

(c)

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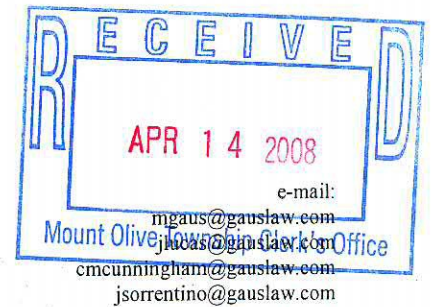
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April 11, 2008

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Bureau of Coastal and Land Use Compliance
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Re: Douglas and Susan Tack; Ronald and Marie Trinneer; and the Mountaintop
Assembly of God Church
Draft Administrative Consent Order
Enforcement Action ID #NEA070001 - 1427-07-0001.1
Tax Block: 8400, Lots: 2 (Tack), 3 (Mountaintop Church), and 7 (Trinneer)
Township of Mount Olive, Morris County, New Jersey 07840

Dear Sirs/Madam:

I have reviewed the Administrative Consent Order ("Order") proposed by the State of New Jersey Department of Environmental Protection ("NJDEP") and object to its current form. I propose the following changes to the form of Order:

1. Paragraph 9 of the Order provides for remediation to occur between April 15th and May 15th, 2008. This appears to be an unrealistic timetable as, in all likelihood, the Order will not be executed until after the start date has passed.

2. Although the Estate of Marie E. Trinneer ("Trinneer") is the party obligated to pay the \$6,000 to the State and the party obligated to render the physical remediation, both Mountaintop and Tack remain jointly and severally liable until such time as the Order is released. Therefore, a notice

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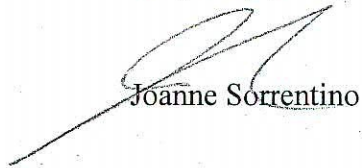
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provision to both Mountaintop and Tack should be incorporated. I would suggest that the Estate be obligated to keep Mountaintop and Tack apprised of the status of the remediation at all times. I am **not** suggesting that the Estate be obligated to provide full copies of all reports, plans and the like, unless it appears necessary. I am, however, suggesting that a monthly status report from counsel for the Estate be provided to the parties and their legal representatives.

3. Paragraph 28 provides that Tack, Trinnee and Mountaintop are responsible for obtaining any and all necessary permits. As Trinnee is the party obligated to perform the work, this paragraph should reflect that Trinnee will obtain all necessary and required permits, licenses and other authorizations, and that Tack and Mountaintop will cooperate and execute such necessary State and Township documents as may be required in order for Trinnee to obtain same.

Please contact me with your questions or comments.

Very truly yours,


Joanne Sorrentino

JS/bhs

cc: Mountaintop Assembly of God Church
Hon. David Scapicchio, Mayor/Twp. of Mount Olive
Lisa Lashway, Clerk/Twp. of Mount Olive
Catherine Natafalusy, Planning/Zoning Dept/Twp. of Mount Olive
Eugene Buczynski, P.E., Municipal Engineer/Twp. of Mount Olive
Shiela Hall, Site Inspector/Morris County Soil Conservation District
Susan Michniewski, Division of Land Use Regulation/NJDEP