APPLICATION IS HEREBY MADE FOR:

1. _____ Appeal of Administrative Action Pursuant to Section C.40:55-70a (Attach Form #01)
2. _____ Appeal for Interpretation Pursuant to Section C.40:55D-70b (Attach Form #02)
3. X Application for Hearing (Attach Form #00)
4. X Relief from Zoning Requirements Pursuant to Section C.40:55D-70c (Attach Form #03)
5. X Use Variance Pursuant to Section C.40:55D-70d (Attach Form #04) (expansion non-conf. use)
6. _____ Conditional Use Authorization Pursuant to Section C.40:55D-67 (Attach Form #05)
7. _____ Approval of Subdivision (Attach Form #06)
8. _____ Final Approval of Major Subdivision (Attach Form #07)
9. X Preliminary Approval of Site Plan (Attach Form #08)
10. X Final Approval of Site Plan (Attach Form #09)
11. _____ Direction to Issue a Building Permit Pursuant to Section 602 or 604 of the Elizabeth Development Control Ordinance
12. X Hearing Application Checklist (Attach Form #18)

NOTE: IF AN APPLICATION FOR DEVELOPMENT HAS BEEN SUBMITTED FOR THIS PROPERTY WITHIN THE LAST TEN YEARS, PLEASE PROVIDE THE FOLLOWING INFORMATION: **None known to Applicant**

<table>
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<tr>
<th>DATE OF APPLICATION</th>
<th>TYPE OF DEVELOPMENT</th>
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Garden Rest draft form 00 PBd mpb v061021
APPLICATION FOR BOARD ACTION  Planning Board _____  Application # _____
DCP FORM #00, PAGE 2 of 5  Date Filed _____
(Revised March 14, 1988)  Zoning Board _____  Received by _______
Hearing Date _______

APPLICATION FOR BOARD HEARING (con’t)
Final Hearing _______

===============================================================================

PROJECT’S GENERAL INFORMATION

PROPERTY:
Address 331-337 Morris Avenue
Owner (s): 333 Morris Avenue, LLC
Address (es): 333 Morris Avenue, Elizabeth, NJ 07208
Date of Purchase _____________  Property Tax Account # 11-677

APPLICANT:
Name: Mr. Pollo Rotisserie & Bakery, LLC
Address: 331-337 Morris Ave, Elizabeth, NJ
Contact Person: Julian Valencia
Telephone: 908-937-0952

PROPOSED OWNERSHIP STATUS*:
Proprietorship ___  Partnership ______  Corporation _____
Lessees X  Contingent Purchaser _____
Other _____  (Explain) _________________________________________

PROJECT’S ATTORNEY:
Name: Stephen F. Hehl, Esq.  Telephone: 908-687-7000
Firm: Javerbaum Wurgaft, et al
Address: 370 Chestnut St., Union, NJ 07083

PROJECT’S ARCHITECT:
Name: Gregory J. Waga, RA, AIA  Telephone: 732-382-2000
Firm: Waga Enterprises - Architects, LLC
Address: 2109 St. George Avenue, Rahway, NJ 07065
New Jersey License #: 21AI01332800

PROJECT’S ENGINEER:
Name: Anthony Kurus, P.E., P.P.  Telephone: 201-939-8805
Firm: Neglia Engineering Associates
Address: 34 Park Ave., Lyndhurst, NJ
New Jersey License #: 46445

PROJECT’S LAND SURVEYOR: N.A.
Name: Telephone (   ) -
Firm
Address
New Jersey License #

*Note: If the applicant is not the proprietor, then the applicant is required to submit a letter signed by the property owner, authorizing the filling and processing of this application (attach Form #13). Corporations and partnerships must attach Form #14. CORPORATIONS MUST BE REPRESENTED BY AN ATTORNEY.
PHYSICAL DEVELOPMENT INTENT

Property Description

Address: **331-337 Morris Avenue**
Owner (s): **333 Morris Avenue, LLC**

Property Tax Account #: **11-677**
Lot Area: **13,572 sf**
Zoning: **C-5 (Commercial)**
Tract Area sq. ft.: **same**

<table>
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<tr>
<th>FRONTAGE:</th>
<th>STREET</th>
<th>LINEAR FEET</th>
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<tbody>
<tr>
<td>Morris Avenue</td>
<td>100’</td>
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<tr>
<th>STRUCTURES:</th>
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<tr>
<td><strong>INTENT</strong></td>
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<td>A</td>
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*Note: Definition of Intent
A: Addition to Existing
B: New Construction
C: Existing to Remain
D: To Be Demolished

**Note: Definition of Use Type
R: Residential
C: Commercial
W: Warehousing
M: Manufacturing
A: Accessory
I: Institutional
O: Office

BUILDING LOTS
(Please complete if property is to be subdivided): **N.A.**

<table>
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<tr>
<th>LOT AREA (Sq. Ft.)</th>
<th>LOT FRONTAGE (Sq. Ft.)</th>
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Garden Rest draft form 00 PBd mpb v061021
CERTIFICATION FOR EXEMPTION FROM SITE PLAN APPROVAL  (Please complete for projects other than one or two family residence):

**NOT APPLICABLE FOR TWO-FAMILY HOUSES**

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
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<tbody>
<tr>
<td>1.</td>
<td>X</td>
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<td>2.</td>
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<td>6.</td>
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<td>7.</td>
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Note: A **Yes** response to one or more of the above questions indicates the need for a site plan review or, a certification from the City Engineer, City Planner and Zoning Administrator that improvements meet the criteria for exemption from site plan hearing requirements.
APPLICATION FOR BOARD ACTION Planning Board
DCP FORM #00, PAGE 5 of 5
(Revised March 14, 1988) Zoning Board

APPLICATION FOR BOARD HEARING (con't)

Present Use Category: Commercial/retail
Principal Use (s): Restaurant & Pharmacy
Major Accessory Use (s):

Proposed Use Category: Commercial/retail; enclosed outdoor dining
Principal Use (s): no change
Major Accessory Use (s):

USE:
Describe the PRESENT USE of the property including both indoor and outdoor activities:

Restaurant & Pharmacy

Describe the PROPOSED USE of the property including both indoor and outdoor activities:

Same, with addition of enclosed outdoor dining

REQUIRED ATTACHMENTS:

YES NO
1. X Is a new public street right-of-way proposed? If yes, please attach description.
2. X Are off-tract facilities proposed? If yes, please attach description.
3. X Are there any deed restrictions which affect the subject property in effect or contemplated? If yes, please attach description. None known to Applicant
4. X Is the subject property located in “A” Flood Hazard Area? If yes, please attach copy of necessary permit or waiver.
5. X Is the subject property within 500 feet of a tidal water body? If yes, please attach a copy of the necessary permit or waiver.

I hereby depose and say that all the statements contained in these papers submitted herewith are true and correct. I also authorize City Officials and Board members to have physical access to the property and any structures on the property as necessary for the purpose of gathering information relevant to this application.

_______________________________
APPLICANT'S SIGNATURE
DATE: 08/11/2021

_______________________________
NOTARY PUBLIC
DATE: 08/11/2021

Stamp
State of New Jersey
ID # 50117351
My Commission Expires 11/26/2024

Garden Rest draft form 00 PBd mpb v061021 (002)