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cc: Adm

**State of New Jersey**  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

JON S. CORZINE  
Governor

LISA P. JACKSON  
Commissioner

DIVISION OF WATER SUPPLY  
WATER SUPPLY PERMITTING  
BUREAU OF WATER ALLOCATION  
P.O. BOX 426  
TRENTON, NEW JERSEY 08625-0426  
TEL.# 609-292-2957  
FAX.# 609-633-1495

July 29, 2008

Honorable David Scapicchio  
MT OLIVE TOWNSHIP  
204 Flanders Drakestown Rd  
Budd Lake, NJ 07828

Re: Modification of Water Allocation Program Interest No.: 5103  
Activity No.: WAP080001  
Mount Olive Township, Morris County  
Water Allocation Element of Highlands Preservation Area Approval (HPAA)

Dear Mayor Scapicchio:

Your application received on July 21, 2008 has been reviewed by the Bureau of Water Allocation (Bureau) for ADMINISTRATIVE COMPLETENESS and found to be INCOMPLETE and is therefore being returned, along with the application fee of \$10,245.00. The following information is required in order for future applications to be considered complete and assigned for technical review:

**Aquifer test not submitted.** This application is premature, as an aquifer test is required. An aquifer test waiver, as requested in the application's cover letter, is not being granted; therefore an aquifer test must be conducted. The Bureau's May 6, 2008 letter indicated that the aquifer test proposal has been forwarded to New Jersey Geological Survey (NJGS) for approval, which must be granted by the Bureau before commencing an aquifer test.

**Technical report incomplete.** Results of the aquifer test must be incorporated into technical report after test has been completed. It should be noted that because this diversion is located within the Highlands Preservation Area, the following specific criteria outlined under N.J.A.C. 7:38-3.2(b) must be met in order to obtain approval:

- Assess individual and cumulative impacts of the diversion
- Demonstrate that existing stream base flows are maintained
- Minimize depletive uses on a HUC-14 watershed basis
- Demonstrate that the existing water quality is maintained and ecological uses are protected

**Current signatures and dates** are required on pages 4 and 5 as the application package has changed substantially since November 2006 when the first application was signed and dated.

**Highlands Consistency Determination.** Upon further review and discussion with the Bureau of Watershed Regulation, it has been determined that a Water Quality Management Plan Consistency Determination is not required with the application.

**Section F Mapping Requirements.** Although the items in this section were checked off as being submitted, they were not immediately found in the application package. Some of the items that were included were outdated (e.g. the well search was dated 2003). Future submissions must include a summary of exactly where in the application each required map and corresponding table can be found and identified. In addition, each mapping requirement must be current and updated.

**Section G.1.** A copy of the Agricultural Extension Service recommendation was not submitted.

Should you have any questions, contact me at (609) 292-2957 or by e-mail at carolyn.olynyk@dep.state.nj.us. When contacting the Department, use the referenced Program Interest number, Activity number and subject matter.

Sincerely,



Carolyn Olynyk  
Principal Environmental Specialist  
Bureau of Water Allocation

Enclosures

C: John Fields, Bureau of Water Systems & Well Permitting  
Susan Michniewski, Division of Land Use Regulation  
**Bill Sohl, MT OLIVE TOWNSHIP**  
Philip Spaldi, MT OLIVE TOWNSHIP  
David Applegate, CMX (Schorr DePalma)  
Tony DiLodovico, CMX (Schorr DePalma)  
Jordan Volk, CMX (Schorr DePalma)