

RESOLUTION AUTHORIZING ENDORSEMENT OF
APPLICATION FOR TREATMENT WORKS APPROVAL (TWA-1)

Wharton CHA Urban Renewal, LLC
10 North Main Street
Main Street (CR634), Central Avenue, and Second Street
Block 1317 - Lots 1, 2, 3, 9, 10, 12
Borough of Wharton

WHEREAS, an application for Treatment Works Approval have been submitted by the Town of Wharton ("Wharton") which proposes the demolition of 6 dwelling units and 2,187 SF of commercial space having an existing sanitary sewer demand of 1,419 gpd. The demolition will be followed by the construction of a four-story mixed-use building containing approximately 7,740 SF retail and 50 apartment units (20-1BR, 29-2BR, 1-3BR) with proposed 6-inch lateral connection within Main Street, as well as a two-story townhome building with 16 dwelling units (8-1BR, 8-2BR) with proposed 6-inch lateral connection within Second Street, hereinafter the "Wharton CHA Urban Renewal, LLC" Project is more particularly described in the Treatment Works Approvals Permit Application Forms (TWA-1), attached hereto and made a part hereof; and

WHEREAS, based on NJDEP approved Wastewater Management Plan maps, the Project is within the approved Sewer Service Area served by the RVRSA as confirmed by using NJ GeoWeb, Morris County SSA Searcher, and NJ Highlands Council Interactive Map.; and

WHEREAS, the New Jersey Department of Environmental Protection (NJDEP) presently requires the certification of the 201 Sewerage Agency, as well as, the certification of the owner of the sewerage treatment facility, that its treatment system contains sufficient capacity to accept the additional flow, which would emanate from the sewer extension proposed in the said application; and

WHEREAS, pursuant to RVRSA's planning estimates the gallonage required to service the proposed Project is in the amount of 7,496 gpd (Project Flow 8,915 – Existing Flow 1,419); and

WHEREAS, the gallonage required to service the proposed Project pursuant to the NJDEP is in the amount of 12,180 gpd (Project Flow 13,599 – Existing Flow 1,419); and

WHEREAS, the Town of Wharton is required to endorse the Project; which, it has done by Resolution R-133-20, adopted November 9, 2020; and

WHEREAS, RVRSA is desirous of facilitating Wharton's application for sewer service extension.

NOW, THEREFORE, BE IT RESOLVED by the Rockaway Valley Regional Sewerage Authority as follows:

1. There shall be allocated from RVRSA's "First Come/First Serve" category, gallonage in the amount of 7,496 gpd (Project Flow 8,915 – Existing Flow 1,419) to serve the Wharton CHA Urban Renewal, LLC Project located at 10 North Main Street, Main Street (CR634), Central Avenue, and Second Street, Block 1317 - Lots 1, 2, 3, 9, 10, 12, in the Town of Wharton.
2. JoAnn Mondsini, Executive Director of the RVRSA is authorized and directed to execute the Treatment Works Approval (TWA-1 Application) Forms WQM-003 entitled Endorsements at subsections C subject to the following conditions:
 - A. That subsection C Certification by Wastewater Treatment Facility Owner shall not be executed, however, a notation shall be inserted to refer to an addendum attached which includes a revised certification which provides as follows:

I (we) certify that the treatment plant is currently complying with its conventional and non-conventional NJPDES permit requirements (see N.J.A.C. 7:14A-22.17 (b)-(d), flow percent removal and toxicity requirements excluded from this certification) as determined by a rolling average of the three most recent monthly discharge monitoring reports that were required to be submitted to the Department as of this date, and based upon my (our) assessment of all information pertinent to this permit request, is anticipated to continue to do so with the additional flow from this project.

- B. That this approval explicitly excludes connection of vacant lot(s), which encroach upon any environmentally sensitive areas (ESA) pursuant to Special Grant Condition No. 4, federal project C340389-04-2, effective November 29, 1983.
- C. This approval is expressly conditioned upon compliance, by the Applicant, with any relevant provisions of the Highlands Preservation and Planning Act or any rules or regulations issued pursuant thereto, if any.
- D. That any connection from a non-domestic source is subject to the RVRSA's industrial pretreatment program regulations. The applicant shall first obtain clearance from the RVRSA's pretreatment program prior to seeking the necessary permit(s) for connection to the RVRSA's local/regional conveyance system.
- E. That the qualified property owners shall obtain the necessary permit(s) for sewer connection(s) to the RVRSA system, in connection therewith and the requirements of other governmental entities having jurisdiction.
- F. That the sewer mainline and each of the building laterals to be installed in connection with the project shall be subject to inspection(s) by the RVRSA.
- G. That this endorsement shall expire automatically unless the attached application is filed with the NJDEP within 60 days of the day of the adoption of this Resolution. Evidence of submission shall be submitted by the Applicant to RVRSA in order to satisfy this requirement.
- H. This approval is subject to compliance with revised Service Rules of the RVRSA, and the payment of the appropriate fees and/or charges of the RVRSA including, but not limited to those set forth at Section 4.03 (3) Revised Service Rules of the RVRSA, and payment of the appropriate fees of any other governmental authority having jurisdiction.
- I. The approval of the use of NJDEP's gallonage determination is made under protest and for the sole purpose of approving the TWA-1 sewer extension

application and shall not affect in any way gallonage allocated for RVRSA's planning purposes.

CERTIFICATION

I hereby certify that this Resolution was adopted at a meeting of the Rockaway Valley Regional Sewerage Authority held on March 11, 2021

On motion of Commissioner Farrell

Second by Commissioner Corbett

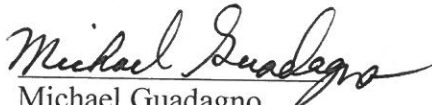
And a Roll Call Vote as Follows:

Yeas: (8) Cegelka, Corbett, Farrell, Howarth, Isselin, Recchia, Schorno, Zuppa

Nays: (0)

Abstain: (0)

Absent: (2) Andes, Guadagno


Michael Guadagno
Board Secretary