

**NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION
NOTICE OF INTENT TO SETTLE
CAFRA INDIVIDUAL PERMIT**

TAKE NOTICE THAT THE DEPARTMENT OF ENVIRONMENTAL PROTECTION anticipates entering into a Settlement Agreement that would authorize, via issuance of a permit, the construction of a 189,797 SF retail store with a water tower, a 5,703 SF seasonal garden center, parking for 833 vehicles, retaining walls, 5 above ground and 2 underground stormwater basins, and access roads off Route 37 and Northampton Boulevard under the Coastal Area Facility Review Act (N.J.S.A 13:19 et seq.). Issuance of a permit is subject to comments and the Department's review of these comments and its determination that the permit is based on complete and accurate information.

The project is located at the property known as Block 505, Lots 14 & 15, in the Township of Toms River, Ocean County, and Block 44, Lots 2, 3, 4(part) & 5, in the Township of Manchester, Ocean County. The proposed project is shown on plans (29 sheets) entitled "PRELIMINARY AND FINAL SITE PLAN & MINOR SUBDIVISION FOR WAL-MART REAL ESTATE BUSINESS TRUST, PROPOSED WAL-MART STORE (#1844-05), NEW JERSEY STATE HIGHWAY ROUTE #37 & NORTHAMPTON BOULEVARD, BLOCK 44, LOTS 2, 3, 5 AND PART OF LOT 4, MANCHESTER TOWNSHIP, TAX MAP SHEETS 7.02, 8 & 9 (DATED APRIL, 1973); BLOCK 505, LOTS 14 & 15, TOMS RIVER TOWNSHIP, TAX MAP SHEET 54 (DATED SEPTEMBER, 1996), OCEAN COUNTY, NEW JERSEY", prepared by Bohler Engineering, dated June 26, 2009, unrevised, except for sheet #5, which was last revised on June 3, 2010.

Notice of the final permit decision will appear in the DEP Bulletin under the section entitled Division of Land Use Regulation.

IN THE MATTER OF: Jaylin Holdings, LLC
File # 1500-04-0001.2, APL100001, FWW090001
Township of Toms River, Ocean County, New Jersey
Block 505, Lots 14 & 15
Township of Manchester, Ocean County, New Jersey
Block 44, Lots 2, 3, 4(part) & 5

Any persons who wish to offer written comments regarding this proposed settlement or requests for a copy of the project plan should be sent to:

Ocean County Section Chief, Division of Land Use Regulation, NJDEP, PO Box 420 501-02A, Trenton, NJ 08625, or the office may be reached by telephone: (609) 633-2289. Comments must be received by NJDEP within 15 days of this publication. **(deadline January 27, 2011)**