



STATE OF NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION
DIVISION OF LAND USE REGULATION
 Mail Code 501-02A, P.O. Box 420, Trenton, New Jersey 08625-0420
 Telephone: (609) 777-0454 or Fax: (609) 777-3656
 www.nj.gov/dep/landuse



PERMIT

<p>In accordance with the laws and regulations of the State of New Jersey, the Department of Environmental Protection hereby grants this permit to perform the activities described below. This permit is revocable with due cause and is subject to the limitations, terms and conditions listed below and on the attached pages. For the purpose of this document, "permit" means "approval, certification, registration, authorization, waiver, etc." Violation of any term, condition or limitation of this permit is a violation of the implementing rules and may subject the permittee to enforcement action.</p>		Approval Date FEB 24 2017
		Expiration Date FEB 23 2022
Permit Number(s): 0000-15-0007.1 CAF150001 0000-15-0007.1 FWW15001	Type of Approval(s): CAFRA Individual Permit Freshwater Wetlands General Permit 2 Water Quality Certificate	Enabling Statute(s): NJS 13:19-1 et seq. NJS 13:9B-1 et seq. NJS 58:10A-1.1 et seq.
Permittee: New Jersey Natural Gas c/o Keith Sturn P O Box 1468 Wall, NJ 07719	Site Location: County Route (CR) 528; CR 677; CR 664; Ellisdale Arneytown Rd/ Province Line Rd; CR 537; CR 27; CR 539; CR 24; CR 640; South Boundary Road; Broome Road; Patrol Road; CR 547; Lowell Avenue; Tobias Avenue; State Route 70; and Colonial Drive Rights-of-way. Chesterfield: Block 204 Lot 4; Block 403 Lot 10.02; Block 500 Lots 1.01 & 9.01; Block 502 Lots 9, 15.01 & 16.02 (prior 16.01) North Hanover: Block 201 Lots 22 & 23; Block 500 Lot 9.05 Plumsted: Block 76 Lot 83.01; Block 80 Lot 4 Upper Freehold: Block 53 Lots 10 & 11 Jackson: Block 23601 Lot 1 Manchester: Block 70 Lot 18; Block 72.01 Lot 14.03; Block 200 Lots 1 & 2 Counties: Burlington, Monmouth and Ocean	
Description of Authorized Activities: This permit authorizes construction of the 0.68 mile portion of the Southern Reliability Link (SRL) 30" natural gas transmission pipeline located within CAFRA jurisdiction. In addition, this permit authorizes the permanent disturbance of 0.021 acres of freshwater wetlands and 0.170 acres of freshwater wetland transition area, and temporary disturbance of 0.378 acres of freshwater wetlands and 5.54 acres of freshwater wetland transition area under a Freshwater Wetlands General Permit #2. The approved activities are shown on the site plans referenced herein. This permit is authorized under, and in conditional compliance with, the Coastal Zone Management Rules, N.J.A.C. 7:7-1.1 et seq. (as amended through June 20, 2016), and the Freshwater Wetlands Protection Act Rules, N.J.A.C. 7:7A-1.1 et seq. (as amended through June 20, 2016), and is compliant with N.J.S.A. 13:19-10 (Section 10 of the New Jersey Coastal Area Facility Review Act).		
Prepared by:  Janice Arnett	Received and/or Recorded by County Clerk:	
If the permittee undertakes any regulated activity authorized under a permit, such action shall constitute the permittee's acceptance of the permit in its entirety as well as the permittee's agreement to abide by the permit and all conditions therein.		

This permit is not valid unless authorizing signature appears on the last page.

SPECIAL CONDITIONS:

1. Prior to the commencement of any work located within areas under the jurisdiction of the New Jersey Pinelands Commission (including freshwater wetlands), the permittee shall obtain a finding from the New Jersey Pinelands Commission that its proposal conforms to the Comprehensive Management Plan.
2. Upon discovery of any geodetic control reference marks within the work area, the applicant shall contact the New Jersey Geodetic Control Survey at least 60 days prior to disturbance and arrangements shall be made to protect the position.
3. In order to protect fishery resources within the streams crossed by the project, any sediment generating activities are prohibited, between May 1 to June 30 for warm water fisheries, and from ice out (disappearance of ice from the surface of a body of water as a result of thawing) to April 30 for streams supporting pickerel.
4. All trenches shall be backfilled to original conditions/pre-construction depth with naturally occurring sediment or clean sediment with a grain size consistent with the original soil layer. Any trenches left open overnight shall be inspected for wildlife prior to the re-start of work, and any wildlife properly removed.
5. The permittee shall comply with all applicable requirements at 7:7A-4.3, Conditions that apply to all general permits, and N.J.A.C. 7:7A-13.2, Establishing permit conditions.
6. The project shall be designed and constructed in accordance with the applicable standards of the Uniform Construction Code and the Federal flood reduction standards.
7. The permittee shall comply with all requirements for construction, operation, and maintenance of the pipeline in accordance with N.J.A.C. 14:7-1.1 et seq., and as required by the Board of Public Utilities' Approval and Authorization to construct and operate the Southern Reliability Link, pursuant to N.J.A.C. 14:7-1.4, dated January 27, 2016.
8. The permittee shall notify the Department in writing within five working days prior to commencement of operation of a CAFRA Individual Permit. At this time, the permittee shall certify that all conditions of the permit that must be met prior to operation of the development have been met.

FRESHWATER WETLANDS CONDITIONS:

9. This authorization for a General Permit is valid for a term not to exceed five years from the date of this letter. If the permittee wishes to continue an activity covered by the permit after the expiration date of the permit, the permittee must apply for and obtain a permit extension or a new permit, prior to the permit's expiration. If the term of the authorization exceeds the expiration date of the general permit issued by rule, and the permit upon which the authorization is based is modified by rule to include more stringent standards or conditions, or is not reissued, the applicant must comply with the requirements of the new regulations by applying for a new GP authorization or an Individual permit.
10. Limit of Authorized Freshwater Wetlands Disturbance – The authorized activity involves the permanent disturbance to 0.021 acres of wetlands and 0.170 acres of transitions areas, and temporary

disturbance to 0.378 acre of wetlands and 5.54 acres of transition areas under a Freshwater Wetlands General Permit No. 2. Any additional disturbance of freshwater wetlands, wetland transition areas and/or State open waters shall be considered a violation of the Freshwater Wetlands Protection Act unless a permit is obtained prior to the start of the disturbances from the Division of Land Use Regulation.

11. This permit to conduct a regulated activity in a wetland or open water includes the issuance of a Water Quality Certificate for these activities.
12. All temporary disturbances must be permanently discontinued within six months after they are begun and all temporarily disturbed areas must be restored to their original condition, retaining their original soil layers. Upon completion of construction, all temporarily disturbed areas shall be restored to preconstruction conditions. Temporary disturbance, as defined at N.J.A.C. 7:7A-1.4, such as temporary construction clearing or temporary storage of dirt or equipment, shall be the minimum size necessary for compliance with applicable laws.
13. This general permit includes a transition area waiver, which allows encroachment only in that portion of the transition area, which has been determined by the Department to be necessary to accomplish the regulated activities. Any additional regulated activities conducted within the standard transition area on-site shall require a separate transition area waiver from the Division. Regulated activities within a transition area are defined at N.J.A.C. 7:7A-2.6. Please refer to the Freshwater Wetlands Protection Act (N.J.S.A. 13:9B-1 et seq.) and implementing rules (N.J.A.C. 7:7A-1.1 et seq.) for additional information.
14. The permanently maintained clearing over the utility line shall be no wider than 10 feet.
15. The trench into which the utility line is placed shall be no wider than necessary to comply with the Federal O.S.H.A. safety standards.
16. Any excavation within the wetland or wetland transition area shall be backfilled to the preexisting elevation and the uppermost 18 inches of the excavation shall be backfilled with the original topsoil material.
17. The activities shall not cause any change in preconstruction elevation of a freshwater wetland or transition area.
18. Any temporary structures utilized during construction on Yard 1, as shown on Sheet 01A of 29 of the approved plans referenced below, shall be located in the uplands and outside of Transition Areas.
19. Any pipes laid shall be properly sealed to prevent leaking or infiltration and designed to not form or provide a conduit for groundwater to be discharged or drained from the wetlands.
20. All excavated material and dredge material shall be disposed of in a lawful manner. The material shall be placed outside of any flood hazard area, riparian zone, regulated water, freshwater/coastal wetlands and adjacent transition area, and in such a way as to not interfere with the positive drainage of the receiving area.
21. All debris generated from the construction is to be disposed of at an approved disposal site.
22. Fill and other earth work on the lands encompassed within this permit authorization shall be stabilized in accordance with the "Standards for Soil Erosion and Sediment control in New Jersey", (obtainable

from local Soil Conservation District Offices) promulgated by the New Jersey State Soil Conservation Committee, pursuant to the Soil Erosion and Sediment Control Act of 1975, NJSA 4:24-42 et seq. and NJAC 2:90-1.3 through 1.14. These standards are hereby incorporated by reference.

CONDITIONS REGARDING ENDANGERED AND THREATENED SPECIES:

23. The permittee shall adhere to a seasonal restriction for Long Eared Bat on the removal of, and disturbance to, the onsite woody vegetation from April 1 through September 30 of each calendar year, within the area of Broome Road to Route 539 located within Manchester/Plumsted/Jackson Townships.
24. In order to protect habitat for the State-listed wood turtle within and adjacent to Beaverdam Brook and its tributaries, the following timing restrictions shall apply:
 - i. **In-stream work:** In order to prevent adverse impacts to hibernating turtles, no site preparation, disturbance, grading, clearing or construction activity is permitted within the banks of the referenced watercourse from **November 1 through April 1** of the calendar year. [If a coffer dam, or similar structure, is proposed to *completely* enclose the work area, work may occur during this restricted period provided the coffer dam installation is *completed* prior to November 1 and thereafter completely precludes turtles from accessing the work area to rest or hibernate. This must include appropriate bank-side fencing to preclude terrestrial access to the coffer dam work area. Immediately after installation of the work area enclosure, a qualified herpetologist must thoroughly inspect the enclosed area for wood turtles. Any wood turtles found must be reported to the NJDEP, Division of Fish and Wildlife, Endangered and Nongame Species Program (<http://www.state.nj.us/dep/fgw/ensp/rprtform.htm>), and relocated outside of the proposed work area. Once this inspection is complete, authorized activities may commence within the coffer dammed work area.]
 - ii. **Wetlands/Transition Area/Riparian Zone work:** In order to prevent adverse impacts to wood turtles or their resting, breeding or foraging habitats within the regulated areas associated with the referenced watercourse, no authorized activities may commence from **April 1 through May 30 and September 1 through November 15** of the calendar year *unless* the following measures have been taken:
 1. Prior to the commencement of site preparation, disturbance, grading, clearing or construction activity the permittee shall erect a silt/debris fence around the footprint of *all* proposed activities (temporary and permanent) sufficient to exclude small wildlife species, and specifically wood turtle, from entering the proposed construction area; specifically, from the intersection of Fischer Road and West Colliers Mills Road (CR-640) east-southeast along the project limit of disturbance to the intersection of Long Swamp Road with Pinehurst Road (CR-539).
 2. Immediately thereafter, a qualified herpetologist must thoroughly inspect the fenced-in work area for wood turtles. Any wood turtles found must be reported to the NJDEP, Division of Fish and Wildlife, Endangered and Nongame Species Program (<http://www.state.nj.us/dep/fgw/ensp/rprtform.htm>), and safely relocated outside of the proposed work area. Once this inspection is complete, authorized activities may commence within the fenced work area.
 3. The fence must be monitored weekly and maintained until project completion.

The Department reserves the right to suspend all regulated activities onsite should it be determined that the permittee has not taken proper precautions to ensure continuous compliance with this condition.

25. In order to prevent adverse impacts to the State-listed Northern Pine Snake, Corn Snake and Timber Rattlesnake, or their resting, breeding or foraging habitats, no authorized activities may commence until the following measures have been taken:
- i. Prior to the commencement of site preparation, disturbance, grading, clearing or construction activity the permittee shall construct an exclusion fence (i.e., four-foot high, heavy duty silt fence) around the footprint of all proposed activities (temporary and permanent); specifically, from Block 79, Lot 29 in Plumsted Township east-southeast along (and around) the length of the limit of disturbance to its intersection with the parking lot of the shopping plaza in Manchester Township (block 52.51, lot 1).
 - ii. Immediately thereafter, a qualified herpetologist must thoroughly inspect the fenced-in work area for snakes. Any northern pine snakes, corn snakes or timber rattlesnakes found must be reported to the NJDEP, Division of Fish and Wildlife, Endangered and Nongame Species Program (<http://www.state.nj.us/dep/fgw/ensprprtform.htm>), and safely relocated outside of the proposed work area. Once this inspection is complete, authorized activities may commence within the fenced work area.
 - iii. The fence must be monitored weekly and maintained until project completion.
- The Department reserves the right to suspend all regulated activities onsite should it be determined that the permittee has not taken proper precautions to ensure continuous compliance with this condition.
26. To protect the Federally threatened Bog Turtle, the permittee shall install a double-silt fence at every wetland crossing designated as habitat for federally and State-listed species as shown on the Landscape Mapping project and for all locations surveyed for Knieskern's Beaked-Rush. In addition, excavated soil shall not be stored on-site.
27. To protect Bog Turtle and Swamp pink, the permittee shall have all necessary equipment (vacuums and sand bags) onsite and best management practices in place to control the unlikely occurrence of an inadvertent return of material during horizontal directional drill activities.
28. To protect migratory birds, nests, eggs and unfledged chicks, a seasonal restriction on tree or shrub removal that may result in the take of active nests with eggs or unfledged chicks of migratory birds is required from March 15 to July 31 of any year.

CONDITIONS REGARDING DEWATERING:

29. Prior to construction, the permittee must receive the appropriate Water Usage Registrations from the Bureau of Water Allocation and Well Permitting. The permittee has applied to the Bureau of Water Allocation and Well Permitting for six (6) Water Usage Registrations, one for each municipality that the pipeline is proposed within, which allow 3.1 million gallons of dewatering per month or 1 million gallons of water per day. Should the project be determined to exceed 3.1 million gallons per month or 1 million gallons per day, the permittee shall cease construction until such time as required Dewatering Permit(s) are issued.

CONDITIONS REGARDING GREEN ACRES ENCUMBERED LAND AND/OR WILDILIFE MANAGEMENT AREAS:

30. This permit authorizes only the permanent work and temporary work areas or staging areas as shown on the approved plans.
31. The permittee is advised that the use of Green Acres encumbered parkland and/or State wildlife management areas (WMAs), even temporarily, requires prior approval from the Green Acres Program

and /or Division of Fish & Wildlife. The permittee shall contact the Green Acres Program and/or Division of Fish & Wildlife if the project changes such that it includes temporary use or staging within the Green Acres encumbered areas or within Colliers Mills and/or Manchester WMAs.

CONDITIONS REGARDING HISTORIC AND/OR ARCHAEOLOGICAL RESOURCES:

32. The permittee shall implement the provisions of the following State Historic Preservation Office-approved archaeological monitoring and avoidance plans:
1. Walker, Jesse O.
2016 *Archaeological Monitoring Plan, New Jersey Natural Gas, Southern Reliability Link Project, Monmouth and Ocean Counties, New Jersey. Prepared for New Jersey Natural Gas, Wall, New Jersey. Prepared by AECOM, Burlington, New Jersey.*
 2. Walker, Jesse O.
2016 *Archaeological Protection and Avoidance Plan, New Jersey Natural Gas, Southern Reliability Link Project, Monmouth and Ocean Counties, New Jersey. Prepared for New Jersey Natural Gas, Wall, New Jersey. Prepared by AECOM, Burlington, New Jersey.*
 3. Walker, Jesse O.
2017 *Phase I Archaeological Survey Addendum, Proposed Construction Yard NJMo05-LY, New Jersey Natural Gas, Southern Reliability Link Project. Upper Freehold Township, Monmouth County, New Jersey. Prepared for New Jersey Natural Gas, Wall, New Jersey. Prepared by AECOM, Burlington, New Jersey. (Appendix E)*
33. During site preparation and construction, the permittee shall implement the provisions of the Fencing and Avoidance Plan, and the Vibration Monitoring Plan, approved by the State Historic Preservation Office on March 16, 2016 (15-1436-8/HPO-C2016-158 PROD).

CONDITIONS REGARDING HAZARDOUS MATERIALS:

34. The permittee shall have a plan in place for identifying and managing contaminated soil, groundwater, surface water, and/or sediments encountered during construction and installation. The Department provides online guidance regarding conducting linear construction and management of encountered contaminated media at http://www.nj.gov/dep/srp/guidance/srra/lc_guidance.pdf.
35. If required, approvals from the Department's Solid and Hazardous Waste Program shall be obtained prior to the commencement of any hazardous substance investigation or cleanup activities at contaminated sites.
36. New Jersey Natural Gas must have a plan in place for identifying and managing contaminated groundwater on Joint Base McGuire-Dix-Lakehurst. All activities must be coordinated with the US Air Force.
37. New Jersey Natural Gas must coordinate all activities, especially intrusive work, with the US Air Force in areas containing potential unexploded ordnance on Joint Base McGuire-Dix-Lakehurst.

38. In areas on Joint Base McGuire-Dix-Lakehurst where the potential exists to encounter radiologically contaminated soil, any construction shall be conducted utilizing a US Air Force approved plan for identifying and managing radiologically contaminated soil and groundwater. All activities within these areas must be coordinated with the US Air Force.

MITIGATION CONDITIONS:

1. The permittee shall mitigate for the temporary disturbance of **0.378 acres** of herbaceous wetlands and the temporary disturbance of **0.17 acres** of forested transition areas and **5.54 acres** of herbaceous transition areas through an on-site restoration project.
2. Within 60 days of permit issuance, the permittee shall submit a restoration plan to the Division, for review and approval.
3. All mitigation shall be conducted immediately following completion of the activity that causes the disturbance, and shall be continued to completion within six months after the end of the activity that caused the disturbance.
4. If the permittee fails to perform mitigation within the applicable time period, the activity shall be considered permanent and mitigation shall be required to replace the affected resource.
5. The permittee shall obtain a secured bond or other financial surety acceptable to the Division from a firm licensed to provide such services in New Jersey (N.J.A.C. 7:7A-15.13).
6. The permittee shall notify the Mitigation Unit at the Division of Land Use Regulation in writing **at least 30 days prior to the start of construction of the mitigation project** to arrange an on-site pre-construction meeting among the permittee, the contractor, the consultant and the Division.
7. To ensure the intent of the mitigation design and its predicted wetland hydrology is realized in the landscape, the mitigation designer shall be present on-site during the restoration of any temporarily impacted areas.
8. The permittee shall be responsible for ensuring that best management practices are used throughout construction to control the spread and colonization of highly invasive plants. Specifically, all equipment, especially tracks and tires, must be thoroughly cleaned every time equipment or vehicles move from an area containing invasive plants or from off-site to the mitigation area. In addition, soil containing root fragments and above-ground vegetative material from invasive plants shall be carefully managed during earthmoving activities and disposed of at a suitable off site location rather than mulched and reused or stockpiled elsewhere on the site. For information on the specific species that are considered to be invasive, please refer to the Invasive Plant Atlas at <http://www.invasiveplantatlas.org/index.html>.
9. In the event that changes to the mitigation design are necessary to ensure success of the project as a result of on-site conditions, the mitigation designer shall immediately notify the Division in writing and submit an alternative plan which achieves the proposed wetland conditions. The Division shall review the plan in accordance with N.J.A.C. 7:7A-15.15. Any modifications to the plan that are reviewed and approved by the Division must be shown on a signed and sealed revised plan. The As-Built plans required as a part of the Construction Completion Report may serve as the signed and sealed revised plan required to be submitted as part of the construction modification process described above if time constraints warrant such action and have been approved by the Division in writing.

10. **Within 30 days of final grading of the mitigation site and prior to planting**, the permittee shall notify the Mitigation Unit at the Division of Land Use Regulation in writing to arrange a post-grading construction meeting among the permittee, contractor, consultant and the Division.
11. **Within 30 days following the final planting of the mitigation project**, the permittee shall submit a Construction Completion Report to the Division detailing as-built conditions (see below) and any changes to the approved mitigation plan that were made during construction (N.J.A.C. 7:7A-15.16). The Construction Completion Report shall contain, at a minimum, the following information:
 - i. A completed Wetland Mitigation Project Completion of Construction Form. This form is located at <http://www.nj.gov/dep/landuse/forms/index.html> and certifies that the mitigation project has been constructed as designed and that the proposed area of wetland creation, restoration or enhancement has been accomplished;
 - ii. As-Built plans which depict final grade elevations at one foot contours and include a table of the species and quantities of vegetation that were planted including any grasses that may have been used for soil stabilization purposes; and
 - iii. Photos of the constructed wetland mitigation project with a photo location map as well as the GPS waypoints in NJ state plane coordinates NAD 1983.
12. **Within 30 days following final planting of the mitigation project**, the permittee shall post the mitigation area with permanent signs which identify the site as a wetland mitigation project and that all-terrain vehicle use, motorbike use, mowing, dumping, draining, cutting and/or removal of plant materials is prohibited and that violators shall be prosecuted and fined to the fullest extent under the law. The signs must also state the name of the permittee, a contact name and phone number, and the Department's permit number.
13. The permittee shall monitor (forested and/or shrub scrub wetland mitigation projects for 5 full growing seasons and emergent wetland or State open water mitigation projects for 3 full growing seasons) beginning the year after the mitigation project has been completed. The permittee shall submit monitoring reports to the Division of Land Use Regulation no later than December 31st of each full monitoring year (N.J.A.C. 7:7A-15.16(c)). All monitoring reports must include the standard items identified in the checklist entitled, "Wetland Mitigation Monitoring Project Checklist", which can be found at <http://www.nj.gov/dep/landuse/forms/index.html>.
14. Once the required monitoring period has expired and the permittee has submitted the final monitoring report, the Division will make the finding that the mitigation project is either a success or a failure. This mitigation project will be considered successful if the permittee demonstrates all of the following:
 - i. That the goals of the wetland mitigation project, including acreage and the required transition area, as stated in the approved wetland mitigation proposal and the permit have been satisfied. The permittee shall submit a field wetland delineation of the wetland mitigation project based on the Federal Manual for Identifying and Delineating Jurisdictional Wetlands (1989) which shows the exact acreage of State open waters, emergent, scrub/shrub and/or forested wetlands in the mitigation area;
 - ii. The site has an 85 percent survival and 85 percent area coverage of the mitigation plantings or target hydrophytes, which are species native to the area and similar to ones identified on the mitigation planting plan. All plant species in the mitigation area must be healthy and thriving and all trees must be at least five feet in height;

- iii. The site has less than 10 percent coverage by invasive or noxious species.
 - iv. The site contains hydric soils or there is evidence of reduction occurring in the soil; and,
 - v. The proposed hydrologic regime as specified in the mitigation proposal has been satisfied.
15. The permittee is responsible for assuming all liability for any corrective work necessary to meet the success criteria established above (N.J.A.C. 7:7A-15.16(f)). The Division will notify the permittee in writing if the mitigation project is considered to be a failure. Within 30 days of notification, the permittee shall submit a revised mitigation plan to meet the success criteria identified above for Division review and approval. The financial surety, if required, will not be released by the Division until such time that the permittee satisfies the success criteria as stipulated above.

STANDARD CONDITIONS:

1. The issuance of a permit shall in no way expose the State of New Jersey or the Department to liability for the sufficiency or correctness of the design of any construction or structure(s). Neither the State nor the Department shall, in any way, be liable for any loss of life or property that may occur by virtue of the activity or project conducted as authorized under a permit.
2. The issuance of a permit does not convey any property rights or any exclusive privilege.
3. The permittee shall obtain all applicable Federal, State, and local approvals prior to commencement of regulated activities authorized under a permit.
4. A permittee conducting an activity involving soil disturbance, the creation of drainage structures, or changes in natural contours shall obtain any required approvals from the Soil Conservation District having jurisdiction over the site.
5. The permittee shall take all reasonable steps to prevent, minimize, or correct any adverse impact on the environment resulting from activities conducted pursuant to the permit, or from noncompliance with the permit.
6. The permittee shall immediately inform the Department by telephone at (877) 927-6337 (Warn DEP Hotline) of any noncompliance that may endanger the public health, safety, and welfare, or the environment. In addition, the permittee shall inform the Division of Land Use Regulation by telephone at (609) 777-0454 of any other noncompliance within two working days of the time the permittee becomes aware of the noncompliance, and in writing within five working days of the time the permittee becomes aware of the noncompliance. Such notice shall not, however, serve as a defense to enforcement action if the project is found to be in violation of this chapter. The written notice shall include:
 - a. A description of the noncompliance and its cause;
 - b. The period of noncompliance, including exact dates and times;
 - c. If the noncompliance has not been corrected, the anticipated length of time it is expected to continue; and
 - d. The steps taken or planned to reduce, eliminate, and prevent recurrence of the noncompliance.

7. It shall not be a defense for a permittee in an enforcement action that it would have been necessary to halt or reduce the authorized activity in order to maintain compliance with the conditions of the permit.
8. The permittee shall employ appropriate measures to minimize noise where necessary during construction, as specified in N.J.S.A. 13:1G-1 et seq. and N.J.A.C. 7:29.
9. The issuance of a permit does not relinquish the State's tidelands ownership or claim to any portion of the subject property or adjacent properties.
10. The issuance of a permit does not relinquish public rights to access and use tidal waterways and their shores.
11. The permittee shall allow an authorized representative of the Department, upon the presentation of credentials, to:
 - a. Enter upon the permittee's premises where a regulated activity is located or conducted, or where records must be kept under the conditions of the permit;
 - b. Have access to and copy, at reasonable times, any records that must be kept under the conditions of the permit; and
 - c. Inspect at reasonable times any facilities, equipment, practices, or operations regulated or required under the permit. Failure to allow reasonable access under this paragraph shall be considered a violation of this chapter and subject the permittee to enforcement action under.
12. The permittee and its contractors and subcontractors shall comply with all conditions, site plans, and supporting documents approved by the permit. Any noncompliance with a permit constitutes a violation of this chapter and is grounds for enforcement action under, as well as, in the appropriate case, suspension and/or termination of the permit.
13. All conditions, site plans, and supporting documents approved by a permit shall remain in full force and effect so long as the regulated activity or project, or any portion thereof, is in existence, unless the permit is modified.
14. For Coastal Permits, Flood Hazard Permits and Flood Hazard Verifications, the permittee shall record the permit, including all conditions listed therein, with the Office of the County Clerk (the Registrar of Deeds and Mortgages, if applicable) of each county in which the site is located. The permit shall be recorded within 30 calendar days of receipt by the permittee, unless the permit authorizes activities within two or more counties, in which case the permit shall be recorded within 90 calendar days of receipt. Upon completion of all recording, a copy of the recorded permit shall be forwarded to the Division of Land Use Regulation at the address set forth in the rules.
15. If any condition or permit is determined to be legally unenforceable, modifications and additional conditions may be imposed by the Department as necessary to protect public health, safety, and welfare, or the environment.
16. A copy of the permit and all approved site plans and supporting documents shall be maintained at the site at all times and made available to Department representatives or their designated agents immediately upon request.
17. A permit shall be transferred to another person only in accordance with the regulations.

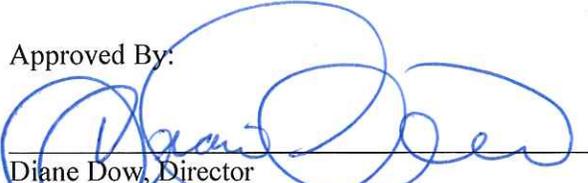
18. A permit can be suspended or terminated by the Department for cause.
19. The submittal of a request to modify a permit by the permittee, or a notification of planned changes or anticipated noncompliance, does not stay any condition of a permit.
20. Where the permittee becomes aware that it failed to submit any relevant facts in an application, or submitted incorrect information in an application or in any report to the Department, it shall promptly submit such facts or information.
21. The permittee shall submit written notification to the Bureau of Coastal and Land Use Compliance and Enforcement, 401 East State Street, 4th Floor, P.O. Box 420, Mail Code 401-04C, Trenton, NJ 08625, at least three working days prior to the commencement of regulated activities.
22. The permittee shall not cause or allow any unreasonable interference with the free flow of a regulated water by placing or dumping any materials, equipment, debris, or structures within or adjacent to the channel while the regulated activity(ies) is being undertaken. Upon completion of the regulated activity(ies), the permittee shall remove and dispose of in a lawful manner, all excess materials, debris, equipment, and silt fences and other temporary soil erosion and sediment control devices from all regulated areas.
23. The regulated activity shall not destroy, jeopardize, or adversely modify a present or documented habitat for threatened or endangered species, and shall not jeopardize the continued existence of any local population of a threatened or endangered species.

APPROVED PLANS:

The approved activities are shown on thirty-three (33) sheets of a thirty-five sheet set, entitled "Southern Reliability Link SRL Project, Townships of Chesterfield, North Hanover, Plumsted, Upper Freehold, Jackson and Manchester, Burlington County, Monmouth County, Ocean County, New Jersey, NJDEP Permit Plan," dated 12/8/14, last revised 9/15/16, prepared by AECOM specifically Sheets 1-17; Sheet 19; Sheets 21-29; Sheets 01A-04A; Sheet 06A; and Sheet 10A.

If you need clarification on any section of this permit or conditions, please contact the Division of Land Use Regulation's Technical Support Call Center at (609) 777-0454.

Approved By:


Diane Dow, Director
Division of Land Use Regulation

2.24.17
Date

Original sent to Agent to record
c: Permittee
Construction Official
Pinelands Commission

