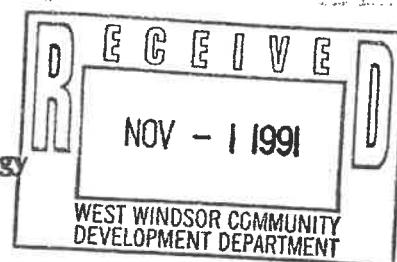




State of New Jersey  
Department of Environmental Protection and Energy  
Environmental Regulation  
Land Use Regulation Element  
CN 401  
Trenton, NJ 08625-0401



Scott A. Weiner  
Commissioner

Robert A. Tudor  
Administrator

OCT 07 1991

Glenn D. Huntermark  
Normandeau Associates, Inc.  
170 Oberlin Avenue North  
Lakewood, NJ 08701

RE: Freshwater Wetlands Letter of Interpretation  
File No. 1113-89-0693.1  
Project: Wiltshier Corporation  
West Windsor Township, Mercer County  
Block: S-10; Lot: 15.03  
Millstone Watershed; Raritan Drainage Basin  
Nearest Waterway: Duck Pond Run

Dear Mr. Huntermark:

This letter is in response to your request for a Letter of Interpretation to verify the jurisdictional boundary of the freshwater wetlands and waters on the referenced property.

Based upon the information submitted, and upon site inspections conducted on January 5, 1990 and January 31, 1990, the Division of Coastal Resources has determined that the wetlands boundary line as shown on the plan map entitled "PRELIMINARY/FINAL MASTER SITE PLAN FOR LOT 15.03, BLOCK S-10 TOWNSHIP OF WEST WINDSOR MERCER COUNTY NEW JERSEY", dated October 13, 1988, last revised May 17, 1991, and prepared by Robert C. Bushar, is accurate as shown.

In accordance with an agreement between the New Jersey Department of Environmental Protection and the U.S. Army Corps of Engineers Philadelphia and New York Districts, the NJDEP, Division of Coastal Resources is the lead agency for establishing the extent of State and Federally regulated wetlands and waters. The above referenced plan accurately identifies the extent of State and Federally regulated wetlands and waters on the property. However, the USACOE retains the right to reevaluate and modify the jurisdictional determination at any time should the information prove to be incomplete or inaccurate.

Freshwater Wetlands Letter of Interpretation

Any activities regulated under the Freshwater Wetlands Protection Act proposed within the wetlands, or the deposition of any fill material into any water area, will require a permit from this office unless exempted under the Freshwater Wetlands Protection Act, N.J.S.A. 13:9B-1 et seq., and implementing rules, N.J.A.C. 7:7A. A copy of this plan, together with the information upon which this boundary determination is based, has been made a part of this Division's public records.

In addition, under Federal regulations a Department of the Army permit is required for the discharge of dredged or fill material into waters of the United States which include wetlands. Any proposal to perform such activities within the area of Federal jurisdiction will also require prior approval from the U.S. Army Corps of Engineers.

You are entitled to rely upon this boundary determination for a period of five years from the date of this letter pursuant to the Freshwater Wetlands Protection Act Rules, N.J.A.C. 7:7A.

This determination does not affect your responsibility to obtain any local, State, or Federal permits which may be required.

The freshwater wetlands boundary lines, as determined in this letter, must be shown on any future site development plans. The lines should be labelled with the following note:

"Freshwater Wetlands Boundary Line as verified by NJDEP, file # 1113-89-0693"

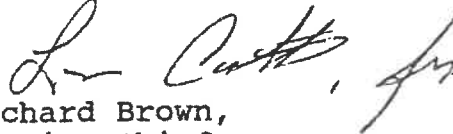
In addition, the Department has determined that the wetlands on the subject property, except for the detention basin which is of ordinary resource value and requires no buffer, are of intermediate resource value and the standard transition area or buffer required adjacent to these wetlands is 50 feet. This classification may affect the requirements for a Individual Wetlands Permit (see N.J.A.C. 7:7A-3), the types of Statewide General Permits available for the wetlands portion of this property (see N.J.A.C. 7:7A-9) and the modification available through a transition area waiver (see N.J.A.C. 7:7A-7). Please refer to the Freshwater Wetlands Protection Act (N.J.S.A. 13:9B-1 et seq.) and implementing rules for additional information.

It should be noted that this determination of wetlands classification is based on the best information presently available to the Department. The classification is subject to change if this information is no longer accurate, or as additional information is made available to the Department, including, but not limited to, information supplied by the applicant.

Freshwater Wetlands Letter of Interpretation

Please contact Diane Harvell of our staff at (609) 777-0454 should you have any questions regarding this letter. Be sure to indicate the Division's file number in all communication.

Sincerely,



Richard Brown,  
Section Chief  
Bureau of Inland Regulation

DH

c: U.S. Army Corps of Engineers:  
Philadelphia District   
New York District   
~~West Windsor Township Clerk~~  
West Windsor Township Planning Board  
Mercer County Planning Board