



Wander Ecological Consultants

28 Warner Road, Newton, New Jersey 07860 Phone/Fax: 973-579-2293

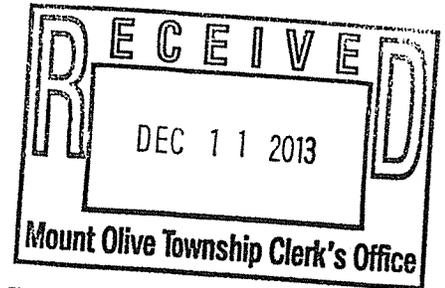
Wetland Delineations • Endangered Species Surveys • Vegetation and Wildlife Inventories
Ornithological Studies • Habitat Evaluation • Impact Assessments • Mitigation Proposals

12/11/13
Dore Sg
cc: Admin
Plan
Eng



December 3, 2013

Application Support Unit
New Jersey Department of Environmental Protection
Division of Land Use Regulation
P.O. Box 422
Trenton, NJ 08625-0422



Re: Application for Letter of Interpretation, line verification
Location: Block 8500, Lot 19, Mount Olive Township, Morris County
Applicant/owner: Kevin Dorlan
Drainage: Musconetcong watershed, Delaware River drainage basin
Nearest stream: Musconetcong River

Dear Sir or Madam:

Enclosed is a package of information in support of our application for a Letter of Interpretation (LOI) to verify the wetland delineation on the above-referenced property. The 3.26-acre property is located on the north side of Mine Hill Road at the junction with Route 46. Most of the property is disturbed with existing and former structures. The applicant proposes to demolish and remove the existing structures and build a 5-unit condominium building in the disturbed area.

WEC delineated wetlands and State open waters on and near the subject property in April 2013. The delineated wetlands and State open waters are plotted on the enclosed wetland delineation plan.

Enclosed is the information required at N.J.A.C. 7:7A Subchapter 10 and the Letter of Interpretation checklist and fee table. If you require any additional information or clarification, please contact me as soon as possible.

Sincerely,

Wade Wander, M.Sc.
ACOE Certified Wetland Delineator #WDCP93MD0910074B

Enclosures: Five sealed and signed prints of a Wetland Delineation Plan, sheet, 1 of 1, prepared by Civil Engineering, Inc., dated November 19, 2013, unrevised
Completed LURP-2 application with original signatures
Location map from Google Maps
USGS topographic map (Hackettstown, NJ, quad) showing the location of subject property with NJ State Plane Coordinates

Soils map from USDA Web Soil Survey
Annotated digital color photographs
Wetland data sheets with vegetation, soils and hydrology data
Tax map
Certified list of property owners within 200 feet of subject property from
tax assessors of Mount Olive Twp., Washington Twp., and Town of
Hackettstown
Proof of certified mail notices to Mount Olive Township municipal clerk,
planning board, environmental commission, construction official,
Morris County planning board, and all landowners within 200 feet of
the property boundaries
Check in the amount of \$936 (4 acres x \$84/acre + \$600), made
payable to "Treasurer, State of New Jersey"

cc: Kevin Dorlan



State of New Jersey
Department of Environmental Protection
 Division of Land Use Regulation Application Form (DLUR)
 501 E. State Street Mail Code 501-02A P.O. Box 420
 Trenton, NJ 08625-0420
 Phone #: (609) 777-0454 Web: www.nj.gov/dep/landuse



Please print legibly or type the following: Complete all sections unless otherwise noted Is this project Superstorm Sandy Related Yes No

1. Applicant Name: Mr./Ms./Mrs Mr. Kevin Dorlow E-Mail: _____
 Address: 43 Flocktown Rd. Daytime Phone: _____ Ext. _____
 City/State: Long Valley, N.J. 07853 Zip Code 07853 Cell Phone: _____

2. Agent Name: Mr./Ms./Mrs WADE WANDER E-Mail: wander@embarqmail.com
 Firm Name: WANDER ECOLOGICAL Daytime Phone: 973 579-2293 Ext. -
 Address: 28 WARNER ROAD Zip Code 07860 Cell Phone: _____
 City/State: NEWTON, NJ 07860

3. Property Owner: Mr./Ms./Mrs Mr. Kevin Dorlow E-mail: _____
 Address: 43 Flocktown Rd. Daytime Phone: _____ Ext. _____
 City/State: Long Valley N.J. 07853 Zip Code 07853 Cell Phone: _____

4. Project Name: _____ Address/Location: 105 Mine Hill Rd.
 Municipality: Mount Olive Twp. County: Morris
 Block(s): 8500 Lot(s): 19

N.A.D. 1983 State Plane Coordinates(foot) E (x): 403,904 N (y): 734,344 Not Longitude/Latitude
 Watershed: Musconetcong River - OINA Subwatershed: Musconetcong River - OINA10
 Nearest Waterway: Musconetcong River

Fees: Total Fee: \$936 Check #: 1252 Project Cost: _____

5. Project Description: Re-development of partly disturbed existing lot.

Provide if applicable: Previous LUR File # (s): _____ Waiver request ID # (s): _____

A. SIGNATURE OF APPLICANT (required):

I certify, under penalty of law, that the information provided in this document is true and accurate. I am aware that there are significant civil and criminal penalties for submitting false or inaccurate information. If corporate entity, print/type the name and title of the person signing on behalf of the corporate entity.

Kevin Dorlow
 Signature of Applicant
Nov. 21, 2013
 Date
Kevin Dorlow
 Print Name

 Signature of Applicant

 Date

 Print Name

B. PROPERTY OWNER'S CERTIFICATION

I hereby certify that the undersigned is the owner of the property upon which the proposed work is to be done. This endorsement is certification that the owner grants permission for the conduct of the proposed activity. In addition, I hereby give unconditional written consent to allow access to the site by representatives or agents of the Department for the purpose of conducting a site inspection(s) or survey(s) of the property in question.

In addition, the undersigned property owner hereby certifies:

- 1. Whether any work is to be done within an easement? Yes No
- 2. Whether any part of the entire project (e.g., pipeline, roadway, cable, transmission line, structure, etc.) will be located within property belonging to the State of New Jersey? Yes No
- 3. Whether any work is to be done on any property owned by any public agency that would be encumbered by Green Acres? Yes No
- 4. Whether any part of this project requires a Section 106(National Register of Historic Places) Determination as part of a federal permit or approval? Yes No

Kevin DORLOW
 Signature of Owner
Nov. 21, 2013
 Date
KEVIN DORLOW
 Print Name

 Signature of Owner

 Date

 Print Name

C. APPLICANT'S AGENT (Notary seal is required for Flood Hazard Area (FHA) applications)

I, KEVIN DORLOW, the Applicant/Owner and _____, co-Applicant/Owner authorize to act as my agent/representative in all matters pertaining to my application the following person:

WADE WANDER
 Name of Agent
ACOE certified wetland delineator
 Occupation/Profession of Agent

Kevin DORLOW
 Signature of Applicant/Owner

 Signature of co-Applicant/Owner

AGENT'S CERTIFICATION:

I agree to serve as agent for the above-referenced applicant:

Wade Wander
 Signature of Agent

NOTARY:

Sworn to me, this day of: _____, 20 _____

Notary Public

D. STATEMENT OF PREPARER OF PLANS, SPECIFICATIONS, SURVEYOR'S OR ENGINEER'S REPORT

I hereby certify that the plans, specifications and engineer's report, if any, applicable to this project comply with the current rules and regulations of the New Jersey Department of Environmental Protection with the exceptions as noted. In addition, I certify the application is complete as per the appropriate checklist(s).

 Signature

 Print Name

 Position & Name of Firm

 Professional License # Date

E. STATEMENT OF PREPARER OF APPLICATION, REPORTS AND/OR SUPPORTING DOCUMENTS (other than engineering)

I certify under penalty of law that I have personally examined the information submitted in the document and all attachments and that, based on my inquiry of those individuals immediately responsible for obtaining and preparing the information, I believe that the information is true, accurate and complete in accordance with the appropriate checklist(s). I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment.

Wade Wander
 Signature
WADE WANDER
 Print Name
Partner Wander Ecological
 Position & Name of Firm

 Professional License # Date
 (if Applicable)

F. APPLICATION(S) FOR: (Check all that apply – follow directions on page 5)

	CAFRA	Fee Amount	Fee Paid
<input type="checkbox"/>	Individual Permit		
<input type="checkbox"/>	Exemption Request	\$300.00	
<input type="checkbox"/>	Permit Modification		
<input type="checkbox"/>	CAFGP5 / Amusement Pier Exp	\$600.00	
<input type="checkbox"/>	CAFGP6 / Beach/Dune Maintenance	\$600.00	
<input type="checkbox"/>	CAFGP7 / Voluntary Reconstruction	\$600.00	
<input type="checkbox"/>	CAFGP8 / New Single Family or Duplex	\$600.00	
<input type="checkbox"/>	CAFGP9 / Reconstruct Single Family	\$600.00	
<input type="checkbox"/>	CAFGP10 / New Bulkhead/Fill Lagoon	\$600.00	
<input type="checkbox"/>	CAFGP11 / Revetment	\$600.00	
<input type="checkbox"/>	CAFGP12 / Gabions	\$600.00	
<input type="checkbox"/>	CAFGP13 / Support Facilities/ Marina	\$600.00	
<input type="checkbox"/>	CAFGP14 / Reconst Bulkhead above MHWL	\$600.00	
<input type="checkbox"/>	CAFGP15 / Hazard Waste Clean-up	\$600.00	
<input type="checkbox"/>	CAFGP16 / Landfill of Utilities	\$600.00	
<input type="checkbox"/>	CAFGP17 / Recreational Facility Public Park	\$600.00	
<input type="checkbox"/>	CAFGP18 / Bulkhead Construct/Fill upland	\$600.00	
<input type="checkbox"/>	CAFGP21 / Shoreline Stabilization	\$600.00	
<input type="checkbox"/>	CAFGP22 / Avian Nesting Structures	\$600.00	
<input type="checkbox"/>	CAFGP23 / Electrical Sub Facility	\$600.00	
<input type="checkbox"/>	CAFGP24 / Legalize Filling of Tidelands	\$600.00	
<input type="checkbox"/>	CAFGP25 / Construct Telecom Tower	\$600.00	
<input type="checkbox"/>	CAFGP26 / Tourism Indust. Construction	\$600.00	
<input type="checkbox"/>	CAFGP27 / Geotechnical Borings	\$600.00	
<input type="checkbox"/>	CAFGP29 / Habitat Create/Restore/Enhance	\$600.00	
<input type="checkbox"/>	CAFGP30 / 1 to 3 Turbines < 200 Feet	\$600.00	
<input type="checkbox"/>	CAFGP31 / Wind Turbines < 250 Feet	\$600.00	
<input type="checkbox"/>	Individual Permit Equivalency/CERCLA	No Fee	No Fee

	Waterfront Development	Fee Amount	Fee Paid
<input type="checkbox"/>	WDGP10 / New Bulkhead/Fill Lagoon < 75'	\$600.00	
<input type="checkbox"/>	WDGP14 / Reconstruct Bulkhead	\$600.00	
<input type="checkbox"/>	WDGP19 / Dock/Piers/Boat Lifts Lagoon	\$600.00	
<input type="checkbox"/>	WDGP20 / Minor Maint Dredge Lagoon	\$600.00	
<input type="checkbox"/>	WDGP21 / Shoreline Stabilization	\$600.00	
<input type="checkbox"/>	WDGP32 / Dredge Lagoon (post storm event)	\$600.00	
<input type="checkbox"/>	WDGP33 / Dredge post Bulkhead Failure	\$600.00	
<input type="checkbox"/>	WDGP34 / Dredge Marina (post storm event)	\$600.00	
<input type="checkbox"/>	WDGP35 / Aquaculture Activities	\$600.00	
<input type="checkbox"/>	WDGP36 / Placement of Shell (shellfish areas)	\$600.00	
<input type="checkbox"/>	Individual Permit/Upland		
<input type="checkbox"/>	Individual Permit/Inwater		
<input type="checkbox"/>	Zone Letter	\$300.00	
<input type="checkbox"/>	Modification		
<input type="checkbox"/>	Individual Permit Equivalency/CERCLA	No Fee	No Fee

	Coastal/Tidal Wetlands	Fee Amount	Fee Paid
<input type="checkbox"/>	Coastal/Tidal Wetlands Permit		
<input type="checkbox"/>	Coastal Wetland Permit Modification		

	Applicability Determination	Fee Amount	Fee Paid
<input type="checkbox"/>	Coastal Jurisdictional Determination	No Fee	No Fee
<input type="checkbox"/>	Highlands Jurisdictional Determination	No Fee	No Fee
<input type="checkbox"/>	Flood Hazard Area Applicability	No Fee	No Fee
<input type="checkbox"/>	Executive Order 215	No Fee	No Fee

	Flood Hazard Area	Fee Amount	Fee Paid
<input type="checkbox"/>	FHA Verification		
<input type="checkbox"/>	FHA Individual Permit		
<input type="checkbox"/>	FHA Hardship Exception	\$4,000.00	
<input type="checkbox"/>	FHAGP1 / Chan Clean w/ Sed Removal	No Fee	No Fee
<input type="checkbox"/>	FHAGP1 / Chan Clean w/ Sed Removal	No Fee	No Fee
<input type="checkbox"/>	FHAGP2A / Ag - Bank Restoration	\$500.00	
<input type="checkbox"/>	FHAGP2B / Ag - Channel Cleaning	\$500.00	
<input type="checkbox"/>	FHAGP2C / Ag - Road Crossing	\$500.00	
<input type="checkbox"/>	FHAGP2D / Ag - Wetlands Restoration	\$500.00	
<input type="checkbox"/>	FHAGP2E / Ag - Livestock Ford	\$500.00	
<input type="checkbox"/>	FHAGP2F / Ag - Livestock Fence	\$500.00	
<input type="checkbox"/>	FHAGP2G / Ag - Livestock Water Intake	\$500.00	
<input type="checkbox"/>	FHAGP3 / Bridge/Culvert Scour Protection	\$500.00	
<input type="checkbox"/>	FHAGP4 / Stormwater Maintenance	\$500.00	
<input type="checkbox"/>	FHAGP5 / Building Relocation	\$500.00	
<input type="checkbox"/>	FHAGP6 / Rebuild Damaged Home	No Fee	No Fee
<input type="checkbox"/>	FHAGP7 / Residential in Tidal FHA	\$500.00	
<input type="checkbox"/>	FHAGP8 / Utility Crossing <50 acres	\$500.00	
<input type="checkbox"/>	FHAGP9 / Road Crossing <50 acres	\$500.00	
<input type="checkbox"/>	FHAGP10 / Stormwater Outfall <50 acres	\$500.00	
<input type="checkbox"/>	Revision of a GP, IP or Verification		
<input type="checkbox"/>	Transfer of an Approval	\$200.00	
<input type="checkbox"/>	FHA Indv. Permit Equivalency/CERCLA	No Fee	No Fee

	Stormwater Review Fees	Fee Amount	Fee Paid
<input type="checkbox"/>	Fee for all Stormwater Reviews		

	Consistency Determination	Fee Amount	Fee Paid
<input type="checkbox"/>	Water Quality Certificate		
<input type="checkbox"/>	Federal Consistency	No Fee	No Fee
<input type="checkbox"/>	HMC Water Quality Certificate		

	Highlands	Fee Amount	Fee Paid
<input type="checkbox"/>	Emergency Permit		
<input type="checkbox"/>	Pre-application Meeting	\$500.00	
<input type="checkbox"/>	Preservation Area Approval		
<input type="checkbox"/>	Resource Area Determination footprint		
<input type="checkbox"/>	Resource Area Determination <one acre	\$500.00	
<input type="checkbox"/>	Resource Area Determination >one acre		
<input type="checkbox"/>	HPAAGP 1/ Habitat Creation/Enhance	No Fee	No Fee
<input type="checkbox"/>	HPAAGP 2 Bank Stabilization	\$500.00	
<input type="checkbox"/>	PAA with Waiver (Specify type below)		

	Freshwater Wetlands	Fee Amount	Fee Paid
<input type="checkbox"/>	FWGP1 / Main. & repair Exist Feature	\$600.00	
<input type="checkbox"/>	FWGP2 / Utility Crossing	\$600.00	
<input type="checkbox"/>	FWGP3 / Discharge of Return Water	\$600.00	
<input type="checkbox"/>	FWGP4 / Hazard Site Invest/Cleanup	\$600.00	
<input type="checkbox"/>	FWGP5 / Landfill Closure	\$600.00	
<input type="checkbox"/>	FWGP6 / Filling of NSWC	\$600.00	
<input type="checkbox"/>	FWGP6A /TA- Filling of NSWC	\$600.00	
<input type="checkbox"/>	FWGP7 / Fill ditch /swale	\$600.00	
<input type="checkbox"/>	FWGP8 / House Addition	\$600.00	
<input type="checkbox"/>	FWGP9 / Airport Slightline Clearing	\$600.00	
<input type="checkbox"/>	FWGP10A / Very Minor Road Crossing	\$600.00	
<input type="checkbox"/>	FWGP10B / Minor Road Crossing	\$600.00	
<input type="checkbox"/>	FWGP11 / Outfalls / Intakes	\$600.00	
<input type="checkbox"/>	FWGP12 / Survey / Investigation	\$600.00	
<input type="checkbox"/>	FWGP13 / Lake Dredging	\$600.00	
<input type="checkbox"/>	FWGP14 / Water Monitoring	\$600.00	
<input type="checkbox"/>	FWGP15 / Mosquito Control	\$600.00	
<input type="checkbox"/>	FWGP16 / Habitat Create / Enhance	No Fee	No Fee
<input type="checkbox"/>	FWGP17 / Trails / Boardwalks	No Fee	No Fee
<input type="checkbox"/>	FWGP17A / Multiuse paths	\$600.00	
<input type="checkbox"/>	FWGP18 / Dam Repairs	\$600.00	
<input type="checkbox"/>	FWGP19 / Dock or Pier	\$600.00	
<input type="checkbox"/>	FWGP20 / Bank Stabilization	\$600.00	
<input type="checkbox"/>	FWGP21 / Above Ground Utility	\$600.00	
<input type="checkbox"/>	FWGP23 / Expand Cranberry	No Fee	No Fee
<input type="checkbox"/>	FWGP24 / Spring Developments	\$600.00	
<input type="checkbox"/>	FWGP25 / Malfunction Septic System	No Fee	No Fee
<input type="checkbox"/>	FWGP26 / Channel / Stream Clean	\$600.00	
<input type="checkbox"/>	FWGP27 / Redevelop Disturbed Site	\$600.00	
<input type="checkbox"/>	FWGP Modification	\$240.00	
<input type="checkbox"/>	FWGP Extension	\$240.00	

	Freshwater Wetlands	Fee Amount	Fee Paid
<input type="checkbox"/>	Individual Wetlands Permit		
<input type="checkbox"/>	Individual Open Water Permit		
<input type="checkbox"/>	Individual Permit Mod. Major/Minor		
<input type="checkbox"/>	Individual Permit Extension	\$1,200.00	
<input type="checkbox"/>	Wetlands Exemption	\$240.00	
<input type="checkbox"/>	Permit Equivalency/CERCLA	No Fee	No Fee

	Transition Area Waiver		
<input type="checkbox"/>	Averaging Plan		
<input type="checkbox"/>	Reduction		
<input type="checkbox"/>	Hardship Reduction		
<input type="checkbox"/>	Special Activity Stormwater		
<input type="checkbox"/>	Special Activity Linear Development		
<input type="checkbox"/>	Special Activity Redevelopment		
<input type="checkbox"/>	Special Activity Individual Permit		
<input type="checkbox"/>	Exemption	\$240.00	
<input type="checkbox"/>	Modification Major/Minor		
<input type="checkbox"/>	Extension	\$240.00	

	Letter of Interpretation		
<input type="checkbox"/>	Presence Absence	\$240.00	
<input type="checkbox"/>	Presence Absence Footprint	\$480.00	
<input type="checkbox"/>	Definition < 1.00 Acres	\$600.00	
<input checked="" type="checkbox"/>	Verification	#936	#936
<input type="checkbox"/>	Extension		

use note: If no fee amount is specified in the "Fee Amount" column, please refer to the Regulatory Fee Schedule which can be found at www.nj.gov/dep/landuse/forms.

In addition to the standard paper submission, an electronic copy of the entire application, including plans, may be submitted on CD-ROM to assist the Department in the review this application. Plans should be submitted as a CAD file or Shapefile, georeferenced in NJ state plane feet NAD83. Please do NOT send the electronic version via E-Mail.

Electronic permitting and/or application submittal is available for specific applications. Please see the Division website at www.nj.gov/dep/landuse/epermit.html for more information.



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Watershed Management
Bureau of Watershed Regulation
P.O. Box 418, 401 East State Street
Trenton, New Jersey 08625-0418
Telephone: (609) 984-6888
Fax: (609) 984-6505
www.state.nj.us/dep/watershedmgt

JON S. CORZINE
Governor

LISA P. JACKSON
Commissioner

Kevin Dorlon
4 Kemple Lane
Hackettstown, NJ 07840

OCT 18 2007

Re: Dorlon
Block 8500, Lot 19
103 Mine Hill Road
Mount Olive Township, Morris County,
Upper Delaware Water Quality Management Plan
Program Interest No.: 435437
Activity No.: CSD060044

**Agency Determination: Highlands Act – Exempt
Exemption #4
Water Quality Management Plan – Consistent**

Dear Mr. Dorlon:

This letter is forwarded in reply to your recent request for a Highlands Applicability Determination and Water Quality Management Plan Consistency Determination. Based on the information submitted, it has been determined that your proposed project/activity is located within the Highlands Preservation Area. Therefore, your project/activity has been reviewed to determine the applicability of the New Jersey Highlands Water Protection and Planning Act Rules at N.J.A.C. 7:38 (Highlands Rules) as well as the requirements defined in the Statewide Water Quality Management Planning (WQMP) Rules at N.J.A.C. 7:15.

In December of 2004, you requested a Highlands Applicability Determination for the proposed construction of a single family dwelling (not for use by the owner or immediate family member) on the subject property. On May 17, 2005, a determination of Not Exempt-Inconsistent was issued. On July 18, 2005, a revised application was submitted for the reconstruction of a building or structure for any reason within 125 percent of the footprint of lawfully existing impervious surfaces on the site. The new submittal was not clear in what was being proposed and there were other ambiguities and omissions. Due to the fact that insufficient documentation and mapping related to the project was submitted, a determination of Not Exempt-Inconsistent was issued on December 6, 2005. On February 15, 2006, a follow-up letter was issued outlining what information would be required if the project was submitted for a third review.

The project/activity subject of this review includes: The reconstruction of the existing frame garage and one story frame dwelling on Block 8500, Lot 19 into a condominium building that will contain five units. The 3.25 acre property is located in Mount Olive Township, Morris County, New Jersey. The property also currently contains a mobile home, which will be removed, and has been determined to not lawfully exist as of August 10, 2004. The five unit building will consist of four units with two bedrooms and one unit with three bedrooms. The existing paved drive will remain and serve both Lots 19 and 20. The existing stone and grass drive will be removed. The property currently has 17,531 square feet of impervious covering. The project proposes 4,134 square feet of new impervious covering. With the removal of existing impervious covering, the proposed project will result in a total of 14,895 square feet of impervious covering on the property. The project proposes 1,900 gallons per day to an individual subsurface sewage disposal system. The project is as shown on the plan prepared by Michael J. Spillane, licensed New Jersey Professional Engineer and Land Surveyor, dated April 6, 2006, last revised September 26, 2007, and titled "SITE PLAN BLOCK 8500 LOT 19 TOWNSHIP OF MT. OLIVE, MORRIS COUNTY, NJ", sheet 1 of 1.

During the application review process, items of information appeared to be missing and/or inaccurate and, therefore, were requested in a Notice of Technical Incompleteness dated February 21, 2007. On April 17, 2007 an extension was requested and granted. The requested items of information were received on May 2, 2007. Additional items of information that required clarification/revision (requested by phone) were received on July 12, 2007. On August 17, 2007 a new survey was submitted, dated prior to August 10, 2004, that showed the existing driveway on the property to extend farther on the property than the original site plan submitted. Additional items of information that then required clarification/revision, due to the new survey, were requested by phone and received on September 10, 2007, September 28, 2007, and October 9, 2007.

The Department of Environmental Protection (Department) reviewed the materials submitted to determine the applicability of the provisions of the Highlands Rules. Based on the information submitted, the Department was unable to determine if the proposed project would meet or exceed the one acre of ultimate disturbance. As a result, the Department cannot determine whether the project/activity meets the definition of "Major Highlands Development," as defined at N.J.A.C. 7:38-1.4, based on the information submitted by the applicant. However, the Highlands Rules at N.J.A.C. 7:38-2.3 sets forth various exemptions. After a careful review of the information submitted, it has been determined that your project/activity qualifies for the following exemption:

Reconstruction of any building or structure for any reason within 125 percent of the prior footprint of the lawfully existing impervious surfaces, provided that the reconstruction does not increase the lawfully existing impervious surface by one-quarter acre or more.

Supporting documentation includes:

- A letter from Catherine Natafalusy, Planning Administrator for Mount Olive Township, dated October 2, 2007, which verifies that according to the Tax Assessor's records the one story frame dwelling and the detached garage existed on Block 8500, Lot 19 prior to August 10, 2004.
- Pictures taken by the property owner showing the structures on the property.

- The survey prepared by Robert W. Lee, licensed New Jersey Professional Land Surveyor, dated September 21, 2004, last revised August 6, 2007, and titled "TAX MAP DATA SHEET BLOCK 8500 LOT 19 LOCATION SURVEY for KEVIN DORLON, married in MOUNT OLIVE TOWNSHIP MORRIS COUNTY, N.J."

Therefore, the subject project/activity is deemed exempt from the provisions of the Highlands Rules, subject to the following limitation(s):

This exemption determination is limited to the land area and specific scope of the activities described herein or as shown on the referenced site plan above. This determination does not eliminate the need for any permits, approvals, or certifications required by the Department or any Federal, State, county or municipal review agency with jurisdiction over this project/activity. Department approvals that may be required include, but are not limited to: sewer extension and discharge approvals under the Water Pollution Control Act (N.J.S.A. 58:10A), water main extensions under the Safe Drinking Water Act (N.J.S.A. 58:12A), approval under the Realty Improvement Sewerage and Facilities Act (N.J.S.A. 58:11-23 et seq.), water allocation or registration pursuant to the Water Supply Management Act (N.J.S.A. 58:1A), approvals under the Freshwater Wetlands Protection Act (N.J.S.A. 13:9B) and approvals under the Flood Hazard Area Control Act (N.J.S.A. 58:16A-50 et seq.).

- A. The allowable increase in exempt impervious surface shall not be 0.25 of an acre or more.
- B. If the site is forested, any disturbance more than 20-feet from the edge of the exempt impervious cover is not exempted. If disturbance extends beyond this limit then the project shall not be exempt.
- C. This exemption shall not apply to reconstruction of any agricultural or horticultural building or structure for a non-agricultural or horticultural use.

The Department also reviewed your project/activity for consistency with the Statewide WQMP Rules at N.J.A.C. 7:15 and the provisions and recommendations of the Upper Delaware WQMP Area. Based on our review, the proposed project is consistent with the WQMP. This determination is made based on the following:

The project/activity will be served by an individual subsurface sewage disposal system with a discharge to groundwater less than 2,000 GPD.

A copy of this determination letter must be enclosed with any future permit application(s) filed with the Department.

This Highlands Applicability and Consistency Determination is subject to the following limitations:

- (1) This determination does not eliminate the need for any permits, approvals, or certifications required by the Department or any Federal, State, County or municipal review agency with jurisdiction over this project/activity. Department approvals that may be required include, but are not limited to, sewer extension and water main extension approvals, a water allocation, approvals under the Freshwater Wetlands Protection Act Rules, (N.J.A.C. 7:7A) and approvals required under the Flood Hazard Area Control Act Rules, (N.J.A.C. 7:13).

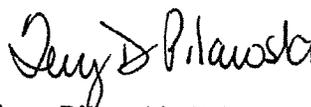
- (2) The issuance of this determination shall not obligate the Department to issue any other approvals, permits or certifications required for this project/activity.
- (3) This determination shall be considered null and void if changes are made to the project that would increase the scope or area disturbed by the project, or result in a change in the use or change the method of wastewater treatment; or if the information submitted to obtain this determination from the Department is later determined to be inaccurate.

Let it be noted that this project, Dorlon, was published in the December 20, 2006 DEP Bulletin and no public comments were received.

If the applicant disputes the Department's factual findings or any of its conditions or if anyone is aggrieved by this determination, that person may request an adjudicatory hearing. A request for an adjudicatory hearing shall be submitted in writing by certified mail, or by other means which provides verification of the date of delivery to the Department, within 30 days of notice of this decision published in the DEP Bulletin in accordance with N.J.A.C. 7:38-1.5. The adjudicatory hearing request must be accompanied by a completed Adjudicatory Hearing Request Checklist and Tracking Form (form enclosed).

Please place the program interest number and the activity number found above at the top of all written correspondence submitted to the Division of Watershed Management. If you have any questions or require further assistance, please call Rebecca Hill at (609) 984-6888.

Sincerely,



Terry Pilawski, Chief
Bureau of Watershed Regulation

Enclosure(s)

- c: Michael J. Spillane, PE, PLS, Spillane Engineering Associates, LLC
Ronald S. Heymann, Heymann & Fletcher
Lisa Lashway, Mount Olive Township Clerk
Gary Lindsay, Mount Olive Township Code Official
Kathy Murphy, Mount Olive Township Environmental Committee
Catherine Natafalusy, Mount Olive Township Planning Board
Ray Zabihach, Morris County Planning Board
Cindy Sopka, Morris County Environmental Commission
Chris Ross, Highlands Council
Scott Brubaker, NJDEP, Bureau of Compliance and Enforcement (w/o encl.)
Michael Nystrom, NJDEP, Bureau of Compliance and Enforcement (w/o encl.)
Diane Dow, NJDEP, Bureau of Inland Regulation (w/o encl.)
Barry Miller, NJDEP, Bureau of Watershed Regulation (w/o encl.)
Rebecca Hill, NJDEP, Bureau of Watershed Regulation (w/o encl.)
Abigail Amutah, NJDEP, Bureau of Watershed Regulation (w/o encl.)