

Appendix F – Coastal Jurisdictional Determination



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION
DIVISION OF LAND USE REGULATION
P.O. Box 439, Trenton, NJ 08625-0439
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CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

MC08.041.201

RECEIVED

JUL 14 2010

R3M ENGINEERING, INC.
BOB MARTIN
Commissioner

JUL 09 2010

Michael J. Samuel
R3M Engineering
1405 Route 18, Suite 208
Old Bridge, NJ 08857

Re: COASTAL JURISDICTIONAL DETERMINATION
DLUR File No.: 1219-10-0005.1
Activity Code: APD 100001
Name: Middlesex County Utilities Authority
Block: 169; Lot(s): 12
Address: Canal Street
Borough of Sayreville, Middlesex County

Dear Mr. Samuel:

This letter is in response to your request for a jurisdictional determination as referenced above. Based on a review of the information submitted including a site plan entitled "REHABILITATION OF ORIGINAL, SAYREVILLE PUMP STATION, LIMITS OF DISTURBANCE PLAN," undated, unrevised, unsigned and prepared by R3M engineering, Inc., and a review of information as maintained on the Department's Geographic Information System the following statutes will apply:

- () A Waterfront Development Permit will be required because:
() Work will be performed at or below (outshore) of the Mean High Water Line.
() Work will be performed within 100/500 feet of the MHWL outside the coastal area.
(X) A Waterfront Development permit is not required as per Section 7:7-2.3(d)3., of the Coastal Permit Program Rules for the rehabilitation of the existing sanitary sewer pump station including construction of an addition above an existing chamber, construction of a 251 SF addition on existing paving, the replacement of an area of paving with concrete, the excavation of 450 SF for the installation an underground pipe and the temporary storage of a trailer and other equipment in the Contractor Staging Area located on a property within 100 feet from the MHWL, but all activities are set back a minimum of 15 feet from the MHWL and outside of the New Jersey Meadowlands District.

Based on a review of the Coastal Wetlands Maps, the following determination is made:

- (X) There are no Coastal Wetlands on this site, therefore no permit is required.

() Coastal Wetlands are on this site. No activity is proposed at or below the Upper Wetlands Boundary and therefore a coastal permit is not required

Based on a review of the submitted documentation, the Coastal Area Facility Review Act, **CAFRA, is not applicable** as per Section 7:7-2.1(a), because the site is located outside the CAFRA regulatory area.

This letter does not constitute a jurisdictional determination for the Freshwater Wetlands Protection Act Rules at N.J.A.C. 7:7A and the Flood Hazard Area Control Act Rules at N.J.A.C. 7:13-1.1 et seq. Assistance with the applicability of these statutes is available from this offices' Cape May County Region group which may be contacted at the above address.

This letter does constitute a jurisdictional determination for the Waterfront Development Act (N.J.S.A. 12:5-3 et. seq.), Wetlands Act of 1970 (N.J.S.A. 13:9A-1 et. seq.) and the Coastal Area Facility Review Act, CAFRA, (N.J.S.A. 13:9-1 et. seq.).

This letter does not relieve the applicant of the responsibility of obtaining any other required State, Federal or local permits or approvals as required by law and is based on the information submitted in accordance with existing regulation. This determination shall be considered null and void if the submitted information is incorrect, site conditions or regulations change.

Should you have any questions regarding this determination, please contact Alessandra Duck at: Alessandra.Duck@dep.state.nj.us. Requests for assistance must include the file number as found on each page of this determination.

Sincerely,



Andrew Gale, Supervisor
General Permit Units

Division of Land Use Regulation

July 9, 2010

c: Bureau of Coastal and Land Use Compliance and Enforcement, Toms River
Municipal Construction Official
Middlesex County Utilities Authority, Applicant