



Township Council
1 Municipal Plaza
Bloomfield, NJ 07003

Louise M. Palagano
Municipal Clerk

<http://www.bloomfieldtnj.com>

Meeting: 06/25/18 07:00 PM

2018 ORDINANCE AMENDMENT

AMENDMENT TO CHAPTER 315, ARTICLE V. ZONING, § 315-34 ESTABLISHMENT OF ZONES" OF THE TOWNSHIP OF BLOOMFIELD CODE, REVISING THE ZONING MAP TO EXPAND THE BOUNDARY LINE OF THE CC - COMMUNITY COMMERCIAL ZONE

WHEREAS, Chapter 315, Article V. Zoning, § 315-34 "Establishment of Zones", of the Township of Bloomfield Code (**the "Code"**) acknowledged in §315-34(B) that the Zoning Map of the Township of Bloomfield was adopted on July 25, 2005, and that the Map depicts the location and boundaries of the 17 zones, two overlay districts and the designated redevelopment areas within the territory of the Township of Bloomfield (**the "Township"**); and

WHEREAS, following a reexamination of the Township Master Plan, the Township adopted an amended Zoning Map on October 6, 2014 ; and

WHEREAS, §315-34 (A) (10) of the Code established the CC-Community Commercial Zone ("**CC Zone**") within the Township, which is reflected on the 2014 Zoning Map; and

WHEREAS, §315-38 (J) of the Code sets forth that the intent of the CC Zone is to accommodate large-scale shopping facilities that contain a supermarket or other anchor store, and smaller commercial uses. More than one principal building and/or use may be permitted on a lot; and

WHEREAS, amongst the permitted uses within the CC Zone are shopping centers with no more than 200,000 square feet of gross leasable floor area and with no single establishment larger than 125,000 square feet of gross leasable floor area; and

WHEREAS, representatives of the Brookdale Shop Rite, operators of a family owned supermarket in the Township, contacted the Mayor and Township Council regarding its proposed expansion and remodel of the supermarket to provide additional store space, additional

checkouts, expanded offerings, and expanded capacity to meet the demands of online customer orders; and

WHEREAS, Brookdale Shop Rite proposes to construct a 1-story addition to the rear of its present store at 1347-1381 Broad Street, Bloomfield, New Jersey, also known as Lot 43, Block 1231 on the Township's Tax Map ("**Existing Shop Rite**"); and

WHEREAS, the addition will be constructed on a portion of the adjacent property known as Lot 46, Block 1231 under a long-term lease ("**Leased Area**"), and will consist of approximately 23,814 square feet, which will bring the store size to a total of approximately 84,912 square feet; and

WHEREAS, the Leased Area is depicted on the attached, undated Sheet SP-1, referred to as "400 Broadacre Drive Proposed Lease" and drawn by Petry Engineering, LLC ("**SP-1**"), and incorporated herein by reference; and

WHEREAS, the Leased Area Metes and Bounds are described as follows:

- A. South 77 degrees 57'04" East, a distance of 82.00 feet to a point; thence
- B. South 12 degrees 09'07" West, a distance of 315.94 feet to a point on a southerly property line of Lot 46 Block 1231; thence
- C. Along said property line, South 86 degrees 32'07" West, a distance of 85.14 feet to the South Easterly property corner of Lot 43 Block 1231 (n/f Shop Rite Realty LLC); thence
- D. Along the dividing line between Lot 46 and Lot 43 in Block 1231, North 12 degrees 09'07" East, a distance of 338.72 feet to the point of place of beginning; and

WHEREAS, while the existing Shop Rite is a permitted use located within the CC Zone, the Leased Area is located within the Township's RO - Regional Office Zone; and

WHEREAS, Brookdale Shop Rite requests the Mayor and Council amend the Zoning Map to extend the CC Zone boundary line to encompass the Leased Area; and

WHEREAS, the Mayor and Council request the Township of Bloomfield Planning Board determine whether amending the Zoning Map to extend the CC Zone as requested by Brookdale Shop Rite and further described herein would be consistent with the Township Master Plan, and to make any other recommendations the Board may deem necessary.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Bloomfield, County of Essex, State of New Jersey as follows:

Section 1. The Zoning Map of the Township of Bloomfield, dated October 6, 2014, and adopted pursuant to §315-34(B) of the Code, shall be amended to include the following portion of Lot 46, Block 1231, and as depicted in SP-1, within the Township of Bloomfield's CC-Community Commercial Zone:

- A. South 77 degrees 57'04" East, a distance of 82.00 feet to a point; thence
- B. South 12 degrees 09'07" West, a distance of 315.94 feet to a point on a southerly property line of Lot 46 Block 1231; thence
- C. Along said property line, South 86 degrees 32'07" West, a distance of 85.14 feet to the South Easterly property corner of Lot 43 Block 1231 (n/f Shop Rite Realty LLC); thence
- D. Along the dividing line between Lot 46 and Lot 43 in Block 1231, North 12 degrees 09'07" East, a distance of 338.72 feet to the point of place of beginning.

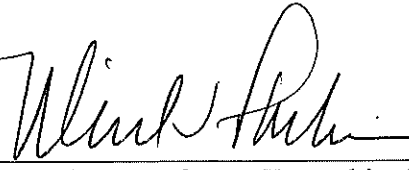
Section 2. If any part(s) of this Ordinance shall be deemed invalid, such part(s) shall be severed and the invalidity thereof shall not affect the remaining part of this Ordinance.

Section 3. All ordinances and resolutions or parts thereof inconsistent with this Ordinance are hereby rescinded.

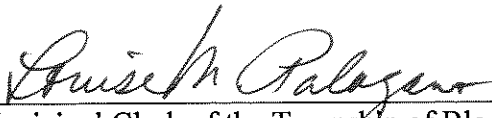
Section 4. This Ordinance shall take effect in accordance with applicable law.

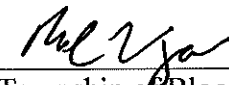
* ... * ... *

Approved as to form and procedure on basis of facts set forth.


Director of Law-Township Attorney

I hereby certify that the above ordinance was duly adopted by the Mayor and Council of the Township of Bloomfield at a meeting of said Township Council held on JUNE 25, 2018


Municipal Clerk of the Township of Bloomfield


Mayor of the Township of Bloomfield

✓ Vote Record - Ordinance						
☐ Adopt		Yes/Aye	No/Nay	Abstain	Absent	
☐ Deny	Jenny Mundell	☒	☐	☐	☐	
☐ Withdrawn	Nicholas Joanow	☒	☐	☐	☐	
☐ Table	Sarah Cruz	☒	☐	☐	☐	
☐ Not Discussed	Wartyna Davis	☒	☐	☐	☐	
☐ First Reading	Ted Gamble	☒	☐	☐	☐	
☐ Table with no Vote	Richard Rockwell	☒	☐	☐	☐	
☐ Approve	Michael J. Venezia	☒	☐	☐	☐	
☐ Veto by Mayor						
☐ Discussion						
☐ Defeated						
☐ Discussion No Vote						

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