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cc: Admin



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Watershed Management
Bureau of Watershed Regulation
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JON S. CORZINE
Governor

MARK N. MAURIELLO
Acting Commissioner

Fax and Certified Mail

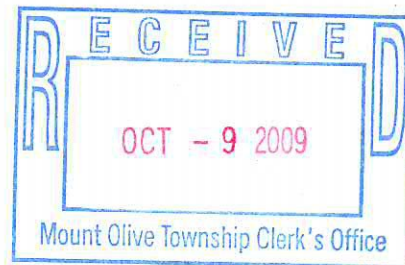
70070220000210352658 (Mr. Sohl)

#70070220000210352672 (Mr. Gaffney)

Return Receipt Requested

OCT 6 2009

William Sohl
Business Administrator
Township of Mount Olive
204 Flanders-Drakestown Road
Budd Lake, New Jersey 07828



Christopher G. Gaffney
Group President
Toll Brothers
250 Gibraltar Road
Horsham, PA 19044

Re: Clarification of May 15, 2009 Highlands Applicability Determination (HAD)
Goldmine-Morris Chase Limited Interconnection
Block 4400, ROW adjacent to Lot 25
Block 4400, ROW associated with Fennimore Court Water Tank
Block 3904, ROW adjacent to Lot 14
Dyrham Road & Woodbine Avenue
Mount Olive Township, Morris County
Upper Raritan Water Quality Management Plan (WQMP)
Program Interest No.: 435434
Activity No.: CSD090004

Dear Sirs:

This letter is to inform you that the Clarification of Highlands Applicability Determination, issued on July 13, 2009, is in effect as of September 2, 2009. The Department has received written concurrence to the terms specified in the clarification letter from each of you, on

behalf of Mount Olive Township and Toll Bros, dated August 31, 2009 and September 2, 2009, respectively. Those terms replace the isolation valving requirement contained in the May 15, 2009 HAD and will continue to do so as long as all parties fulfill their obligations. All other requirements/conditions of the May 15, 2009 HAD remain in effect, and likewise, must be adhered to. Furthermore, the Department's Office of Legal Affairs has closed out as settled, the Adjudicatory Hearing request submitted by Mr. Gross. Should you have any questions, or require further assistance, please contact Jeffrey Olawski at (609) 984-6888.

Sincerely,



Terry Pilawski, Chief
Bureau of Watershed Regulation

c: Anthony DiLodovico, CMX Engineering
David Applegate, CMX Engineering
Patrick Cole, P.E., CMX Engineering
Gene Buczynski, P.E., Township of Mount Olive
Michael J. Gross, Esq., Giordano, Halleran & Ciesla
Adam G. Stern, P.E., Applied Water Management, Inc.
Lisa Lashway, Mount Olive Township Clerk
Gary Lindsay, Mount Olive Construction Official
Joseph Fleischner, Mount Olive Planning Board Chair
James Smith, Mount Olive Environmental Commission Chair
Ray Zabihach, Director, Morris County Planning Board
Christine Ross, New Jersey Highlands Council
Oneida Cuevas, NJDEP, Office of Legal Affairs
Barbara Baus, NJDEP, Bureau of Coastal & Land Use Compliance & Enforcement
Armand Perez, NJDEP, Bureau of Coastal & Land Use Compliance & Enforcement
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Jan Gheen, NJDEP, Bureau of Water Allocation
Erin Schumacher, NJDEP, Bureau of Water Allocation
Robert Rodriguez, NJDEP, Green Acres
Barry Miller, NJDEP, Bureau of Watershed Regulation
Jeffrey Olawski, NJDEP Bureau of Watershed Regulation
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