

**FOR OFFICIAL USE ONLY**

**Planning Board**

**Zoning Board of Adjustment**

**Name of Applicant:** \_\_\_\_\_

**Docket Number :** \_\_\_\_\_

**PART A**

**Explain, in detail sufficient for the Board to understand the nature of the proposal, the exact nature of the proposed application and proposed physical modifications to be made to the site and/or building(s) including the proposed use of the premises.**

Applicant is applying to the Planning Board for preliminary and final major site plan with c(2) variance approval for the construction of two (2) warehouses. Warehouse Building "A" is 116,530 square feet consisting of 110,704 square feet of warehouse and 5,826 square feet of office space with 58 parking spaces, 30 loading docks, and 2 drive-in ramps. Warehouse Building "B" is 119,325 square feet consisting of 113,358 square feet of warehouse space and 5,967 square feet of office space with 83 parking spaces, 31 loading docks, and 2 drive-in ramps. The existing access to the site is currently provided via two full movement driveways along Cottontail Lane. Additional improvements to the site consist of constructing driveways, parking areas, landscaping, lighting and other associated site improvements. The proposed development will maintain and utilize the existing aboveground detention basins.

**Applicant requests the Site Plan Approval(s) indicated below (check all that apply):**

**Preliminary Major Site Plan and/or**

**Final Major Site Plan**

**or**

**Check below if Waiver of Site Plan is requested**

**Waiver of Site Plan** Provide explanation why Waiver of Site Plan is sought: \_\_\_\_\_

**PART B**

**APPLICANT:**       **Individual**       **Partnership**       **Corporation**       **Limited Liability Company**

**APPLICANT:**    **Owner**       **Applicant**       **Other** \_\_\_\_\_

**Name** B9 Cottontail Owner LLC

**Street Address** c/o Liz Gabor, Vice President

**Link Logistics Real Estate, 90 Park Avenue Apt./Ste/Unit #** 32nd Floor

**City** New York      **State** NY      **Zip Code** 10016

**Phone** 267-705-6222      **Fax** \_\_\_\_\_

**Email** lgabor@linklogistics.com

**OWNER (if different from Applicant):**

Name Same as above.  
Street Address \_\_\_\_\_ Apt./Ste/Unit # \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_  
Phone \_\_\_\_\_ Fax \_\_\_\_\_  
Email \_\_\_\_\_

**PART C**

**SUBJECT PROPERTY:**

Block/s 517.06 Lot/s 15.10 Zone B-I

Street Address 200 Cottontail Lane

City Somerset State NJ Zip Code 08873

Approximate Site Size: 14.48 Acres/ 630,526 Sq. ft.

Present use of the property, specify: Office Building

Proposed use of the property, specify: Warehouse.

Area of new disturbance: 84.82 % of the gross lot area: 534,817 Sq. ft.

Gross square footage of the building: Existing: To be demolished. Sq. ft.  
Proposed: Bldg. A - 116,530 Sq. ft.  
Bldg. B - 119,325

Public water available:  Yes  No If not, proposed?  Yes  No

Public sanitary sewer available:  Yes  No If not, proposed?  Yes  No

Is the site located within a Township-designated Historic District and/or located within 1000 feet of the Delaware & Raritan Canal?:  Yes  No

Describe any off tract improvement required or proposed No off tract improvement required or proposed.

**Deed restrictions, covenants, easements, association by-laws:**

Yes (Provide a copy)  No  Proposed (Must be submitted for review)

Does the applicant own any contiguous property?  Yes  No

If yes, state the address, block and lot of such property: \_\_\_\_\_  
\_\_\_\_\_

**PART D**

Has there been any previous appeal, request, or application to this or any other Township Boards or the Technical Review Committee involving this property?  Yes  No

If yes, in the space below state the type of approval (e.g., site plan and/or variances), docket number, the nature of the application and approval date. In particular, describe whether this submission is intended to supersede or further effectuate such previous approval(s) – e.g., site plan approval for a previously granted use variance.

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Identify the associated development approvals sought at this time (check all that apply):

**Note: Applicant must consult the respective Instruction Sheet(s) and Submission Checklist(s) for the associated development approvals (e.g., subdivision, variances) being sought at this time. The submission will not be deemed an Application for Development unless all required submissions are provided for all requested development approvals.**

“C” Variance(s):

- The strict application of the provisions of the Development Ordinance would result in peculiar and exceptional practical difficulties or exceptional and undue hardship - N.J.S.A.. 40:55D-70.C(1)
- The purposes of the Municipal Land Use Law would be advanced by a deviation from the zoning ordinance requirements and the benefits of the deviation would substantially outweigh any detriment - N.J.S.A. 40:55D-70.C(2)

“D” Variance(s):

- Use or principal structure in a district restricted against such use or principal structure – N.J.S.A. 40:55D-70.D(1)
- Expansion of a nonconforming use - N.J.S.A. 40:55D-70D(2)
- Deviation from a specification or standard pertaining solely to a conditional use - N.J.S.A. 40:55D-70. D(3)
- Increase in the permitted floor area ratio - N.J.S.A. 40:55D-70.D(4)
- Increase in the permitted density - N.J.S.A. 40:55D-70.D(5)
- Height of a principal structure exceeds by 10 feet or 10% the maximum height permitted in the district for a principal structure - N.J.S.A. 40:55D-70.D(6)

- Minor Subdivision
- Preliminary Major Subdivision
- Final Major Subdivision
- Other(s) Specify: \_\_\_\_\_

Check below if Conditional Use Approval is sought at this time and in the space provided demonstrate compliance with the applicable conditional use requirements (provide separate sheet if necessary). Note: Non-compliance with one or more conditional use requirements requires a D-3 use variance (Applicant must consult the respective Instruction Sheet and Submission Checklist)

Conditional Use Approval

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**PART E**

**LIST OF PLANS, REPORTS AND OTHER MATERIALS SUBMITTED:**

<u>Quantity:</u>	<u>Description of Item:</u>
25	Preliminary and Final Major Site Plan
25	Architectural Drawings
15	Traffic Impact and Parking Assessment
15	Environmental Impact Assessment Report
3	Stormwater Management Analysis
3	Topographic Survey
3	Stormwater Management Measures Maintenance Plan & Field Manuals
3	Water and Sanitary Sewer Engineer's Report

**PART F**

**CONTACT PERSON INFORMATION/ CERTIFICATION**

The person indicated below shall serve as the point-of-contact with the Township Department of Planning and Zoning and shall be the sole recipient of official correspondence from the Department. By signing this form, in Part G below, the Applicant and Owner certify that that the party listed below is authorized to act on their behalf as the designated contact person with the Department.

Owner       Applicant       Attorney       Engineer       Architect       Other

Name Peter U. Lanfrit, Esq., Borrus, Goldin, Foley, Vignuolo, Hyman and Stahl, P.C.

Street Address 2875 US Route One Apt./Ste/Unit # \_\_\_\_\_

City North Brunswick State New Jersey Zip Code 08902

Phone 732-422-1000 Fax 732-422-1016

Email peter@borrus.com & erin@borrus.com

PART G

APPLICANT'S CERTIFICATION

Britton T. Winterer, Authorized Signatory of  
I, B9 Cottontail Owner LLC, of full age, being duly sworn according to law and upon my oath,  
depose that: I reside at 90 Park Avenue, 32nd Fl., New York in the County of  
New York and State of New York, and that the above  
statements contained in this application and in the papers appended thereto are true. I further certify that I  
am the individual applicant, or a general partner of the partnership applicant, or an officer of the corporate  
applicant and I am authorized to sign the application for the partnership or corporation.

B9 Cottontail Owner LLC

Sworn to and subscribed before  
me this 16<sup>th</sup> day of  
March, 20 22

  
\_\_\_\_\_  
APPLICANT'S SIGNATURE

  
\_\_\_\_\_  
NOTARY PUBLIC

BANICA DEFRANK  
NOTARY PUBLIC, STATE OF NEW YORK  
Registration No. 01DE6283659  
Qualified in Queens County  
Commission Expires June 03, 2025

OWNER'S CERTIFICATION

(If the owner is a corporation, this section must be signed by an authorized corporate officer. If the owner is a  
partnership, this section must be signed by a general partner.)

Britton T. Winterer, Authorized Signatory of  
I, B9 Cottontail Owner LLC, of full age, being duly sworn according to law and upon my oath  
depose that: I reside at 90 Park Avenue, 32nd Fl., New York in the County of  
New York and State of New York, and that the above  
statements contained in this application and in the papers appended thereto are true. I further certify that I  
am the owner of the property which is the subject of this application, and I am the applicant or I have  
authorized the applicant to make this application, and I agree to be bound by the application, the  
representations made and the decision in the same manner as if I were the applicant.

B9 Cottontail Owner LLC

Sworn to and subscribed before  
me this 16<sup>th</sup> day of  
March, 20 22

  
\_\_\_\_\_  
OWNER'S SIGNATURE

  
\_\_\_\_\_  
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