

# Calli Law, LLC

Attorneys at Law

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*\*member of the NJ, PA & NY Bars*

*+member of the NJ & PA Bars*

3.8.21

## Via UPS

Department of Planning & Community Development  
50 Winfield Scott Plaza, Room 403  
Elizabeth, NJ 07201

Re: Board of Adjustment Submission  
Bolla – Use Variance / Site Plan Application  
828 Routes 1 & 9 (northbound)

Dear Ms. Rivera-Sullivan:

This office represents Bolla Management Corp. (“Bolla”) in connection with a land development application to the Board of Adjustment seeking to utilize the existing principal structure on the property for food service and sales (i.e. quick-serve dine in location) with seating area for customers. The existing use is proposed to remain.

Enclosed please find four (4) separate bundles of the following filing documents:

1. Application & Checklists;
2. Application Addendum;
3. Applicant’s Disclosure Statement;
4. Preliminary & Final Site Plans entitled prepared by Cornerstone Consulting Engineers and Architectural, Inc., dated 2.15.21 (2-sheets); and
5. Architectural Plans prepared by Cornerstone Consulting Engineers and Architectural, Inc, last revised 8.3.20 (2-sheets).

Also enclosed, please find two checks, each payable to the City of Elizabeth, in the amount of \$1,800.00 (application fee) and \$8,000.00 (escrow deposit) and a completed W-9, as required in connection with the escrow deposit.

Our office has ordered a copy of the updated adjacent property owner radius list from the Tax Assessor and proof that taxes are current from the Collector. These will be forwarded to your office under separate cover, upon receipt.

March 8, 2021

Should you require any additional information, please do not hesitate to contact my office. Upon your office's review for completeness, please advise as to when the matter will be scheduled for Board review.

Thank you for your courtesies and consideration, it is much appreciated.

Very truly yours,

A handwritten signature in black ink, appearing to read 'L. Calli', written over a horizontal line.

Lawrence A. Calli

APPLICATION FOR BOARD ACTION Planning Board \_\_\_\_\_  
DCP FORM #00, PAGE 1 of 5  
(Revised March 14, 1988) Zoning Board   /  

Application # \_\_\_\_\_  
Date Filed \_\_\_\_\_  
Received by \_\_\_\_\_  
Hearing Date \_\_\_\_\_  
Final Hearing \_\_\_\_\_

APPLICATION FOR BOARD HEARING

=====

APPLICATION IS HEREBY MADE FOR:

1. \_\_\_\_\_ Appeal of Administrative Action Pursuant to Section C.40:55-70a (Attach Form #01)
2. \_\_\_\_\_ Appeal for Interpretation Pursuant to Section C.40:55D-70b (Attach Form #02)
3.   X   Application for Hearing (Attach Form #00)
4.   X   Relief from Zoning Requirements Pursuant to Section C.40:55D-70c (Attach Form #03)
5.   X   Use Variance Pursuant to Section C.40:55D-70d (Attach Form #04)
6. \_\_\_\_\_ Conditional Use Authorization Pursuant to Section C.40:55D-67 (Attach Form #05)
7. \_\_\_\_\_ Approval of Subdivision (Attach Form #06)
8. \_\_\_\_\_ Final Approval of Major Subdivision (Attach Form #07)
9.   X   Preliminary Approval of Site Plan (Attach Form #08)
10.   X   Final Approval of Site Plan (Attach Form #09)
11. \_\_\_\_\_ Direction to Issue a Building Permit Pursuant to Section 602 or 604 of the Elizabeth Development Control Ordinance
12.   x   Hearing Application Checklist (Attach Form #18) (*Ordinance 2915*)

NOTE: IF AN APPLICATION FOR DEVELOPMENT HAS BEEN SUBMITTED FOR THIS PROPERTY WITHIN THE LAST TEN YEARS, PLEASE PROVIDE THE FOLLOWING INFORMATION:

DATE OF APPLICATION

  N/A  

TYPE OF DEVELOPMENT

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

APPLICATION FOR BOARD ACTION Planning Board \_\_\_\_\_  
DCP FORM #00, PAGE 2 of 5  
(Revised March 14, 1988) Zoning Board X

Application # \_\_\_\_\_  
Date Filed \_\_\_\_\_  
Received by \_\_\_\_\_  
Hearing Date \_\_\_\_\_  
Final Hearing \_\_\_\_\_

APPLICATION FOR BOARD HEARING (con't)

=====  
PROJECT'S GENERAL INFORMATION

PROPERTY:

Address 814-838 Route 1/9  
Owner (s) 828, LLC / Bolla Management Corp.  
Address (es) c/o Applicant Counsel, below

Date of Purchase 2003

Property Tax Account # -

APPLICANT:

Name Bolla Management Corp.  
Address c/o Applicant Counsel, below  
Contact Person Lawrence A. Calli, Esq.  
Telephone (973) 291.8102

PROPOSED OWNERSHIP STATUS\*:

Proprietorship X Partnership \_\_\_\_\_ Corporation \_\_\_\_\_  
Lessee \_\_\_\_\_ Contingent Purchaser \_\_\_\_\_  
Other \_\_\_\_\_ (Explain) Applicant / operator / site owner

PROJECT'S ATTORNEY:

Name Lawrence A. Calli, Esq. Telephone (973) 291.8102  
Firm Calli Law, LLC  
Address 170 Kinnelon Road - Suite 6 - Kinnelon, NJ 07405

PROJECT'S ARCHITECT:

Name Christopher Stress, RA  
Firm Cornerstone Consulting Engineers & Architectural Inc.  
Address 1176 N. Irving St - Allentown, PA 18109  
New Jersey License # See attached signed/sealed plans

PROJECT'S ENGINEER:

Name John Anderson, PE Telephone (215) 362.2600  
Firm Cornerstone Consulting Engineers & Architectural Inc.  
Address 1176 N. Irving St - Allentown, PA 18109  
New Jersey License # See attached signed/sealed plans

PROJECT'S LAND SURVEYOR:

Name Cornerstone Consulting Engineers & Architectural Inc. Telephone ( )  
Firm See Above  
Address  
New Jersey License #

\*Note: If the applicant is not the proprietor, then the applicant is required to submit a letter signed by the property owner, authorizing the filing and processing of this application (attach Form #13). Corporations and partnerships must attach Form #14. CORPORATIONS MUST BE REPRESENTED BY AN ATTORNEY.

N/A

APPLICATION FOR BOARD ACTION Planning Board \_\_\_\_\_  
 DCP FORM #00, PAGE 3 of 5  
 (Revised March 14, 1988) Zoning Board X

Application # \_\_\_\_\_  
 Date Filed \_\_\_\_\_  
 Received by \_\_\_\_\_  
 Hearing Date \_\_\_\_\_  
 Final Hearing \_\_\_\_\_

APPLICATION FOR BOARD HEARING (cont'd)

PHYSICAL DEVELOPMENT INTENT  
 Gasoline Service

Property Description  
 Address 814-838 Route 1 & 9  
 Owner (s) 828 LLC / Bolla Management Corp.  
 Property Tax Account # \_\_\_\_\_ Zoning Commercial / Highway

Lot Area S. F. Tract Area

FRONTAGE: STREET LINEAR FEET  
 Route 1 & 9 varies - northbound direction - see plans

STRUCTURES:

Lot 10-2138:

INTENT*	STORIES	CONSTRUCTION TYPE	USE** TYPE	FLOOR AREA (Sq. Ft.)	EFF. UNITS	# OF BR / UNIT	1	2	3	4	5
		UTILIZE EXISTING STRUCTURE FOR CONVENIENCE STORE WITH FOOD SALES AND CUSTOMER SEATING AREAS AS DEPICTED ON ATTACHED ARCHITECTURAL PLANS DEPICTING QUICK-SERVE DINING AREAS, USES AND PROPOSED IMPROVEMENTS									

\*Note: Definition of Intent  
 A: Addition to Existing  
 B: New Construction  
 C: Existing to Remain XX  
 D: To Be Demolished

\*\*Note: Definition of Use Type  
 R: Residential  
 C: Commercial XX  
 W: Warehousing  
 M: Manufacturing  
 A: Accessory  
 I: Institutional  
 O: Office

BUILDING LOTS (Please complete if property is to be subdivided):

Lot  
 Lot

LOT AREA (Sq. Ft.)	LOT FRONTAGE (Sq. Ft.)
>.1 acre	northbound lanes of Route 1 / 9 - SF frontage N/A
existing building - 4,900 SF - to remain	

APPLICATION FOR BOARD ACTION Planning Board \_\_\_\_\_  
 DCP FORM #00, PAGE 4 of 5  
 (Revised March 14, 1988) Zoning Board  X

Application # \_\_\_\_\_  
 Date Filed \_\_\_\_\_  
 Received by \_\_\_\_\_  
 Hearing Date \_\_\_\_\_  
 Final Hearing \_\_\_\_\_

APPLICATION FOR BOARD HEARING (con't)

CERTIFICATION FOR EXEMPTION FROM SITE PLAN APPROVAL (Please complete for projects other than one or two family residence):

NOT APPLICABLE

- |    | <u>YES</u> | <u>NO</u>  |  |
|----|------------|------------|--|
| 1. | _____      | <u> X </u> | Will the development require conditional use authorization ?   |
| 2. | _____      | <u> X </u> | Will the project involve a use requiring screening ?   |
| 3. | _____      | <u> X </u> | Does the lot width exceed 80 feet and will there be a change of use from one Schedule II Category to another ?                                   |
| 4. | _____      | <u> X </u> | Will the building construction or reconstruction cover more than 300 square feet ?<br>NO CHANGE TO EXISTING                                      |
| 5. | _____      | <u> X </u> | Will the lot have 5 or more parking stalls and will stalls, aisles or driveways be established, altered or eliminated ?<br>NO CHANGE TO EXISTING |
| 6. | _____      | <u> X </u> | Will the development involve the removal of soil exceeding 1 foot in depth ?   |
| 7. | _____      | <u> X </u> | Will 5,000 square feet or more of residential open space be provided ?   |

Note: A Yes response to one or more of the above questions indicates the need for a site plan review or, a certification from the City Engineer, City Planner and Zoning Administrator that improvements meet the criteria for exemption from site plan hearing requirements.

N/A

NO CHANGE TO EXISTING

APPLICATION FOR BOARD ACTION Planning Board \_\_\_\_\_  
DCP FORM #00, PAGE 5 of 5  
(Revised March 14, 1988) Zoning Board  X

Application # \_\_\_\_\_  
Date Filed \_\_\_\_\_  
Received by \_\_\_\_\_  
Hearing Date \_\_\_\_\_  
Final Hearing \_\_\_\_\_

APPLICATION FOR BOARD HEARING (con't)

Present Use Category: HC  
Principal Use (s): Gasoline station with convenience store  
Major Accessory Use (s): parking / gas pumps / canopy  
Proposed Use Category: No change to existing - proposed addition of food service  
Principal Use (s) use to convenience store - dining/seating areas, as  
Major Accessory Use (s) depicted on enclosed plans. No new accessory uses  
proposed

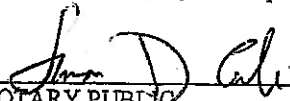
USE:  
Describe the PRESENT USE of the property including both indoor and outdoor activities:  
Gasoline station with convenience store

Describe the PROPOSED USE of the property including both indoor and outdoor activities:  
Maintain existing and add food service, sales and dining areas within c-store.

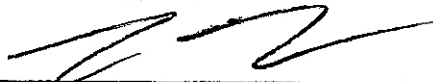
REQUIRED ATTACHMENTS:

- |    | <u>YES</u> | <u>NO</u>  |   |
|----|------------|------------|---|
| 1. | _____      | <u> X </u> | Is a new public street right-of-way proposed? If yes, please attach description.  |
| 2. | _____      | <u> X </u> | Are off-tract facilities proposed? If yes, please attach description.   |
| 3. | _____      | <u> X </u> | Are there any deed restrictions which affect the subject property in effect or contemplated? If yes, please attach description. |
| 4. | _____      | <u> X </u> | Is the subject property located in "A" Flood Hazard Area? If yes, please attach copy of necessary permit or waiver.             |
| 5. | _____      | <u> X </u> | Is the subject property within 500 feet of a tidal water body? If yes, please attach a copy of the necessary permit or waiver.  |

I hereby depose and say that all the statements contained in these papers submitted herewith are true and correct. I also authorize City Officials and Board members to have physical access to the property and any structures on the property as necessary for the purpose of gathering information relevant to this application.

  
\_\_\_\_\_  
NOTARY PUBLIC  
DATE:  3/8/21

**Simone D. Calli, Esq.**  
STAMP ~~NOTARY PUBLIC~~  
State of New Jersey  
NJ Attorney ID #015262006

  
\_\_\_\_\_  
APPLICANT'S SIGNATURE  
DATE:  3.8.21

**Lawrence A. Calli, Esq.**  
Attorney at Law  
State of New Jersey  
NJ Attorney ID #021912004

DCP FORM #03  
 APPEAL FOR RELIEF  
 FROM ZONING REQUIREMENTS  
 (Revised 3/25/83)

Planning Board \_\_\_\_\_  
 Zoning Board \_\_\_\_\_

Application No: \_\_\_\_\_  
 Date Filed: \_\_\_\_\_  
 Filing Fee: \_\_\_\_\_  
 Received by: \_\_\_\_\_

Appeal is hereby made, pursuant to Section C.40: 55D-70c of the New Jersey Municipal Land Use Law, for permission to vary requirements of the zoning article of the Development Control Ordinance of the City of Elizabeth as follows:

<u>SECTION</u>	<u>REQUIREMENTS</u>	<u>RELIEF REQUESTED</u>
17.36 et. seq.	Principal uses	Use deviation to permit food prep, sales and quick serve dining type use within c-store on gasoline station property within HC zone.

Arguments must be submitted in support of the requested relief. On a separate sheet, for each variance requested, explain fully how the physical characteristics of the property in question prevents compliance with the strict application of the code requirements creating an undue hardship for the applicant.

2. Public Hearing Notification Information:

Notice shall be given by the applicant at least ten (10) days prior to the date of the hearing to the following parties where applicable. Notice shall be by personal service or certified mail. An affidavit of proof of service demonstrating compliance with this requirement shall be filed with the city agency holding the hearing at least two (2) days prior to the date of the hearing.

- |   | Yes | No |
|---|-----|----|
| a) Is the subject property located within two hundred (200) feet of any municipal boundary? If yes, City Clerk of adjacent municipality and County Planning Board shall be notified of hearing by applicant. (Note 1) |     | X  |
| b) Is the subject property adjacent to an existing or proposed county road or adjoining other County land? If yes, County Planning Board shall be notified of hearing by applicant. (Note 1)                          |     | X  |
| c) Is the subject property adjacent to a State highway? If yes, applicant shall notify the Commissioner of Transportation of the hearing. (Note 2)  | X   |    |

	Yes	No
THE APPLICANT SHALL NOTIFY ALL OWNERS OF PROPERTY LOCATED IN THE STATE AND WITHIN TWO HUNDRED (200) FEET IN ALL DIRECTIONS OF PROPERTY IN QUESTION.	X	

3. Disclosure Information

Is applicant and/or owner a corporation or partnership and does the application involve variances to construct a multiple dwelling of 25 or more family dwellings? If yes, submit disclosure of all stockholders holding 10% or more stock or partners with 10% or greater interest in the partnership pursuant to NJSA 40:55D-48.1 et. seq. (Form #14)

	Yes	No
	X	



DCP FORM #03  
APPEAL FOR RELIEF  
FROM ZONING REQUIREMENTS  
(Revised 3/25/83)  
Page 2

Planning Board \_\_\_\_\_  
Zoning Board X

Application No: \_\_\_\_\_  
Date Filed: \_\_\_\_\_  
Filing Fee: \_\_\_\_\_  
Received by: \_\_\_\_\_

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NOTES:

- "1" Union County Planning Board, Attn: Union County Department of Engineering and Planning, Union County Administration Building, Elizabethtown Plaza, Elizabeth, NJ 07207 N/A
- "2" New Jersey Department of Transportation, 1035 Parkway Avenue, P.O. Box 101, Trenton, NJ 08625 To be noticed per 40:55D-12

DCP FORM #04  
(Revised 6/10/85)  
Appeal for Use Variance

Application No: \_\_\_\_\_  
Date Filed: \_\_\_\_\_  
Filing Fee: \_\_\_\_\_  
Received by: \_\_\_\_\_

DO NOT WRITE ABOVE THIS LINE

Request is hereby made pursuant to Section C.40:55D-70d of the New Jersey Municipal Land Use Law to the Board for permission to permit the construction of utilize existing structure for quick serve dine-in location as a use in an HC Zone which is specifically prohibited by the Development Control Ordinance of the City of Elizabeth.

1. Arguments must be submitted in support of the requested "Use Variance". On a separate sheet, describe reasons why the requested use variance should be granted by the Board
2. Public Hearing Notification Information  
Notice shall be given by the applicant at least ten (10) days prior to the date of the hearing to the following parties where applicable. Notice shall be by personal service or certified mail. An affidavit of proof of service demonstrating compliance with this requirement shall be filed with the city agency holding the hearing at least two (2) days prior to the date of the hearing.

Yes or No

- |  |   |
|--|---|
| a) Is the subject property located within two hundred feet (200') of any municipal boundary? If yes, City Clerk of adjacent municipality and County Planning Board shall be notified of hearing by applicant. (Note #1). | X |
| b) Is the subject property adjacent to an existing or proposed county road or adjoining other county land? If yes, County Planning Board shall be notified of hearing by applicant. (Note #1).                           | X |
| c) Is the subject property adjacent to a state highway? If yes, applicant shall notify the Commissioner of Transportation of the hearing. (Note #2)  | X |

THE APPLICANT SHALL NOTIFY ALL PROPERTY OWNERS LOCATED IN THE STATE AND WITHIN TWO HUNDRED (200) FEET IN ALL DIRECTIONS OF PROPERTY IN QUESTION. X

APPLICATION FOR BOARD ACTION  
DCP FORM #04, PAGE 2 OF 2  
(Revised March 14, 1988)

Application No: \_\_\_\_\_  
Date Filed: \_\_\_\_\_  
Received by: \_\_\_\_\_  
Hearing Date: \_\_\_\_\_  
Final Hearing: \_\_\_\_\_

APPEAL FOR USE VARIANCE CONT'D

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Note #1: If the subject property is located within two-hundred (200) feet of a municipal boundary, or if the subject property is adjacent to a county road or land, the applicant should file Form #15 and submit it to:

Union County Planning Board  
Union County Department of Engineering & Planning  
Union County Administrative Building  
Elizabethtown Plaza  
Elizabeth, NJ 07201

No

Note #2: If the subject property is located adjacent to a state highway or property, the applicant should file Form #15 and submit it to:

New Jersey Department of Transportation  
1035 Parkway Avenue  
P.O. Box 101  
Trenton, NJ 08625

Yes

DCP FORM #08  
 (Revised 3/24/83)  
 Application for Preliminary  
 Approval of Site Plan

Application No: \_\_\_\_\_  
 Date Filed: \_\_\_\_\_  
 Filing Fee: \_\_\_\_\_  
 Received by: \_\_\_\_\_

Do not write above this line

Application is hereby made for approval of the proposed Site Plan for the land herein described:

1.	Plan Description Site Plan	Prepared by		Date	For Official Use only	
		<input type="radio"/> Architect	<input type="radio"/> Planner		Yes	No
2.	Notification Information Does the proposed development provide or is it required to provide five (5) or more parking spaces and located adjacent to an existing or proposed county road? If yes, County Planning Board shall be notified of hearing by the applicant and a copy of the site plan shall be submitted to the County Planning Board by the local Board.				X	
3.	Public Hearing Notification Information (If Public Hearing has been waived omit this section) Notice shall be given by the applicant at least ten (10) days prior to the date of the hearing to the following parties where applicable. Notice shall be by personal service or certified mail. An affidavit of proof of service demonstrating compliance with this requirement shall be filed with the city agency holding the hearing at least two (2) days prior to the date of the hearing.				X	
	a) Is the subject property located within two hundred (200) feet of any municipal boundary? If yes, City Clerk of adjacent municipality and County Planning Board shall be notified of hearing by applicant.					X
	b) Is the subject property adjacent to a state highway? If yes, applicant shall notify the Commissioner of Transportation of the hearing (Form #15)				X	
	THE APPLICANT SHALL NOTIFY ALL PROPERTY OWNERS LOCATED IN THE STATE AND WITHIN TWO HUNDRED (200) FEET IN ALL DIRECTIONS OF PROPERTY IN QUESTION.				X	
4.	Disclosure Information Is applicant and/or owner a corporation or partnership and does the subdivision involve six (6) or more lots? If yes, submit disclosure of all stockholders holding 10% or more stock or partners with 10% or greater interest in the partnership pursuant to NJSA 40:55D-48.1 et. seq. (Form #14)				X	

**Bolla**  
Elizabeth Zoning Board of Adjustment  
Application Addendum

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The Property is developed with an existing gasoline station, convenience store and accessory / related and adjoining parking fields and uses, located within the HC zone.

The Applicant seeks to utilize the convenience store and improve it for customers by repurposing areas of same for a quick-serve food use, inclusive of seating areas for customers. There are proposed changes to the hours of operation, number of employees, etc. Rather, the proposal is an additional amenity to the existing use on the site. It should be noted that the Applicant is quite mindful of the need to address and limit occurrences of nuisance issues (i.e. undue noise levels and garbage being left on the Property) if the proposal is implemented.

The Applicant seeks use variance relief pursuant to N.J.S.A. 40:55D-70(d) and site plan review. With respect to the use variance relief, pursuant to N.J.S.A. 40:55D-70(d)(1), the Zoning Board may grant a use variance upon a demonstration by the Applicant that there are "special reasons" for the grant of the variance and that there will not be a substantial negative impact if the variance is granted. The "special reasons" are often referred to as the positive criteria and can be demonstrated if the use is inherently beneficial, or the site is particularly well suited for the use.

In the instant application, it is proffered that the site is particularly suited for the proposed use, and the statutory positive criteria are satisfied because the site is already developed with the same use that is proposed to continue, namely a convenience store for customers of the station and Property. The addition of food prep, sales and customer seating area will not serve as a practical intensification to the site use. In addition to proving the positive criteria, an Applicant requesting a use variance must also demonstrate the negative criteria, i.e., that the variance can be granted without substantial detriment to the public good and that it will not substantially impair the intent and the purpose of the zone plan and zoning ordinance. N.J.S.A. 40:55D-70. As stated, the Property is already developed, in part, with the same use that is proposed to continue. As will become more evident during the course of the public hearing, the proposed use/arrangement can be appropriately undertaken, and will serve to assist the optimal operations of the site, which benefits the City in many ancillary respects. Accordingly, there will be no negative detriment to the City Ordinance, zone plan or community if approved.

# Request for Taxpayer Identification Number and Certification

Give Form to the requester. Do not send to the IRS.

**1** Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.  
**Bolla Oil Corp**

**2** Business name/disregarded entity name, if different from above

**3** Check appropriate box for federal tax classification; check only **one** of the following seven boxes:  
 Individual/sole proprietor or single-member LLC  
 C Corporation  S Corporation  Partnership  Trust/estate  
 Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=partnership) ▶ \_\_\_\_\_  
**Note.** For a single-member LLC that is disregarded, do not check LLC; check the appropriate box in the line above for the tax classification of the single-member owner.  
 Other (see instructions) ▶ \_\_\_\_\_

**4** Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):  
 Exempt payee code (if any) \_\_\_\_\_  
 Exemption from FATCA reporting code (if any) \_\_\_\_\_  
(Applies to accounts maintained outside the U.S.)

**5** Address (number, street, and apt. or suite no.)  
**809 Stewart Avenue**

**6** City, state, and ZIP code  
**Garden City, NY 11530**

**7** List account number(s) here (optional)

Requester's name and address (optional)

## Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I Instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

Social security number

--	--	--	--	--	--	--	--	--	--

OR

Employer identification number

2	0								
		-	2	6	8	7	9	9	0

**Note.** If the account is in more than one name, see the instructions for line 1 and the chart on page 4 for guidelines on whose number to enter.

## Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

**Certification instructions.** You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions on page 3.

**Sign Here** Signature of U.S. person ▶ *Jamie Lipari* Date ▶ *1/26/21*

## General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.  
**Future developments.** Information about developments affecting Form W-9 (such as legislation enacted after we release it) is at [www.irs.gov/fw9](http://www.irs.gov/fw9).

### Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following:

- Form 1099-INT (interest earned or paid)
- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)

- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
  - Form 1099-C (canceled debt)
  - Form 1099-A (acquisition or abandonment of secured property)
- Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See *What is backup withholding?* on page 2.

- By signing the filled-out form, you:
- Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
  - Certify that you are not subject to backup withholding, or
  - Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income, and
  - Certify that FATCA code(s) entered on this form (if any) indicating that you are exempt from the FATCA reporting, is correct. See *What is FATCA reporting?* on page 2 for further information.

BOLLA CONSTRUCTION LLC

REMIT TO: City of Elizabeth

ACCT #

Check Amount: 1,800.00

Date: 01/13/2021

Check Number: 29551

Invoice Number	Date	Invoice Total	Discount	Net Amount Paid
011221	01/13/2021	1,800.00	0.00	1,800.00
CHECK TOTAL:				1,800.00

THIS CHECK IS VOID WITHOUT A COLORED BORDER AND BACKGROUND PLUS A KNIGHT & FINGERPRINT WATERMARK ON THE BACK - HOLD AT ANGLE TO VIEW

BOLLA CONSTRUCTION LLC  
809 Stewart Ave  
Garden City, NY 11530

29551

PAY Acct #  
TO THE City of Elizabeth  
ORDER OF

DATE 01/13/2021

\*\*\*\$1,800.00

One thousand eight hundred Dollars and 00 /100 Cents \*\*\*\*\*

TD BANK-NEW  
6060 BRUSH HOLLOW RD  
WESTBURY NY 11590

MEMO: 828 US 1-9 North  
Elizabeth, NJ

⑈002955⑈ ⑆0260⑆3673⑆ 43693⑆8906⑈

BOLLA CONSTRUCTION LLC  
809 Stewart Ave  
Garden City, NY 11530

City of Elizabeth

USA

BOLLA CONSTRUCTION LLC

REMIT TO: City of Elizabeth

ACCT #

Check Amount:

8,000.00

Date:

01/13/2021

Check Number:

29550

Invoice Number

Date

Invoice Total

Discount

Net Amount Paid

011221

01/13/2021

8,000.00

0.00

8,000.00

CHECK TOTAL:

8,000.00

THIS CHECK IS VOID WITHOUT A COLORED BORDER AND BACKGROUND PLUS A KNIGHT & FINGERPRINT WATERMARK ON THE BACK - HOLD AT ANGLE TO VIEW

BOLLA CONSTRUCTION LLC

809 Stewart Ave  
Garden City, NY 11530

29550

PAY  
TO THE  
ORDER OF

Acct #:

City of Elizabeth

DATE

01/13/2021

\*\*\*\$8,000.00

Eight thousand Dollars and 00 /100 Cents \*\*\*\*\*

TD BANK-NEW  
6060 BRUSH HOLLOW RD  
WESTBURY NY 11590

MEMO: 828 US 1-9 North  
Elizabeth, NJ

VOID

⑈0029550⑈ ⑈026013673⑈ 4369318906⑈

BOLLA CONSTRUCTION LLC

809 Stewart Ave  
Garden City, NY 11530

City of Elizabeth

USA