



**TO: Mayor and Town Council**  
**FROM: Eileen Scerra, Town Manager**  
**DATE: August 2, 2024**  
**SUBJECT: Extension on MBTS West Village C-1 approved Final Subdivision Site Plan**

Millville By the Sea West Village C-1 is a Master Planned Community. The Master Plan final subdivision site plan was approved by the Town Council on August 9, 2022, and scheduled to sunset on September 15, 2024.

According to Town Code at Chapter 125 Subdivision of Land at § 125-8 Sunsetting of subdivision approval, states the following:

**A.** Any subdivision approval granted by the Town Council subsequent to the effective date of this section shall be rendered null and void if substantial construction is not commenced thereon within two years of the date of approval and recording of the final plat.

[Amended 12-14-2010 by Ord. No. 11-03]

**B.** Any subdivision approval granted by the Town Council prior to the effective date of this section shall be rendered null and void if substantial construction is not commenced thereon within three years of the effective date of this section. Town Council, at its discretion, may approve an additional extension of approval should the applicant demonstrate unusual difficulty or circumstances beyond the applicant's control.

**C.** For the purposes of this section, the term "substantial construction" shall mean that the right-of-way has been cleared, the roadway has been rough graded, the drainage system and the stormwater management facilities have been rough graded, and erosion and sediment control measures are in place and being actively maintained, or construction in accordance with an approved construction sequence for the project.

Please see attached letter of request for your consideration to extend the approval for two additional years.