

WARREN TOWNSHIP SEWERAGE AUTHORITY

RESOLUTION NO. 13-64

RESOLUTION GRANTING PRELIMINARY AND FINAL APPROVAL OF THE APPLICATION OF FERRUGGIA ASSOCIATES FOR CONSTRUCTION OF A PROPOSED DECK FOR OUTDOOR DINING WITH TWO (2) ADDITIONAL EDUS OF CAPACITY AT ALFIE'S RESTAURANT LOCATED AT 101 TOWN CENTER DRIVE, BLOCK 74, LOT 5, IN THE MIDDLEBROOK SEWER SERVICE AREA

WHEREAS, the applicant Ferruggia Associates has submitted a General Application for the construction of a proposed deck for outside dining at the existing Alfie's Restaurant, located at 101 Town Center Drive, Block 74, Lot 5, which occupies a portion of the first floor of the two story commercial building in the Middlebrook sewer service area which building is currently approved for seven (7) EDUs of capacity; and

WHEREAS, the Authority's Engineer had reviewed the plans submitted on behalf of the applicant and prepared by Fisk Associates, including a Minor Site Plan and Survey with revisions dated April 17, 2013; and

WHEREAS, the application proposes the addition of a new outside seating deck, approximately 21 ft. x 30 ft., at the side/rear corner of the existing Alfie's restaurant. The area for the proposed deck currently contains building perimeter shrubbery and air conditioning units. These shrubs and air conditioning units are proposed to be relocated to outside of the proposed deck area as part of the project. The facility currently has outside seating for 18 in the front of the building; however it is unclear whether food is served in this outside area or it simply serves as a waiting area for patrons. The drawings indicate that the proposed deck eating area of the restaurant will include approximately six tables and the application forms indicate a proposed outside capacity for 24-36 people; and

WHEREAS, pursuant to N.J.A.C. 7:14A-23.3, the NJDEP criteria for restaurants with wait service is 35 gpd per seat, and it is reasonable to consider outside eating areas as average restaurant with wait service, making the projected flow calculation for the proposed new Alfie's outside seating area is $36 \times 35 \text{ gpd} = 1,260 \text{ gpd}$, or 4.5 EDUs; and

WHEREAS, while the NJDEP criteria flow projections indicate 4.5 EDUs for the proposed outside seating area at Alfies Restaurant, the outside eating area will be in use only during the warm seasonal months of the year. This seasonal use justifies a reduction in the projected EDUs from 4.5 to 2 EDUs; and

WHEREAS, the Authority's Engineer, by memorandum dated May 30, 2013, has indicated that they have reviewed the plans and all revisions to the drawings submitted on behalf of the applicant by Fick Associates and recommends that the owners of 101 Town Center Drive be assessed for an additional 2 EDUs, for a total of 9 EDUs to account for the total flows from the building including the proposed new outside eating area flows.

NOW, THEREFORE, BE IT RESOLVED, by the Warren Township Sewerage Authority, County of Somerset, State of New Jersey, that the Authority hereby grants preliminary and final approval to Ferruggia Associates, for two (2) additional EDUs, for a total of nine (9) EDUs, to serve additional outdoor seating at Alfie's restaurant, located at 101 Town Center Drive, Block 74, Lot 5, in the Middlebrook sewer service area. The approval granted herein is subject to the following conditions:

1. The applicant shall comply with all of the Authority's Rules and Regulations, and the payment of all fees, including the payment to the Authority of the then applicable connection fees.
2. The applicant shall not be issued a connection permit until applicant has provided confirmation that the applicable SRVSA connection fee has been paid to SRVSA.


3. All new sanitary conveyance facilities construction on the subject parcel is under the jurisdiction of the Local Plumbing Sub-Code Official.
4. Outside restaurant food service seating shall be limited to 36 whether in the front or side/rear of the restaurant building.
5. In the event the Authority determines at a later date that the water usage entering into the sanitary sewer system associated with the existing building in which the restaurant is located exceeds nine (9) EDUs of capacity, then the sewer service fee for this property shall be charged a recalculated connection fee equivalent to the then applicable connection fee for each such additional EDU.

Moved by Mr. Truglio
 Seconded by Mrs. Garafola

Roll Call Vote	Yes	No
Chairman Reeder	x_____	_____
Mr. Truglio	x_____	_____
Ms. Garafola	x_____	_____
Mr. Mosquera	x_____	_____
Mr. Vetter	x_____	_____
Mr. Checchio (Alt 1)	x_____	_____
Mr. Paoella (Alt 2)	_____	_____

CERTIFICATION

I, Deborah Catapano, Secretary of the Warren Township Sewerage Authority in the County of Somerset, New Jersey, do hereby certify that the above resolution is a true and correct copy of a resolution adopted at a meeting of the Warren Township Sewerage Authority on June 19, 2013.



 Deborah Catapano, Authority Secretary