



The Department of Environmental Protection (Department) reviewed the materials submitted to determine the applicability of the provisions of the Highlands Rules. As a result, the Department has determined that your project/activity is potentially affected because it meets the definition of "Major Highlands Development," as defined at N.J.A.C. 7:38-1.4 since it will result in a cumulative increase in impervious surface by 0.25 acre or more. 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 the project described above qualifies for the following exemption:

Any improvement for non-residential purposes to a place of worship owned by a non-profit entity, society or association, or association organized primarily for religious purposes, or a public or private school or hospital, in existence on August 10, 2004, including but not limited to new structures, an addition to an existing building or structure, a site improvement, or a sanitary facility.

Supporting documentation includes the following:

- A site plan titled, "ATHLETIC FIELD AND TRACK RENOVATIONS AT THE MT OLIVE HIGH SCHOOL FOR THE MT OLIVE BOARD OF EDUCATION MORRIS COUNT NEW JERSEY," signed and sealed by Anthony Gianforcaro, AIA, PE, of Gianforcaro Architects Engineers & Planners, dated February 1, 2013, without revision, and numbered SP-2.1. The proposed athletic field and track renovations are a non-residential improvement to the existing school.
- An aerial photo from 2002 showing the existence of the school and the athletic field on Block 7600, Lot 86.
- A school calendar dated October 1998 showing the operation of the school before August 10, 2004.

Therefore, the proposed 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 any other Federal, State, county or municipal review agency with jurisdiction over this project/activity.

The improvements exempted shall not be used for residential purposes.

The Department also reviewed your project/activity for consistency with the WQMP rules and the provisions and recommendations of the Upper Raritan WQMP. Based on our review, the proposed project is not addressed by the WQMP and is in accordance with the WQMP rules. This determination is made based on the following:

The project is not addressed by the Upper Raritan WQMP because no wastewater will be generated from this project/activity. It is hereby noted that this determination applies solely to the proposed activity and not to wastewater associated with the existing facility.

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:

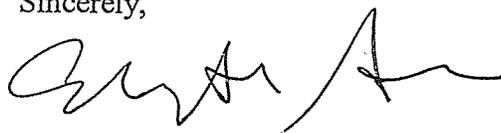
- (1) This determination does not eliminate the need for any permits, approvals, or certifications required by any other Federal, State, County or municipal review agency with jurisdiction over this project/activity.
- (2) This determination shall be considered null and void if changes are made to the 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, Mount Olive High School, was published in the March 20, 2013 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 Coastal and Land Use Planning. If you have any questions or require further assistance, please call Changi Wu at (609) 777-4297.

Sincerely,



Elizabeth Semple, Acting Director  
Division of Coastal and Land Use Planning

Enclosure

c: Peter Van Wallendael, Environmental Specialist, VS Land data  
~~Mount Olive Township Clerk~~  
Mount Township Construction Official]  
Mount the Municipal Environmental Commission  
Mount the Municipal Planning Board Official  
Morris County Planning Board Official  
Gene Feyl, New Jersey Highlands Council  
Division of Coastal and Land Use Planning - File

Copy via Email:

Barbara Baus, NJDEP, Bureau of Coastal and Land Use Compliance and Enforcement (w/o  
encl.)

Armand Perez, NJDEP, Bureau of Coastal and Land Use Compliance and Enforcement (w/o  
encl.)

Dan Bello, NJDEP, Bureau of Inland Regulation (w/o encl.)

Donna Milligan, NJDEP, Division of Land Use Regulation (w/o encl.)

Barbara Greenhalgh-Weidman, NJDEP, Division of Coastal and Land Use Planning (w/o encl.)

Changi Wu, NJDEP, Division of Coastal and Land Use Planning (w/o encl.)