

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

Gateways at Randolph Expansion  
44 Center Grove Road  
Block 77, Lots 25, 30 and 31  
Township of Randolph

**WHEREAS**, an application for Treatment Works Approval was submitted by the Township of Randolph ("Randolph"), proposing the extension of sanitary sewer at 44 Center Grove Road, in the Township of Randolph, to expand the existing Gateways at Randolph apartment complex to add 84 two bedroom units in three (3) proposed new buildings, and an addition to the existing recreation building to relocate the lease office that is proposed to be demolished for construction of one of the new apartment buildings. By Resolution 19-112 adopted December 12, 2019, RVRSA authorized the endorsement of the Treatment Works Approval (TWA-1 Application) Form for the project; and

**WHEREAS**, RVRSA has received an application to modify the aforementioned TWA-1 Application to provide for sixteen (16) additional units and the relocation of an existing sanitary sewer line necessitated thereby. The project is more particularly described in the Treatment Works Approvals Permit Modification Application Form (TWA-1), attached hereto and made a part hereof; and

**WHEREAS**, the New Jersey Highlands Council, by email dated July 30, 2019, from Casey Ezyske to Robert Bocchino, confirmed that the area is within the approved Sewer Service Area served by the RVRSA; 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**, 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 project site contains delineated wetlands on the property, which property is not currently fully improved. The applicant submitted a letter dated October 30, 2019 from David Kluesner, Acting Director, Strategic Programs Office, USEPA to Robert Bocchino, P.E., RVRSA, confirming that USEPA approved a partial waiver of the ESA special grant condition for this project due to the fact that no wetlands onsite will be impacted by the project, and also a letter dated May 12, 2022, from David Kluesner to Robert Bocchino, advising that the USEPA approved a partial waiver of the ESA Special Grant Condition with regard to the modified site plan. The sewer connection restriction of the special grant condition remains in effect for any future construction or proposed disturbance to wetland areas; and

**WHEREAS**, pursuant to RVRSA's planning estimates the gallonage required to service the proposed modified project is in the amount of 15,090 gpd (representing an increase of 2,256 gpd over the 2020 approval of 12,834 gpd) allocated from First Come/First Serve; and

**WHEREAS**, the gallonage required to service the modified project pursuant to the calculation of the NJDEP is 23,490 gpd (representing an increase of 3,600 gpd over the 2020 approval of 19,890 gpd); and

**WHEREAS**, the Township of Randolph is required to endorse the project; which, it has done by Resolution 145-19, dated June 13, 2019, and by Resolution 22-22, dated January 27, 2022 with regard to the project as modified above; and

**WHEREAS**, RVRSA is desirous of facilitating Randolph'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 total amount of 15,090 gpd (representing a new allocation of 2,256 gpd over the prior allocation of 12,834 gpd).
2. JoAnn Mondsini, Executive Director of the RVRSA is authorized and directed to execute the Treatment Works Approval (TWA-1 Application) Form 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. RVRSA's consent is conditioned upon the requirement that prior to any modification to this project resulting in any additional disturbance to wetlands, an application shall be submitted to the EPA seeking a revised ESA special grant condition determination.
- 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 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. In the event that the allocation remains unconnected to the RVRSA System for longer than eighteen (18) months from the date of this resolution, then payments shall be made to the RVRSA representing the debt service and capital cost funded by the users for the prior year—calculated on the number of gallons per day allocated but unconnected. Such payment shall be made each year until the allocated gallonage is connected or terminated.

I hereby certify that this Resolution was adopted at a meeting of the Rockaway Valley Regional Sewerage Authority held on June 9, 2022.

On motion of: Commissioner Howarth  
Second by: Commissioner Isselin


and a Roll Call vote as follows:

Yeas: (8) Andes, Corbett, Farrell, Guadagno, Howarth, Isselin, Lavery, and Zuppa.

Nays: (0)

Abstain: (0)

Absent: (2) Cegelka and Schorno

  
Michael Guadagno  
Board Secretary