOCK 1306 LOT 13.01				
APPLICANT'S NAME Mark Idrovo c/o Matthe	ew G. Capizzi, Esq.			
PHONE # 201-266-8300	CELL PHONE #			
EMAIL matthew@capizzilaw.com				
PROPERTY OWNER'S NAME_Same as Appli	icant			
PROPERTY OWNER'S ADDRESS Same as Ap	oplicant			
PROPERTY OWNER'S PHONE #	CELL #			
PROPERTY OWNER'S EMAIL				
RELATIONSHIP OF APPLICANT TO OWNER	The Applicant is the Owner			
The Applicant is seeking to construct an in-ground pool, patio, covered patio, and other associated at the Property. CONTRARY TO THE FOLLOWING:				
Maximum Improved Lot Coverage: (35% Maximum Allo	owed v. 44.2% Proposed)			
LOT SIZE: EXISTING 18,015 Sq. Ft. PROPHIEGHT: EXISTING No change PROPPERCENTAGE OF BUILDING COVERAGE:	45.00/			
PERCENTAGE OF IMPROVED LOT COVERAC				
PRESENT USE Single-family residence PROPOSED USE Same as Present Use				
SET BACKS OF BUILDING: REQUIRED FRONT YARD REAR YARD SIDE YARD (1) SIDE YARD (2)	EXISTING PROPOSED			
See attached Site Plan				
DATE PROPERTY WAS ACQUIRED 6/27/2018				

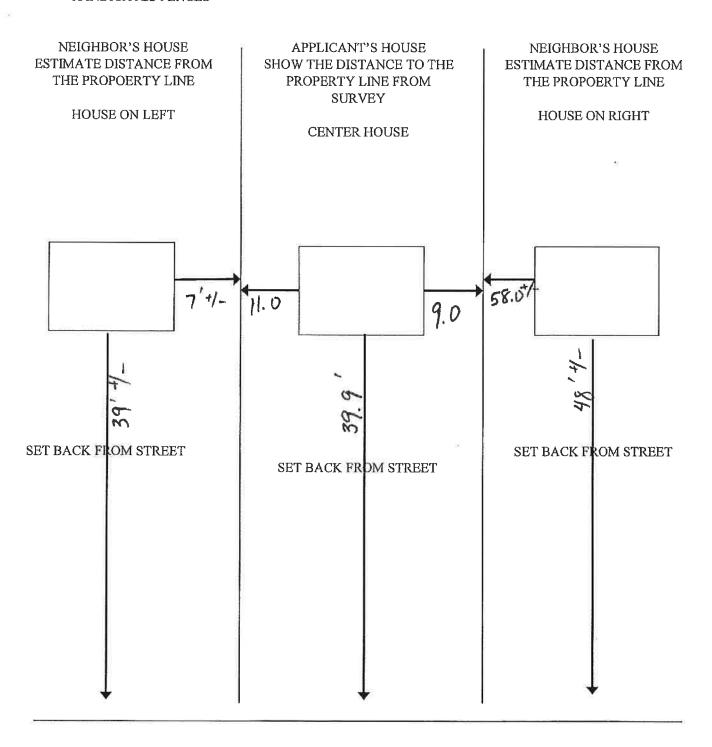
	Property.	•		d other associated improvements
SIGN N/A	INFORMATION (if applicabl	e): supply details or	location, dimensions,	height and illumination
AREA	A PER FLOOR (square feet): BASEMENT	EXISTING	PROPOSED	TOTAL
Ά	FIRST FLOOR SECOND FLOOR ATTIC			
NUM:	BER OF DWELLING UNITS:	EXISTING N/A	PROPOSEI	N/A
NUM:	BER OF PARKING SPACES:	EXISTING N/A	PROPOSEI	N/A
Histor N/A	ry of any previous appeals to th	e Board of Adjustm	ents and the Planning	Board
Supply and windown	w for the construction of a pool an y a statement of facts showing l ithout substantially impairing t	d patio, both of which how relief can be gr he intent and purpos	are permitted accessor anted without substant e of the Zone Plan and	dential uses. The granting of the var y uses/structures in the A-3 Zone. ial detriment to the public good If the Zoning Ordinance ring properties. The pavilion is open to impact on neighboring properties. Lous area therefore avoiding any drain
Histor Existi	y of any deed restrictions: ng 10' Wide Sanitary Sewer	Easement		
	ble plot plan or survey to scale sed structure and scale drawing			
А сору	y of any conditional contract re	lating to this applica	ntion must be filed wit	h this application.
lf the a	applicant is a corporation or partite interest in the corporation s	tnership, the names	, addresses and phone	numbers of those owning a 10%
	Ad			Phone #
				Thone ii
Name	Ad	dress		Phone #
Name_	Ad-	dress		Phone #

Expert witness(es) that will present evidence on behalf of this application:

_{Name} Matthew G. Capizzi, Esq.
Address 11 Hillside Avenue, 2nd Floor, Tenafly NJ 07670
Phone # 201-266-8300
Fax # 201-266-8301
Email matthew@capizzilaw.com
Name Jeff Egarian, P.E. of DJ Egarian & Associates Inc.
Address 271 Route 46, Suite G208, Fairfield NJ 07004
Phone # 973-898-1401
Fax # 862-702-3017
Email jeffegarian@djegarian.com
NI/A
Name N/A
Address
Phone #
Fax #

BOARD OF ADJUSTMENT APPLICATION SITE PLAN

O INDICATES SHRUBS OR TREES X INDICATES FENCES



AFFIDAVIT OF OWNERSHIP

STATE OF NEW JERSEY COUNTY OF ESSEX				
Mark Idrovo	OF I	FULL AGE, BEING DULY S	SWORN ACCORD	NG TO LAW ON
OATH DEPOSED AND SAYS,		54 Durrell Street	t	IN THE CITY OF
		SEX AND STATE		
Mark Idrovo	IS THE OV	VNER IN FEE OF ALL THA	T CERTAIN LOT,	PIECE OF LAND,
BLOCK 1306 AND LOCAL AND L	13.01 AS SHOW	VERONA AFORESAID AN VIN ON THE TAX MAPS OF OWNER		
Mark Idrovo	O:	FULL AGE, BEING DULY	Y SWORN ACCOR	DING TO LAW, ON
OATH DEPOSED AND SAYS T	HAT ALL OF THE ABOVE	STATEMENTS CONTAIN	ED IN THE PAPER	S SUBMITTED
HEREWITH ARE TRUE. SWOI	RN TO AND SUBSCRIBED	BEFORE ME ON THIS	DAY OF_	April
NOTARY GLORIA INOTARY PUBLIC MY COMMISSION E	M. DUBY OF NEW JERSEY	APPLICANT		

AUTHORIZATION

IF ANYONE OTHER THAN THE OWNER IS MAKING THIS APPLICATION, THE FOLLOWING AUTHORIZATION MUST BE EXECUTED.

TO THE BOARD OF ADJUSTMENT Matthew G. Capizzi, Esq.	_ IS AUTHORIZED TO MAKE THE WITI	HIN APPLICATION.
	ath	
SWORN AND SUBSCRIBED BEFORE ME TH	IIS 27 DAY OF APVIL	20:22
Gloria Duly	Malin	
NOTARY	APPLICANT	
GLORIA M. DUBY		

MAYOR
ALEX ROMAN
DEPUTY MAYOR
CHRISTINE MCGRATH
COUNCILMEMBERS
JACK MCEVOY
CYNTHIA L. M. HOLLAND
CHRISTOPHER H. TAMBURRO

VERONA COMMUNITY CENTER

880 BLOOMFIELD AVENUE

VERONA, NEW JERSEY 07044

TOWNSHIP OF VERONA COUNTY OF ESSEX, NEW JERSEY



MUNICIPAL BUILDING 600 BLOOMFIELD AVENUE VERONA, NEW JERSEY 07044

> (973) 239-3220 WWW.VERONANJ.ORG

TOWNSHIP MANAGER
MATTHEW CAVALLO
TOWNSHIP CLERK
JENNIFER KIERNAN
TOWNSHIP ATTORNEY
BRIAN J. ALOIA, ESQ.

DEPARTMENT OF PUBLIC WORKS 10 COMMERCE COURT VERONA, NEW JERSEY 07044

November 23, 2021 REVISED April 27, 2022 (Removed Variance §150-17.10 B (8)

Township of Verona Engineering & Zoning Dept. 10 Commerce Court Verona, NJ 07044

RE: Zoning Letter of Denial

In-Ground Pool, Pavilion, Patio, Fire Pit Hot Tub/Spa and Paver Patio

Owner/Applicant: Mr. Mark Idrovo

54 Durrell Street

Verona, NJ 07044 **Property:** 54 Durrell Street

Lot 13.01 Block 1306

A-3 (Townhouse)

Zone: A-3 (7)

Zoning Request:

The applicant is seeking zoning/engineering approval to construct a new in-ground swimming pool and pool patio, spa-hot tub and related mechanical equipment, pavilion, shed and stone/gravel walkways.

Documents Submitted:

This office is in receipt of the following applications, drawings, reports, specifications which were submitted by the owner/applicant for review and consideration.

- Township of Verona Zoning Permit Application
- Zoning Bulk Schedule and Impervious Coverage Calculations
- Pool Location & Grading Plan prepared by DJ Egarian & Associates Inc. Plan dated 09/21/21
- Soil Erosion & Sediment Control Plan prepared by DJ Egarian & Associates Inc. Plan dated 09/21/21

Existing Conditions:

The property is an open lot with no mature trees, the site gently slopes from left to right roughly 3.5%. A majority of the site is lawn and considered pervious. The existing lot coverage (Buildings) is 12.9% where 20% is the maximum permitted. The existing improved lot coverage (All) is 19.8% where 35% is the maximum permitted. As of the date of this zoning report the property had no known open or pending zoning violations.

Zoning Analysis: A-3 §150-17.10 (Proposed Conditions)

Code:

B. Permitted accessory uses:

8. A single shed up to 150 square feet in area.

Requested:

12 foot x 12 foot shed (144 square feet)

Code:

C. Area, yard and bulk regulations for principal and accessory structures and uses

3. Maximum lot coverage: 20%

4. Maximum improved lot coverage: 35%

Requested:

Lot coverage: 15.6%

Improved lot coverage: 44.2%

➤ Variance Required §150-17.10 C, 4 (Exceeds maximum permitted improved lot coverage)

Permanent and Portable Swimming Pools

Code:

§150-7.5 A. Swimming pool no closer than 10 feet to a side yard line.

§150-7.5 A. Swimming pool no closer than 10 feet to a rear yard line.

§150-7.5 A. Swimming pool no closer than 10 feet to a principal building.

§150-7.5 B. All Filtration Equipment shall be located not less than 5 feet from a property line.

Requested:

Side yard: 19.5 feet and 18.2 feet

Rear yard: 109.6 feet.

Distance to principal dwelling: 44.6 feet.

Mechanical equipment to property line: 6.7 feet.

Decision:

The zoning department has **DENIED** your request for zoning approval for the following variances.

➤ Variance Required §150-17.10 C, 4 (Exceeds maximum permitted improved lot coverage)

Address additional variances and comments as per the Construction Official/Code Enforcement Officer. Address additional variances and comments as per the Township Engineer.

Address additional variances as may be deemed necessary by the Board of Adjustment

Please feel free to contact this office should you have any questions,

Respectfully Submitted,

Michael C. DeCarlo

Michael C. DeCarlo

Engineering Manager - Zoning Official

Note:

Appeals to the zoning board of adjustment from the decision of an administrative officer must be taken within 20 days by filing a notice of appeal with the officer from whom the appeal is taken specifying the grounds of such appeal. N.J.S. 40:55D-72a. Failure to adhere to the time for appeal will result in the zoning board not having jurisdiction to consider the appeal.

Photo Exhibit Mark Idrovo

54 Durrell Street, Verona NJ

Block: 1306, Lot: 13.01



View of Front Elevation



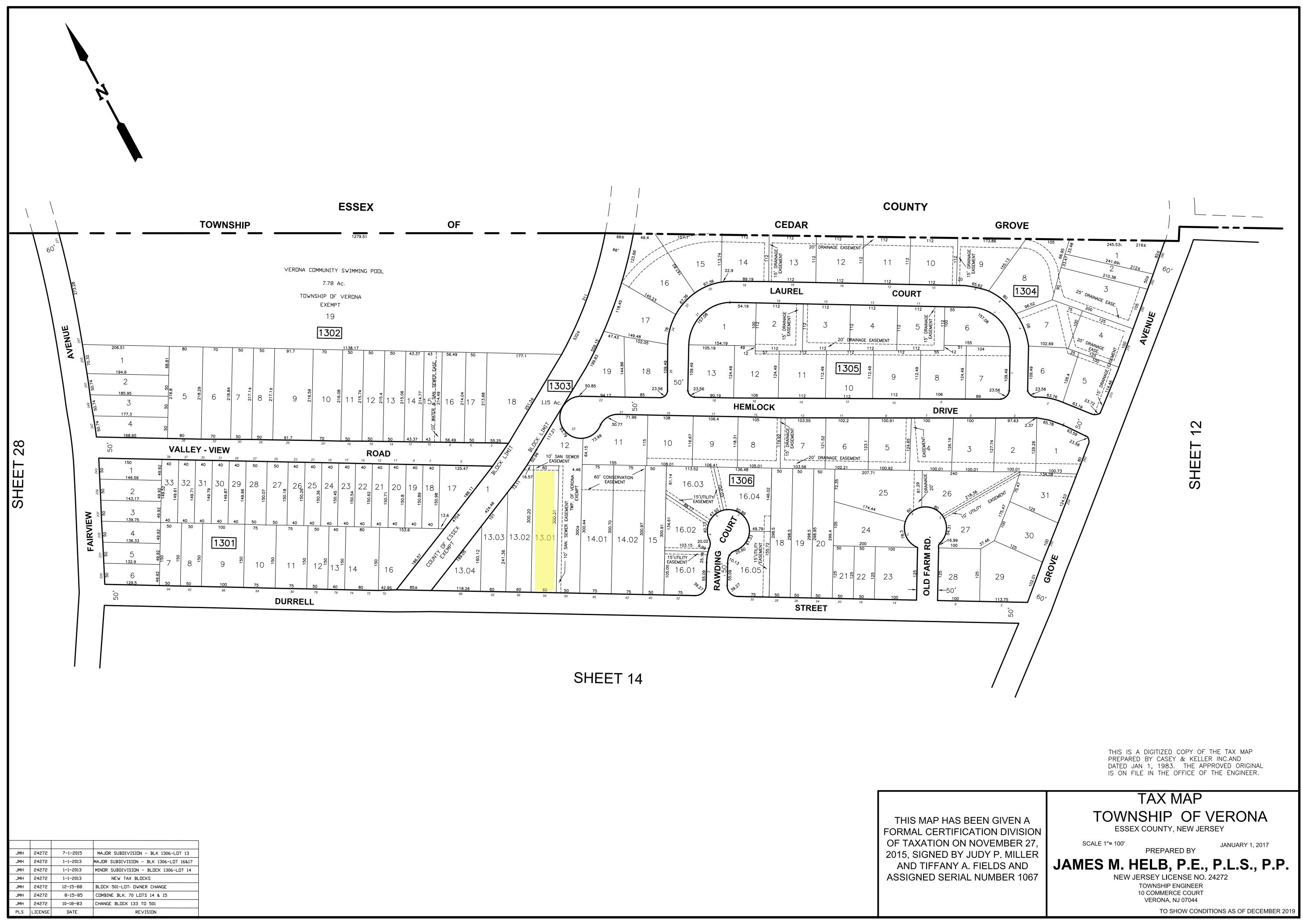
View of Right-Side Elevation

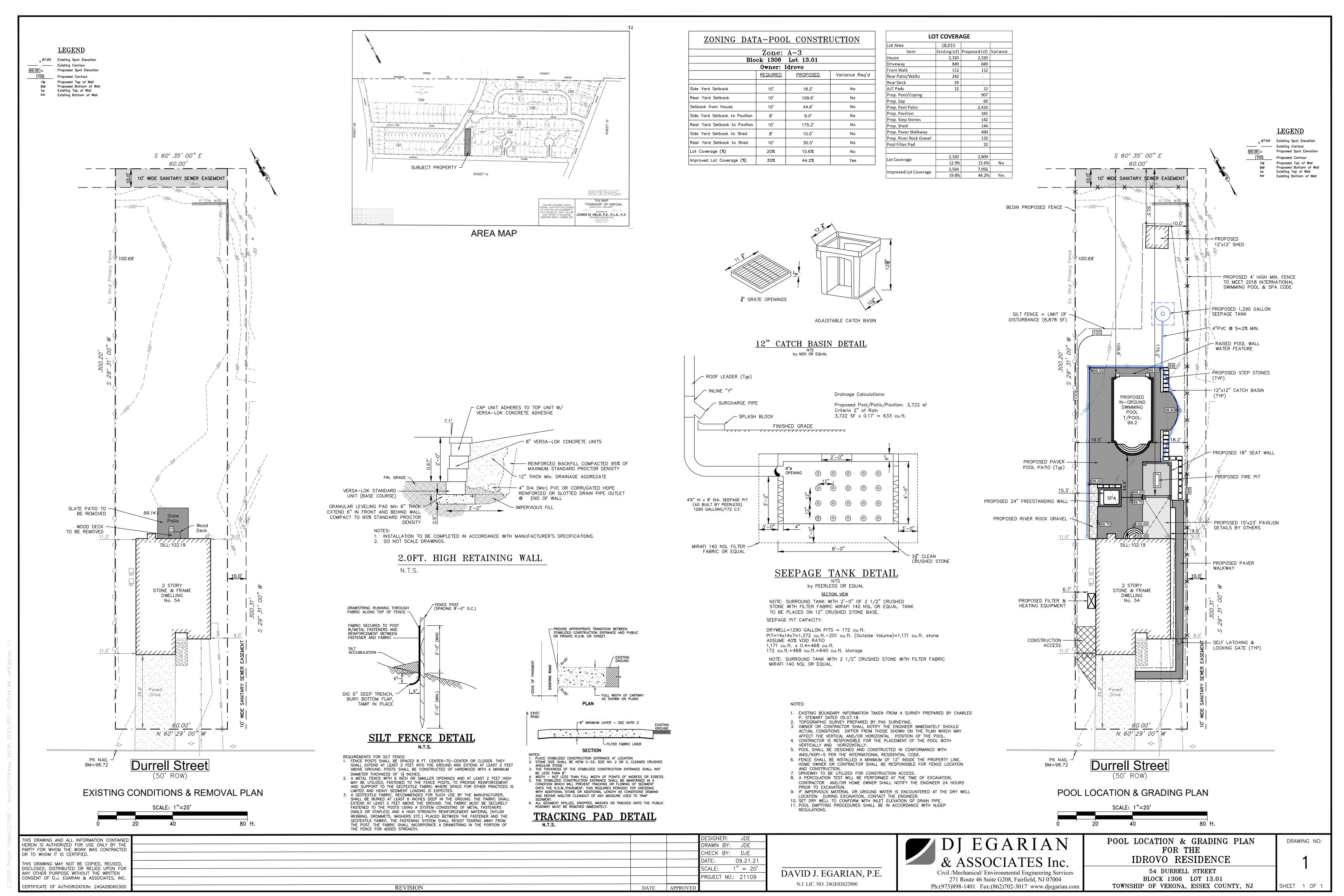


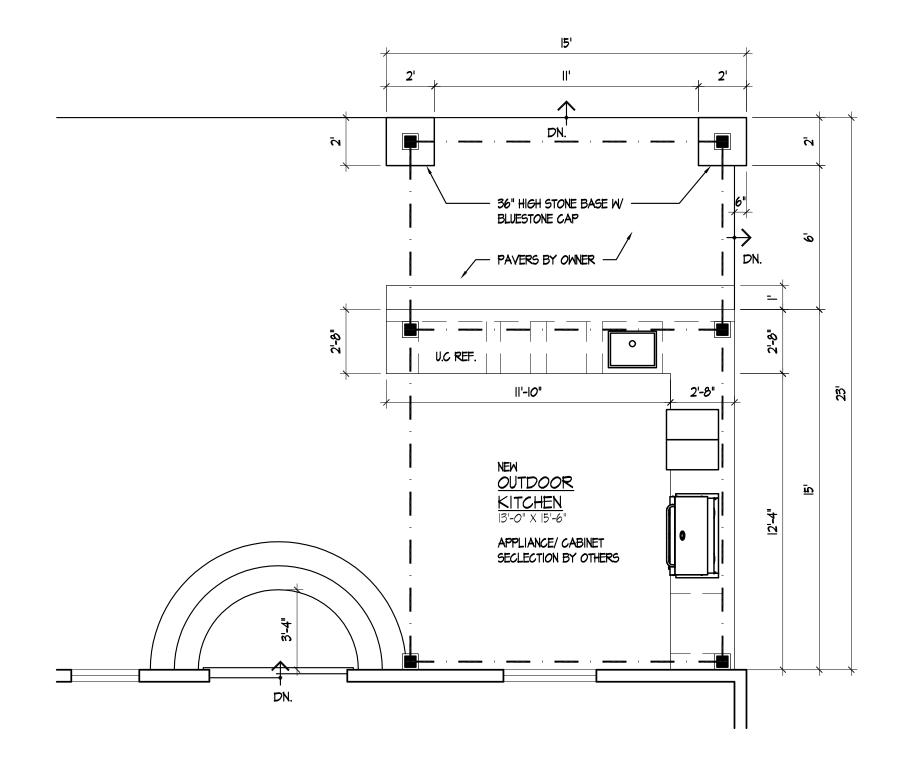
View of Dwelling from the Rear Yard



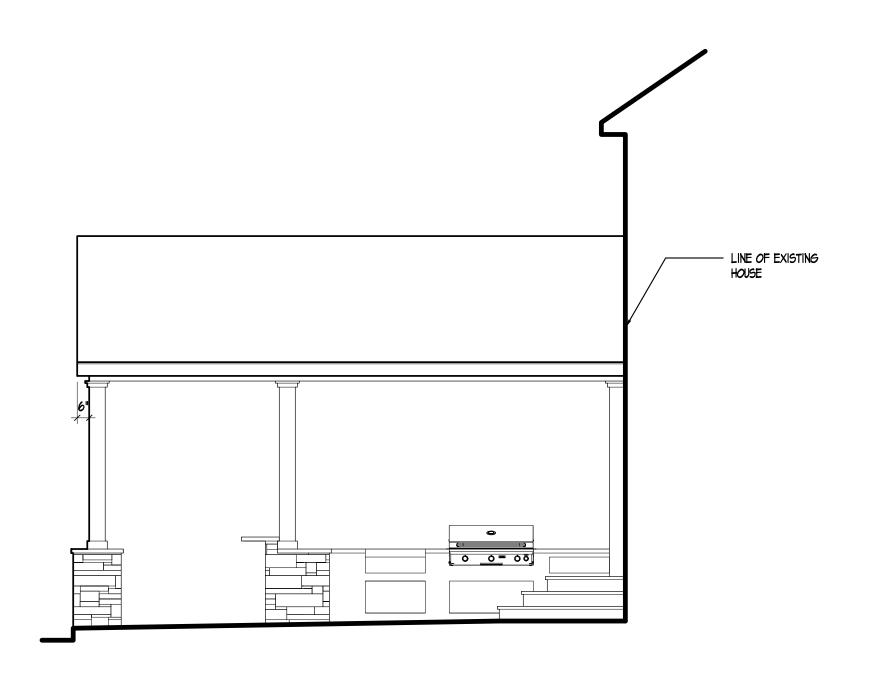
View of Rear Yard from the Dwelling



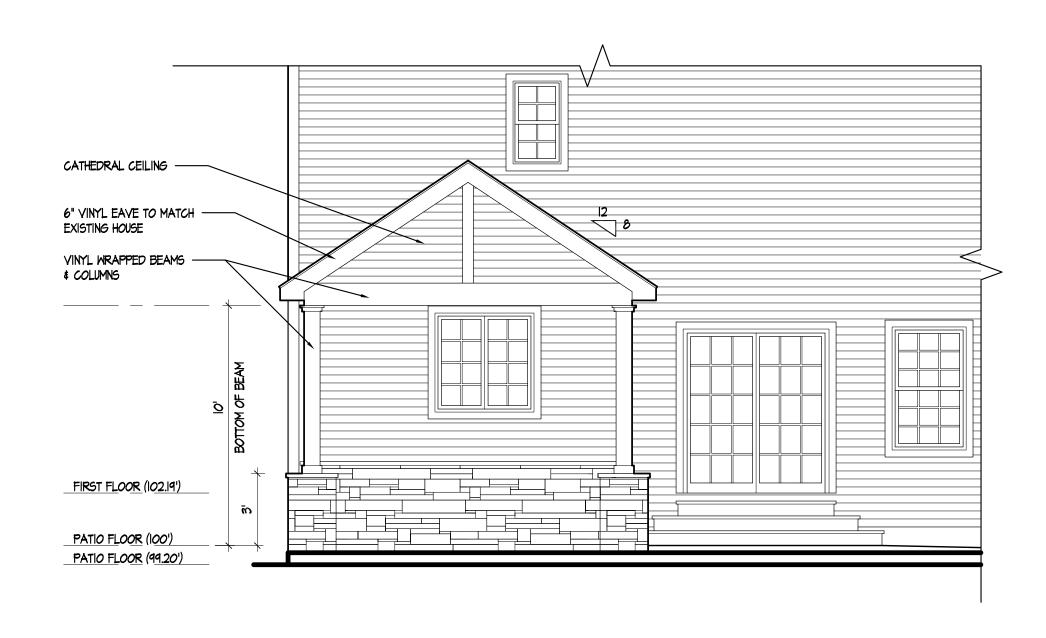




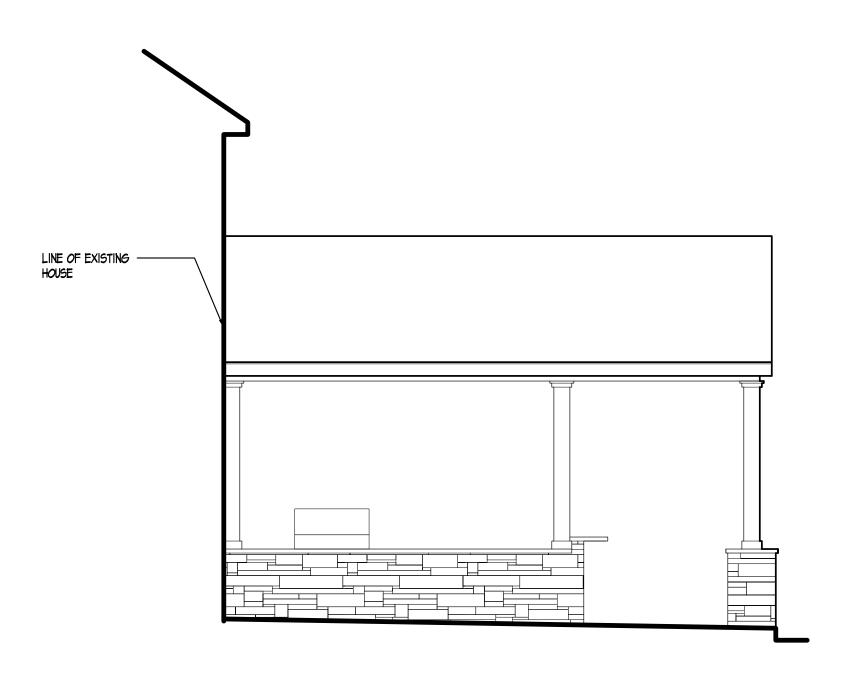




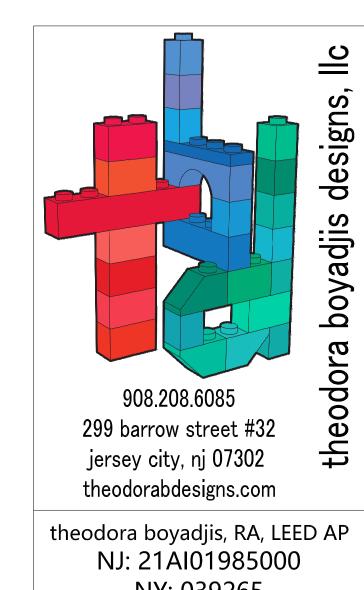
PROPOSED LEFT SIDE ELEVATION
1/4" =1'-0"



PROPOSED REAR ELEVATION 1/4" =1'-0"



PROPOSED RIGHT SIDE ELEVATION 1/4" =1'-0"



NY: 039265

CONSULTANTS:

02 VARIANCE APPLICATION 03.14.22 CLIENT REVIEW DATE REVISION

> IDROVO RESIDENCE 54 DURREL STREET VERONA, NJ

PROPOSED FLOOR PLAN & EXTERIOR ELEVATIONS

DATE: 03.07.2022 DRAWN BY: SCALE: AS NOTED CHECKED BY: TB