

QUINTON TOWNSHIP PLANNING BOARD

RESOLUTION # 2023-12

APPLICATION NO. 2022-05, FREEDOM FIRST FARM & PRESERVE, LLC

**BLOCK 29.01, LOTS 1 AND 8 (QUINTON TOWNSHIP)
BLOCK 10, LOT 41 (LOWER ALLOWAYS CREEK TOWNSHIP)**

75 WILD OAKS DRIVE

A RESOLUTION CONFIRMING WITHDRAWAL OF APPLICATION

WHEREAS, Freedom First Farm & Preserve, LLC (the “Applicant”), is the lessee of the property known as Block 29.01, Lots 1 and 8 (Quinton Township) and Block 10, Lot 41 (Lower Alloways Creek Township), located at 75 Wild Oaks Drive, Salem, NJ 08079 (the “Property”); and

WHEREAS, the Applicant is represented by counsel, Joseph M. DiNicola, Jr., Esquire; and

WHEREAS, the Applicant presented an application for a use variance in order to conduct a “commercial shooting preserve” as described in its NJDEP license for the 2022-2023 hunting season; and

WHEREAS, the Board’s Engineer, by letter dated January 31, 2023, which is incorporated herein by reference, determined that the application was not complete and required the following additional information for consideration by the Board:

As presented for the use variance, a plan identifying entire property of the application, the Township line between Quinton Township and Lower Alloway Creek Township and designated area for which the proposed operation is to occur in conjunction with the stipulated 450 safety zone perimeter is needed for review by the Board.

WHEREAS, by email dated February 13, 2023, the Applicant’s counsel requested that the application be withdrawn; and

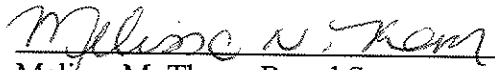
WHEREAS, in Cox & Koenig, *New Jersey Zoning and Land Use Administration*, §18-7 and Appendix III (Model Rules) (Gann 2022), the authors address the withdrawal of applications prior to the commencement of a hearing before land use boards: “Any applicant may, at any time before the commencement of the hearing, voluntarily withdraw his or her application, in which case, the application shall be dismissed without prejudice.”

NOW THEREFORE BE IT RESOLVED, that on the request of and with the consent of the Applicant, the Board hereby confirms the withdrawal of Application No. 2022-05 and the same is dismissed without prejudice; and

BE IT FURTHER RESOLVED, that the withdrawal of the application, and any new application presented, are conditioned upon the Applicant satisfying all escrow account obligations.

The undersigned Chairperson of the Quinton Township Planning Board hereby certifies that the above is a true copy of a resolution adopted by said Board on February 14, 2023 to memorialize action taken on that date.

Attest:


Melissa M. Thom, Board Secretary
Quinton Township Planning Board


John Allen, Chairperson
Quinton Township Planning Board