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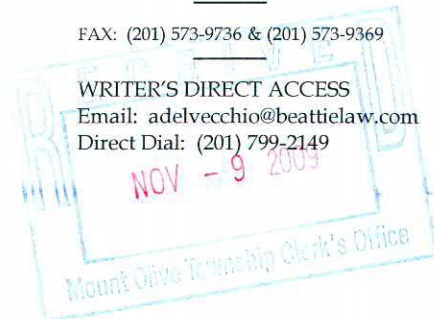
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New Jersey as a Civil Trial Attorney
OUR FILE NO. 009573

November 4, 2009

**Application for Preliminary and Final Site Plan Approval, Use
Variance and Bulk Variances and Exemptions
Constellation Energy Projects and Services Group
Block 6801, Lot 7
and Block 6800, Lots 7 and 9
125 Bartley-Flanders Road
Mount Olive, New Jersey**

PLEASE TAKE NOTICE that the undersigned attorneys for Constellation Energy Projects and Services Group (hereinafter the "Applicant"), with the consent of the record owner, Benjamin Moore and Co. who owns the property known as 125 Bartley-Flanders Road and more formally known as Block 6801, Lot 7 and Block 6800, Lots 7 and 9 on the Tax Assessment Maps of the Township of Mount Olive, New Jersey (hereinafter collectively the "Property") has filed an Application for Preliminary and Final Major Site Plan Approval, Use Variance, Bulk Variances and Exemptions (Waivers). The Property designated as Block 6801, Lot 7 is currently vacant and used as farm land. The Property designated as Block 6800, Lot 7 is currently vacant and will not be impacted by this application. Block 6800, Lot 9 is the current location of Benjamin Moore facilities which property will be disturbed to allow for the electrical/utility connection from Block 6801, Lot 7 to Block 6800, Lot 9. To permit the utility connection, there is a proposed underground conduit proposed to be installed under the High Bridge Branch Railroad utilized and operated by the Morristown and Erie Railway, Inc. for which the railroad's

Thirty-Nine Years of Service

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consent has been preliminary obtained. The Property on which the railway operates is designated as Block 5, Lot 1 and is currently owned by the County of Morris for which an easement will be needed. The Property is located in the GI-General Industrial Zone of the Township of Mount Olive.

PLEASE TAKE FURTHER NOTICE that the Applicant has requested Preliminary and Final Site Plan Approval to permit the construction of a 1.9 megawatt photovoltaic energy facility (solar energy farm) consisting of an array of ground-mounted photovoltaic panels which are intended to provide electricity to the Benjamin Moore facility located on Block 6800, Lot 9. While the GI zone permits utilities as a permitted use in the zone, the Township has determined that a use variance would be required for this application. To the extent such a use variance is required, the Applicant has made an application for such use variance to allow the solar energy farm to be constructed on the Property. In connection with the Use Variance Application, the Applicant has also requested a variance from §400-81A(2) concerning maximum fence height (6' permitted, 8' proposed); §400-101F5(c) minimum lot width (250' required, 200' existing and proposed), §400-101F5(c) minimum rear yard setback (50' required, 25.9' proposed). In addition, the applicant has requested the following exemptions (waivers) from the checklist and/or design requirements of the Township of Mount Olive Ordinance: plan prep, §400-29G relating to the scale of the plan information; plan information §400-29H(1) concerning the submission of a report on the emission of any noise, glare, vibration etc; circulation plan §400-29H(2) providing curbs, handicap spaces, etc; and from the facilities plan §400-29H(4) information concerning drainage systems, solid waste, etc.

PLEASE TAKE FURTHER NOTICE that the Applicant will also request any and all other variances, exceptions, waivers, de minimis exceptions, interpretations and/or incidental relief from the requirements of the Township of Mount Olive Ordinance that may be required by the Board after a review of the Application.

PLEASE TAKE FURTHER NOTICE that the Public Hearing has been scheduled for Monday, November 16, 2009 at 7:00 p.m. and continuing at such further time as may be further scheduled by the Zoning Board in the Township of Mount Olive, Municipal Building, 204 Flanders-Drakestown Road, Budd Lake, New Jersey 07828 at which time you may appear if you so desire, before the Zoning Board at the time and place designated above for the purposes of being heard with respect to this application.

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PLEASE TAKE FURTHER NOTICE that all documents and plans for this Application have been filed with the Zoning Board at the Municipal Building, 204 Flanders-Drakestown Road, Budd Lake, New Jersey and are available for inspection, Monday through Friday during normal business hours 8:30 a.m. to 4:30 p.m.

BEATTIE PADOVANO, LLC
Attorneys for Constellation Energy Projects
and Services Group

By: /s/ Antimo A. Del Vecchio
Antimo A. Del Vecchio, Esq.