

**FORM NO. 16**

**NOTICE OF DEFAULT APPROVAL**

**Note:** Procedure For Entering Default Approval

Where a municipal agency fails to take action on an application and render a decision within the time specified in the statute or within such further time as may be consented to by the applicant, the applicant may obtain approval of his application by default. See discussion in Section 26-3.

The procedure to be followed by an applicant in such cases is set forth in N.J.S. 40:55D-10.4. The following forms of Notice of Default Approval and associated forms and affidavits have been provided through the courtesy of Jonathan E. Drill, Esq. of the New Jersey Bar.

**Notice of Default Approval  
(N.J.S. 40:55D-10.4)**

A\_\_\_\_\_ B\_\_\_\_\_ & C\_\_\_\_\_

A Professional Corporation

140 Ablen Road

P.O. Box 481

Rocky Ridge, N.J.

Attorneys for

IN RE: APPLICATION OF :

FOR FINAL :

MAJOR SUBDIVISION APPROVAL

OF :

NOTICE OF

DEFAULT APPROVAL

:

CASE NO.

PLEASE TAKE NOTICE that \_\_\_\_\_ claims approval of its application for [final major subdivision] [variance] affecting Lot\_\_\_\_, Block\_\_\_\_, \_\_\_\_\_Township by reason of the failure of the \_\_\_\_\_Township [Planning Board] [Zoning Board of Adjustment] to grant or deny approval within the statutory time period after submission of its complete application as set forth in N.J.S. 40:55D-50 [or other appropriate section].

A\_\_\_\_\_ B\_\_\_\_\_ & C\_\_\_\_\_

A Professional Corporation

By: \_\_\_\_\_

Dated:

(To be served and published as provided by N.J.S. 40:55D-10.4 a and b)