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cc: Adm. / Mayor
Plan
Gene B.

Public Notice
Highlands Resource Area Determination /
Highlands Preservation Area Approval (HPAA)
Application Checklist
Notice to Neighboring Landowners

Date: April 28, 2010

Re: Application submitted by:

Mr. Ron Melchior
Constellation Energy



Regarding property at:

360 Route 206
Block 6801 – Lot 7
Township of Mount Olive, Morris County

Dear Interested Party:

I am sending you this letter to inform you that I am submitting an application for a permit or approval to the New Jersey Department of Environmental Protection (NJDEP) under the Highlands Water Protection and Planning Act, N.J.S.A. 13:20-1 et seq. The permit or approval will either establish the boundary of environmental features on the above property, or will authorize me to conduct regulated activities on the property.

I am applying for the following approval(s):

Highland Preservation Area Approval (authorizes regulated activities, for example construction or development, in the Highlands Preservation Area)

The rules governing the above permits and approvals are found in the NJDEP's Highlands Water Protection and Planning Act Rules at N.J.A.C. 7:38. You can view or download these rules on the NJDEP Land Use Regulation Program website at www.state.nj.us/dep/highlands, or you can find a copy of these rules in the county law library in your county courthouse.

The proposed project will consist of:

The Benjamin Moore facility desires to construct a ground mounted photovoltaic system on the above mentioned Block & Lot for the purposes of generating clean electrical power. They intend to power their existing facility and reduce the facility's dependence on fossil fuels and impact on the environment.

The project will consist of a solar system and miscellaneous improvements. Proposed improvements will include the solar arrays with associated converter pads, a 12' wide access road from Bartley – Flanders Road with associated landscaping, and an 8' high chain link fence with windscreens to be located around the solar array field.

If you would like to inspect a copy of my application, it is on file at the Municipal Clerk's Office in the town in which the property is located, or you can call the NJDEP at (609) 777-0456 to make an appointment to see my application at NJDEP offices in Trenton during normal business hours.

The law governing activities proposed in the Highlands Region are found at N.J.S.A. 13:20-1 et seq. The rule that implements this law is N.J.A.C. 7:38-1 et seq. You can view or download the law and rule at the NJDEP Highlands website at www.state.nj.us/dep/highlands, or you can find a copy of this law in the county law library in your county courthouse.

As part of the NJDEP's review of my application, NJDEP personnel may visit my property, and the portion of any neighboring property that lies within 300 feet of my property line, to perform a site inspection. This site inspection will involve only a visual inspection and possibly minor soil borings using a 4" diameter hand auger. The inspection will not result in any damage to vegetation or to property improvements.

The NJDEP welcomes any comments you may have on my application. If you wish to comment on my application, comments should be submitted to the NJDEP *in writing* within 30 days after the Department publishes notice of the application in the DEP Bulletin. However, written comments will continue to be accepted until the NJDEP makes a decision on the application. Comments cannot be accepted by telephone. Please submit any comments you may have *in writing, along with a copy of this letter*, to:

New Jersey Department of Environmental Protection
Land Use Regulation Program
P.O. Box 439
Trenton, New Jersey 08625
Att: (County in which the property is located) Section Chief

When the NJDEP has decided whether or not my application qualifies for approval Highlands Water Protection and Planning Act, NJDEP will notify the municipal clerk of the final decision on my application. If you have questions about my application, you can contact me or my agent, address(es) below.

Sincerely,

Ron Melchior
100 Constellation Way
Suite 1000C
Baltimore, MD 21202

Applicants Agent:

Innovative Engineering Inc.
1971 Route 34
Wall, New Jersey 07719