

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

Township of Mine Hill
Sewer Extension to serve
106 Hurd Street
Township of Mine Hill
Block 2004, Lot 1

WHEREAS, the Township of Mine Hill plans to extend sewer service to 106 Hurd Street, Block 2004, Lots 1, Mine Hill. The project includes construction of a new four (4) story residential apartment building with fifty (50) units including ten (10) affordable housing units. The sewer extension will extend into the Hurd Street right of way, which will require 405 LF of 8-inch sewers and new manholes; and

WHEREAS, the aforementioned property is within the RVRSA Sewer Service Area as confirmed by the Morris County Sewer Service Area Parcel Searcher on October 2, 2020; and

WHEREAS, an application for Treatment Works Approval has been submitted by the Township of Mine Hill ("Mine Hill") which proposes the extension of sanitary sewer service to serve; 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, the Township of Mine Hill adopted Resolution 125-20, on September 2, 2020, requesting RVRSA's endorsement of a TWA-1 application to serve the project; and

WHEREAS, the New Jersey Department of Environmental Protection (NJDEP) presently requires the certification of the owner of the collection system that its collection system has adequate conveyance capacity to accept the additional flow which would emanate from the sewer extension proposed in the said application. The proposed project will connect to the Jackson Brook Interceptor, which is owned and operated by the Township of Randolph; accordingly, the endorsement of the Township of Randolph is required. The Township of Randolph adopted Resolution 336-20 on November 12, 2020, endorsing execution of a TWA-1 for the project; and

WHEREAS, pursuant to RVRSA's planning estimates, the gallonage required to service the proposed project is in the amount of 5,836 GPD; and

WHEREAS, pursuant to NJDEP's criteria, the gallonage required to service the proposed project is in the amount of 9,150 GPD; and

WHEREAS, the Township of Mine Hill is a customer of the RVRSA. Pursuant to the Amended and Restated Customer Service Contract, dated April 19, 2018, between the RVRSA and Mine Hill Township, Mine Hill Township is authorized to discharge not more than 109,822 gallons per day of sewage into the System of the Authority. A resolution authorizing a First Amendment to the Amended and Restated Contract allowing for the discharge of an additional 5,850 gallons of sewage into the System (Resolution 18-107) was adopted on November 8, 2018 increasing the allowable discharge from Mine Hill to 115,672 gpd. A Second Amendment to the Amended and Restated Contract allowing for a discharge of an additional amount of 2,475 gpd of sewage into the RVRSA System was authorized by Resolution 19-031, adopted on February 14, 2019 increasing the total allowable wastewater discharge from Mine Hill Township to 118,147 gpd, calculated on the basis of a thirty-day average. A Third Amendment to the Amended and Restated Contract allowing for a discharge of an additional amount of 12,895 gpd of sewage into the RVRSA System was authorized by Resolution 19-060, adopted on May 8, 2019, increasing the total allowable wastewater discharge from Mine Hill Township to 131,042 gpd, calculated on the basis of a thirty day average. A Fourth Amendment to the Amended and Restated Contract allowing for a discharge of an additional amount of 2,785 gpd of sewage into the RVRSA System was authorized by Resolution 20-063 adopted on July 9, 2020, increasing the total allowable wastewater discharge from Mine Hill Township to 133,827 gpd, calculated on the basis of a thirty day average.; and

WHEREAS, subject to execution of a fifth amendment to the Amended and Restated Customer Service Contract by RVRSA and the Township of Mine Hill providing for sufficient gallonage to accommodate the additional flow proposed to be served pursuant to this authorization, for a new total discharge of 139,663 GPD, the RVRSA is amenable to extending sewer service to the aforementioned new fifty (50) unit residential apartment building including ten (10) affordable housing units; and

WHEREAS, no connection shall be made, suffered or allowed to be made to the System unless a Permit to Connect shall have first been issued by the Authority and all requirements of the Authority's Connection Permit System shall have been satisfied, Resolution 21-049

including but not limited to, the inspection by the Authority's representative, employee or agent of all sewer lines and laterals to be connected to the System. Such inspection shall be required of that portion of a sewer line between the building foundation and the local collection system, as well as of the local collection system itself. Mine Hill shall not issue a plumbing permit authorizing the connection of any properties to the RVRSA without first providing notice to the RVRSA.

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 5,836 GPD to serve 106 Hurd Street as listed in Schedule I, attached hereto and made a part hereof.
2. JoAnn Mondsini, Executive Director of the RVRSA is authorized and directed to execute a Treatment Works Approval (TWA-1 Application) Form WQM-003 entitled Endorsements at subsections A2-C, and the attached Fifth Amendment to the Amended and Restated Customer Service Contract, 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 a clearance form the RVRSA's pretreatment program prior to seeking for obtaining the necessary permit(s) for connection to the RVRSA's local/regional conveyance system.
- E. That the qualified property owner 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 the 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.

- J. This endorsement is further conditioned upon the execution of an Amended and Restated Customer Service Contract by RVRSA and the Township of Mine Hill providing for sufficient gallonage to accommodate the additional flow proposed to be served pursuant to this authorization.

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

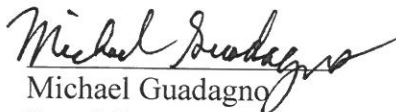
And a Roll Call Vote as Follows:

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

Nays: (0)

Abstain: (0)

Absent: (2) Andes, Guadagno


Michael Guadagno
Board Secretary

Schedule I

Block 2004	Lot I	5,836 GPD
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