

**RESOLUTION #2018-003**

**RESOLUTION OF THE BOARD OF ADJUSTMENT  
OF THE BOROUGH OF HAWTHORNE  
(the "BOARD")**

**In the matter of:**

**M & P Foreign Used Cars (the "Applicant")  
36 – 38 Lincoln Avenue  
and 10 Columbus Avenue  
Block 10, Lot 11 - 16  
Hawthorne, New Jersey (the "Property" or the "Premises")**

**WHEREAS**, Application for use variance, bulk variance and site plan approval was made by Applicant; and

**WHEREAS**, there were a number of deficiencies in the application materials submitted by Applicant; and

**WHEREAS**, Applicant, through its attorney, has informed the Board that it is not ready to proceed and that it "... must resolve some site issues with M & P Auto prior to being heard"; and

**WHEREAS**, The aforesaid application has not been prosecuted by Applicant for several months; and

**WHEREAS**, Applicant has never provided legally requisite Notice of Public Hearing and therefore has never had jurisdiction to present its application at Public Hearing.

**NOW THEREFORE**, it is resolved by the Hawthorne Zoning Board of Adjustment that the Application filed by Applicant is hereby **DISMISSED** without prejudice.

The undersigned certifies that the within Resolution was adopted by the Board and memorialized herein pursuant to N.J.S.A. 40:55D-10(g) on July 16, 2018.

Raymond G Hallock  
Raymond Hallock, Chairman

Joan Herve  
Joan Herve, Secretary

OFFERED BY: DeRitter  
SECONDED BY: Schroter  
VOTE: Ayes 6  
Nays 0  
Abstained - 1