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June 20, 2023

Via Electronic Mail

spizzulo@andovertp.org

Stephanie Pizzulo, Board Secretary
Andover Township Land Use Board
134 Newton Sparta Road
Newton, New Jersey 07860

RE: Andover Township Land Use Board
Applicant: BHT Properties Group
Property: 248 Stickles Pond Road, Block 151, Lot 21

Dear Ms. Pizzulo:

As per your request, I am writing this letter in furtherance of my letter to Mr. Messerschmidt of May 10, 2023, a copy of which is attached, wherein I indicated that we were requesting that the BHT Properties Group matter be carried until the June meeting based upon the informal review that was being submitted by Mr. Joseph Marley for a warehouse application. I also indicated in that letter that in the event that the application was received favorably and that Mr. Marley would be proceeding with a formal application, we would request the BHT Properties Group application be held in abeyance until January 31, 2024. This would allow the Marley application to proceed to hopefully a successful conclusion.

Based upon information that I have received, the informal application was presented and was viewed by the Board. Based upon the reaction from the Board, it is my understanding that Mr. Marley will be presenting a formal application to the Land Use Board for review. Therefore, I am reaffirming the request to place the BHT Properties Group matter in abeyance until January 31, 2024 or until the approval of the Marley warehouse matter, whichever is sooner. As you know, I am not the attorney for the Marley application. Therefore, I would ask that you keep me informed as to its progress so I can inform my client as to the ongoing status of that application. In the event of the approval of the Marley application, BHT Properties Group will withdraw its

Stephanie Pizzulo, Board Secretary
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application. In the event of a denial, BHT Properties Group will restart its application and continue to seek approval.

Thank you for your cooperation in this matter.

Very truly yours,

DOLAN & DOLAN, PA

A handwritten signature in black ink that reads "Roger W. Thomas". The signature is written in a cursive style with a large, prominent "R" and "T".

Roger W. Thomas

RWT:mcw

cc:

Thomas J. Molica Jr., Esq.(via email: tmolica@vccslaw.com)