



State of New Jersey

PHILIP D. MURPHY
Governor

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Division of Land Resource Protection
Mail Code 501-02A
P.O. Box 420
Trenton, New Jersey 08625-0420
www.dep.nj.gov/wlm/lrp

SHAWN M. LATOURETTE
Commissioner

TAHESHA L. WAY
Lt. Governor

November 15, 2024

Mark Hoffman
West Essex Highlands, Inc.
820 Morris Turnpike
Short Hills, NJ 07078

RE: Freshwater Wetlands Letter of Interpretation - **Extension**
File and Activity No.: 0722-04-0001.1 FWW240001
Applicant: West Essex Highlands, Inc.
Block(s) and Lot(s): [179, 32] [179.17, 8] [179.17, 9]
West Orange Township, Essex County
Watershed: Passaic River Upr (above Pine Bk br); Sub-watershed: Canoe Brook

Dear Mr. Hoffman:

The Division of Land Resource Protection (Division) issued an original Freshwater Wetlands Letter of Interpretation (LOI) Line Verification for the referenced site on December 27, 2019 under File and Activity No. 0722-04-0001.1 FWW180001. This letter is in response to your request that this LOI be extended in accordance with the requirements at N.J.A.C. 7:7A-4.6.

Based upon a review of the most recently updated resource value information, existing site conditions, and a site inspection conducted by Division staff on July 12, 2023, the Division **hereby extends** the original LOI without modification to December 26, 2024, five years from expiration date of the original LOI. Please be advised that the resource value classification of the wetlands on the property is subject to change if new information is made available or received by the Division.

Please be advised that any surface water features on the site or adjacent to the site may possess flood hazard areas and/or riparian zones and development within these areas may be subject to the Flood Hazard Area Control Act rules at N.J.A.C. 7:13. The Department can verify the extent of flood hazard areas and/or riparian zones through a flood hazard area verification under the application procedures set forth at N.J.A.C. 7:13-5.1.

Appeal Process

In accordance with N.J.A.C. 7:7A-21, any person who is aggrieved by this decision may request a hearing within 30 days of the date the decision is published in the DEP Bulletin by writing to: New Jersey Department of Environmental Protection, Office of Legal Affairs, Attention: Adjudicatory Hearing

Requests, Mail Code 401-04L, P.O. Box 402, 401 East State Street, 7th Floor, Trenton, NJ 08625-0402. This request must include a completed copy of the Administrative Hearing Request Checklist found at www.state.nj.us/dep/landuse/forms. Hearing requests received after 30 days of publication notice may be denied. The DEP Bulletin is available on the Department's website at www.state.nj.us/dep/bulletin. In addition to your hearing request, you may file a request with the Office of Dispute Resolution to engage in alternative dispute resolution. Please see the website www.nj.gov/dep/odr for more information on this process.

Please contact Scarlett Simpson of our staff by e-mail at Scarlett.Simpson@dep.nj.gov or by phone at (609) 777-0454 should you have any questions regarding this letter. Be sure to indicate the Department's file number in all communication.

Sincerely,



Ariana Tsiattalos



DN: C=US,
E=Ariana.Tsiattalos@dep.nj.gov,
CN=Ariana Tsiattalos

Ariana Tsiattalos, Environmental Specialist 3
Division of Land Resource Protection

e-copy: Municipal Clerk
Agent – Karin Tekel, Ecolsciences, Inc.