



State of New Jersey

PHILIP D. MURPHY
Governor

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Lt. Governor

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Division of Land Use Regulation
Mail Code 501-02A
P.O. Box 420
Trenton, New Jersey 08625-0420
www.nj.gov/dep/landuse

CATHERINE R. McCABE
Commissioner

January 9, 2019

Brendan K. Brock, Environmental Coordinator
Division of Environmental Resources/ESSU
New Jersey Department of Transportation
951 Parkway Avenue
P.O. Box 600
Ewing, New Jersey 08625-0600

Re: Flood Hazard Area and Freshwater Wetlands Emergency Permit Authorization
Program Interest No. 1615-19-0001.1
Activity Nos. FHA 190001; FWW 190001
Riprap north scour protection Route 23 Bridge over Pequannock River
Borough of West Milford; Passaic County

Dear Mr. Brock:

This letter is in response to your written request of January 10, 2017, for an emergency authorization to place riprap around an exposed footing under the Route 23 Bridge over the Pequannock River to cover an exposed footing and to prevent further scour.

According to the information you provided, an inspection of the bridge revealed that the bridge is in critical scour. The exposed abutment has affected the stability of the bridge and presents a major hazard because the bridge experiences heavy traffic and extreme vibration.

Therefore, the Division of Land Use Regulation authorizes the placement of 5 cubic yards of riprap to cover the exposed footing and to prevent further scouring, subject to the following conditions.

The Emergency Authorization is hereby granted in accordance with the provisions of the Flood Hazard Area Control Act Rules (N.J.A.C. 7:13-16) and the Freshwater Wetlands Protection Act Rules (N.J.A.C. 7:7A-14) and is further subject to the following conditions:

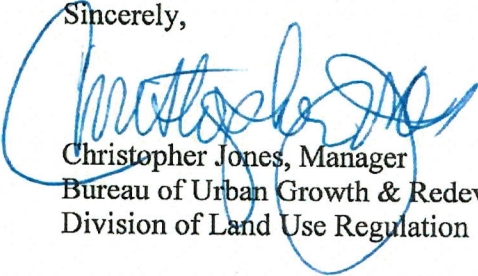
1. The permittee shall commence the authorized emergency activities within 30 calendar days of the date of this letter.

2. Activities authorized under the emergency authorization, including any required restoration, shall be completed within 60 calendar days of the date of this letter. If the regulated activities authorized under this emergency authorization are not completed within 60 calendar days, the regulated activities shall cease until either a general permit authorization or an individual permit is obtained, or further authorization is obtained from the Division of Land Use Regulation.
3. The DOT shall carry out the authorized activity to the maximum extent practicable with all requirements of the Flood Hazard Area Control Act Rules and Freshwater Wetland Protection Act Rules.
4. Within 90 days of the date of this authorization letter, the DOT shall submit a complete application in accordance with N.J.A.C. 7:13-18 and N.J.A.C. 7:7A-16 for a Flood Hazard Area Permit and a Freshwater Wetlands Permit for the activities conducted under this emergency authorization.

In accordance with N.J.A.C. 7:13-23.1 and 7:7A-1.7, any person who is aggrieved by this decision may request a hearing within 30 days of publication of notice of this decision within the DEP Bulletin by writing to: New Jersey Department of Environmental Protection, Office of Legal Affairs, Attention: Adjudicatory Hearing Requests, P.O. Box 402, Trenton, NJ 08625-0402. This request must include a completed copy of the Administrative Hearing Request Checklist.

You may contact me Christopher.Jones@dep.nj.gov or by phone at (609) 984-6216 should you have any questions regarding this letter.

Sincerely,



Christopher Jones, Manager
Bureau of Urban Growth & Redevelopment
Division of Land Use Regulation