

**RESOLUTION AUTHORIZING SUBMISSION OF  
GRANT CONDITION WAIVER APPLICATION FOR  
WEISS-AUG CO., INC.  
Luger Road  
Denville Township, NJ  
Block 31601, Lot 2**

**WHEREAS**, Weiss-Aug Co., Inc., is the owner of property on Luger Road, Block 31601, Lot 2, Denville Township, New Jersey (“Property”) and Environmentally Sensitive Areas (ESAs) exist on the property but are not proposed to be disturbed; and

**WHEREAS**, one of the conditions imposed by the United States Environmental Protection Agency (USEPA) upon the grant for the construction of the RVRSA wastewater treatment plant prevents the connection of any structure within wetlands (as delineated on maps approved by USEPA) and upon parcels wherein wetlands are subsequently delineated to the RVRSA treatment facilities for a period of 50 years from November 29, 1983; and

**WHEREAS**, the Property is outside of the RVRSA Sewer Service area. Prior to advancing a WQMP Sewer Service Area Amendment request, the applicant has requested that RVRSA submit the applicant’s request to USEPA for a waiver from the RVRSA Grant conditions; and

**WHEREAS**, the Township of Denville is required to endorse the project; which, the Township Council has done by Resolution R-21-95 dated June 1, 2021; and

**WHEREAS**, the facilitation of an application to USEPA for a grant condition waiver shall not be construed as any future approval or endorsement, nor any commitment for future approval or endorsement.

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

1. The Executive Director is hereby authorized and directed to submit the Grant Condition

Waiver Application from Weiss-Aug Co. Inc., to USEPA for disposition.

2. 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.
3. Submission of this application to USEPA is not to be construed as any future approval, nor any commitment for future approval.
4. Submission of this application shall not supersede the requirement to obtain other approvals from the RVRSA and other governmental entities having jurisdiction before the premises are connected to the RVRSA system including, but not limited to, the approval of a TWA-1 sewer extension application if applicable, issuance of a permit to connect and the inspection of the entire sewer line by the RVRSA.
5. Submission of this application to USEPA is subject to the payment of the appropriate fees and/or charges of the RVRSA or any other governmental authority having jurisdiction.
6. This action shall not constitute a representation by the RVRSA that gallonage capacity shall be available or shall be reserved for this project at the time of issuance of a favorable mapping revision and/or a grant condition waiver by the USEPA.
7. This action shall not constitute a representation by the RVRSA that the RVRSA will endorse any future Wastewater Management Plan (County WMP) Amendments proposing to include the Property in the RVRSA sewer service area.

## CERTIFICATION

I hereby certify that this Resolution was adopted at a meeting of the Rockaway Valley Regional Sewerage Authority held on July 8, 2021.

On motion of Commissioner Farrell

Seconded by Commissioner Guadagno


And a Roll Call Vote as Follows:

Yeas: (8) Andes, Cegelka, Corbett, Farrell, Guadagno, Howarth, Isselin, Zuppa

Nays: (0)

Abstain: (2) Recchia, Schorno

Absent: (0)

  
Michael Guadagno  
Board Secretary