

**Resolution No.: 10 - 17**

**RESOLUTION OF THE BOROUGH OF CLAYTON PLANNING BOARD  
GRANTING EXTENSION OF TIME TO FILE DEEDS  
FOR MINOR SUBDIVISION  
TO EMILE AND BILLIE BAPTISTE  
FOR BLOCK 2001, LOTS 6 & 9  
(East Avenue and Academy Street)**

**WHEREAS**, Emile and Billie Baptiste of 520 E. Academy Street, Clayton, New Jersey, submitted an application seeking approval of a minor subdivision in the form of a lot line adjustment for Lot 9 which is land they own and Lot 6 which is owned by Gary McClain of Wayne, Pennsylvania who consented to the application; and

**WHEREAS**, the property in question is shown on the Tax Map of the Borough of Clayton as Block 2001, Lots 6 and 9 located at East Avenue and Academy Street; and

**WHEREAS**, the applicant submitted a Minor Subdivision Plan dated September 30, 2016 and signed and sealed by Bruce A. Ewing, P.L.S. of Ewing Associates located in Clayton, New Jersey; and

**WHEREAS**, the above application was considered and approved by the Borough of Clayton Planning Board with a public hearing being held thereon on December 19, 2016; and

**WHEREAS**, pursuant to the MLUL an individual has 190 days from publication of the confirmation of the grant of relief and memorialization of the resolution to file subdivision deeds with the appropriate county clerk; and

**WHEREAS**, the applicant is represented by Robert J. Wiltsee, Esquire of Hoffman DiMuzio, 1739-1753 Delsea Drive, P.O. Box 285, Franklinville, New Jersey 08322 who reviewed the applicable time constraints for filing of subdivision deeds and accordingly now makes the instant request for an extension of time in which to file said deeds; and

**WHEREAS**, due to a variety of circumstances, none of which may be attributed to the Board or its staff, the subdivision deeds were never submitted for review by the Board's professionals and filed with the Gloucester County Clerk; and

**WHEREAS**, the deeds of subdivision should have been filed on August 1, 2017, but, as stated, were not; and

**WHEREAS**, for good cause shown the Board now grants an extension of time in which to file the subdivision deeds until January 18, 2018; and

**WHEREAS**. The applicant has complied with all the requirements of the law pertaining to notices, publications, etc.; and

**WHEREAS**, the application for an extension of time until January 18, 2018 in which to file the deeds memorializing minor subdivision approval was approved by the Clayton Planning Board by a 9 yes vote to 0 no vote.


**NOW, THEREFORE, BE IT RESOLVED** that the Extension for filing the subdivision Deeds as hereinbefore described is **GRANTED**.

**BE IT FURTHER RESOLVED**, that certified copies of this Resolution shall be forwarded to the applicant, Borough Clerk, Borough Construction Official, Borough Tax Assessor, and the Borough Zoning Officer.

**Borough of Clayton Combined  
Planning Board and Zoning Board of Adjustment**

  
By: Kevin Nesko, Chairman

**Attest:**

  
Debbie A. Schlosser, Secretary

ROLL CALL VOTE

THOSE IN FAVOR

5

THOSE OPPOSED

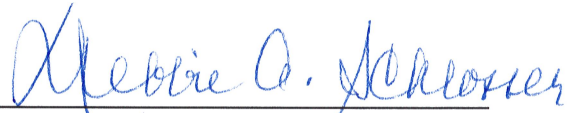
0

THOSE ABSTAINED

1

**CERTIFICATION**

I hereby certify that the foregoing Resolution is a true copy of a Resolution adopted by the Borough of Clayton Combined Planning Board and Zoning Board of Adjustment at a regularly scheduled meeting of the Board held on November 20, 2017 at the Borough of Clayton Municipal Building, 125 Delsea Drive, Clayton, New Jersey 08312 at 7:30 p.m. and memorializes the decision reached by said Board on the herein application at the Board's December 19, 2016 meeting and public hearing.



**Debbie A. Schlosser, Secretary**