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December 2, 2008
Via Federal Express

New Jersey Department of Environmental Protection
Division of Watershed Management
ATTN: Ms. Jennifer Desmond
Bureau of Watershed Regulation
Highlands Applicability Determination
410 East State Street
P.O. Box 418
Trenton, NJ 08625-0418



Re: YVA # 207032
Wicklow & Laurano Properties, LLC
362 Route 206
Lot 11 Block 6800
Mount Olive Township, Morris County
NJDEP Program Interest No: 435434
NJDEP Activity No: CSD080019

Dear Ms. Desmond,

On behalf of Wicklow & Laurano Properties, LLC, forwarded herewith in response to your review letter dated November 5, 2008 and received by this office on November 7, 2008, is supporting information as requested for an application for a Highlands Applicability Determination for the referenced site.

Submitted for your review and approval are the following responses/ documents as listed in your review letter:

1. One set of updated Preliminary and Final Site Plan sheets 1 - 5 of 5 prepared by Yannaccone, Villa and Aldrich, LLC revised November 25, 2008 showing proposed site restoration and improvements. The layout of the impervious surfaces proposed on the site was changed to comply with the Highlands Exemption #4 rules.

These plans have been revised to clearly depict the impervious surfaces that lawfully existed on August 10, 2004 and the extent of the impervious surface that will result from the proposed project. Please refer to sheet 5 of 5, "NJDEP Impervious Coverage Plan", that labels and differentiates the various impervious surfaces, in four separate plan views for clarity. Hatching is shown to identify the various areas.

Because unauthorized impervious coverage must be removed from the site to meet Highlands Exemption #4 criteria, the four different plan views of the site on sheet 5 depict the following:

- a. the areas of impervious surface lawfully existing as of 8/10/04.
 - b. the proposed additional impervious surfaces that did not exist as of 8/10/04 to remain.
 - c. the proposed new impervious surfaces over currently existing pervious surfaces.
 - d. the currently existing unauthorized impervious surfaces to be removed.
2. Revised plan sheet 5 shows an individual breakdown in square feet of the amounts of the existing impervious surfaces to remain and the proposed new impervious surfaces as described in a.-d. above. As requested, a calculation is also provided on plan sheet 5 that shows that the total of the proposed additional impervious surface on pervious surface that did not exist as of 8-10-04, the proposed new impervious surface to be placed on currently pervious surface, and the lawfully existing impervious surface to remain will be within 125% of the footprint of the lawfully existing impervious surfaces as of 8-10-04. Therefore the project complies with the first part of the Exemption #4 criteria.

Also please note that as shown on plan sheet 3 of 5, the net increase in impervious coverage for the proposed project (10,713 SF) is less than 0.25 acre as further required to comply with the second part of the Highlands Exemption #4 criteria.

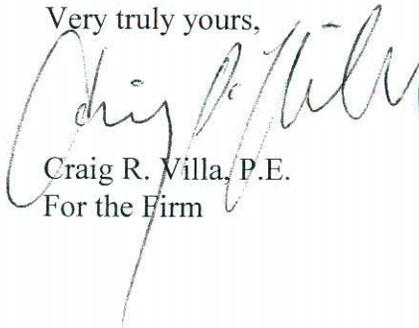
3. Submitted herewith is one copy of an Addendum to the Highlands Applicability Determination application previously submitted consisting of 2 pages dated 12-01-08. Page 1 of the Addendum contains a more detailed project description to describe the existing and proposed uses of the site and the existing and proposed uses of the existing building on the property.
4. Enclosed is one copy of revised application pages 14 and 15 showing updated existing and proposed sanitary sewer flow projections based on NJAC 7:9A-7.4 projected flow criteria as requested. Also included on page 2 of the Addendum to the Highlands Applicability Determination application is a breakdown of alternate calculations of the projected flows using the NJDEP flow per building square footage criteria and using the NJDEP flow per number of employees criteria. The greater projected flow figures have been used.
5. Enclosed is a signed copy of the certification/ signature page 16 of the application including the revision date of the plans.
6. Enclosed are proof of notices (white postal receipts) that the documents submitted herewith have been sent to the parties listed at NJAC 7:38-9.2(b)5.

7. Enclosed is a copy of the NJDEP Bureau of Watershed Regulation review letter dated 11-05-08 issued by you.

We feel that the information provided should allow the Department to certify that the proposed use of the site is acceptable under Highlands Exemption #4 criteria and that the project is consistent with the Upper Raritan Water Quality Management Plan (WQMP).

Thank you for your time and consideration.

Very truly yours,

A handwritten signature in black ink, appearing to read "Craig R. Villa". The signature is written in a cursive style and is positioned above the printed name and title.

Craig R. Villa, P.E.
For the Firm

CRV:crv

encls:

cc: John Wicklow w/ encls.

Paul Werther w/ encls.

Municipal Clerk, Mt. Olive Township w/ encls.

Highlands Water Protection and Planning Council w/ encls.

Mt. Olive Twp. Environmental Commission w/encls.

Mt. Olive Twp. Planning Board w/encls

Mt. Olive Twp. Construction Official w/encls

Morris County Planning Board w/encls

Morris County Environmental Commission w/encls

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