



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
Division of Land Use Regulation  
P.O. Box 439, Trenton, NJ 08625-0439  
Fax # (609) 777-3656  
www.state.nj.us/dep/landuse

CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

BOB MARTIN  
Commissioner

Kyle Patterson  
P & W. Land Consultants, Inc.  
P.O. Box 9944  
Trenton, NJ 08650

JUL 28 2010

RE: Letter of Interpretation/Line Verification  
File No.: 0300-09-0009.1-FWW090001  
Applicant: East Spring Properties, LLC  
Block(s): 800; Lot(s): 10, Eastampton Twp., Burlington County  
Block(s): 903; Lot(s): 2, Springfield Twp., Burlington

Dear Mr. Patterson:

This letter is in response to your request for a Letter of Interpretation to verify the jurisdictional boundary of freshwater wetlands and waters on the referenced property. It remains valid for 5 years from the issuance date.

In accordance with established agreements, the New Jersey Department of Environmental Protection, Division of Land Use Regulation ("Division" or "DLUR") is the lead agency for establishing the extent of State and Federally regulated wetlands and waters within the State. The U.S. Army Corps of Engineers and the U.S. Environmental Protection Agency retain the right to reevaluate and modify a jurisdictional determination should information prove to be incomplete or inaccurate.

Based upon information submitted, the Division has determined that **the freshwater wetland and/or State open water boundary line(s) as shown on the plan sheet entitled: "Wetland Plan, East Spring Properties, LLC., Lot: 10 & Block: 800 Eastampton Township, Lot: 2 & Block 903 Springfield Township, Burlington County, New Jersey," dated September 22, 2009, last revised 06/30/2010, and prepared by Kluk Consultants (Frank G. Whittaker, P.L.S.), is(are) accurate as shown.**

The wetlands/waters boundary line(s), as determined in this letter, must be shown on any future site development plans. The line(s) should be labeled with the above DLUR file number and the following note: **"Freshwater Wetlands/Waters Boundary Line as verified by NJDEP on....(date of this letter)...., File No. (as referenced above)".**

Wetlands Resource Value Classification ("RVC")

Ordinary: Flag points A24 to A29, A34 to A43, B1 to B9, C4 to C7, F6 to F9, H1 to H13, H1 to H52 and H49 to H52. [No wetland buffer]

Intermediate: All other flag points on/adjacent to property not designated as ordinary above. [50 foot standard wetland buffer]

RVC may affect requirements for wetland and/or transition area permitting. Please refer to the Freshwater Wetlands Protection Act (N.J.S.A. 13:9B-1 et seq.) and implementing Freshwater Wetlands Protection Act rules at N.J.A.C. 7:7A-1 et seq. for additional information.

FHACA Jurisdiction

Drainage features were identified on the property that are regulated by the Flood Hazard Area Control Act. Applicant may take advantage of the Division's verification process to determine the limits of regulated flood hazard area and riparian buffers.

General Information

Wetlands resource value classification is based on the best information available to the Department. The classification is subject to reevaluation at any time if additional or updated information is made available, including, but not limited to, information supplied by the applicant. For exceptional resource value wetland reclassification requests, refer to N.J.A.C. 7:7A-2.4(c).

Regulated activities proposed within a wetland, wetland transition area or water area, as defined by N.J.A.C. 7:7A-2.2 and 2.6 of the Freshwater Wetlands Protection Act rules, require a permit from this office unless specifically exempted at N.J.A.C. 7:7A-2.8. The approved plan and supporting jurisdictional limit information are now part of the Division's public records.

This letter in no way legalizes any fill which may have been placed, or other regulated activities which may have occurred on-site. This determination of jurisdiction extent or presence does not make a finding that wetlands or water areas are "isolated" or part of a surface water tributary system. Furthermore, obtaining this determination does not affect your responsibility to obtain any local, State, or Federal permits which may be required.

Appeal Process

In accordance with N.J.A.C. 7:7A-1.7, any person who is aggrieved by this decision may request a hearing within 30 days of the date the decision is published in 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. Hearing requests received after 30 days of publication notice shall be denied. The DEP Bulletin is available on the Department's website at [www.state.nj.us/dep](http://www.state.nj.us/dep). [*See General Information section above for initial resource value appeal protocol*]

Please contact Bruce Stoneback of our staff at (609) 777-0454 should you have any questions regarding this letter. Be sure to indicate the Division's file number in all communication.

Sincerely,



Ryan J. Anderson, Acting Supervisor  
Bureau of Coastal Regulation

c: Municipal Clerk  
Municipal Construction Official

FRANK G. WHITTAKER

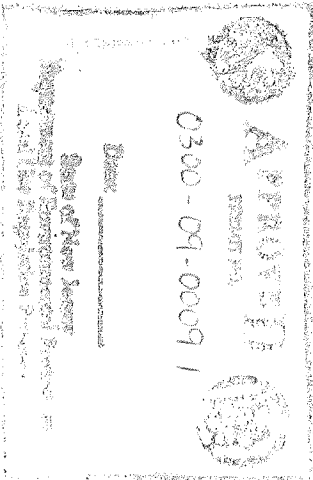
KLUK CONSULTANTS

*Frank G. Whittaker*

DATE: JUNE 30, 2010

J.J. Professional Land Surveyor # 38945

2 EASTWICK DRIVE - SUITE 202  
GIBBSBORO, NEW JERSEY 08026  
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FULL