

DEPARTMENT OF ENVIRONMENTAL PROTECTION

(See Issuing Division below)



PERMIT*

The New Jersey Department of Environmental Protection grants this permit in accordance with your application, attachments accompanying same application, and applicable laws and regulations. This permit is also subject to the further conditions and stipulations enumerated in the supporting documents which are agreed to by the permittee upon acceptance of the permit.

Permit No. 0200-01-0001.1 (SEA), 0200-01-0001.2 (FW GP#1), Application No.
0200-01-0001.3 (FW GP#10), 0200-99-0001.4 (FW-TAW Linear Development)

Issuance Date **OCT 02 2001** Effective Date **OCT 02 2001** Expiration Date **OCT 02 2006**

Name and Address of Applicant	Name and Address of Owner	Name and Address of Operator
New Jersey Department of Transportation Attr: Robert Lee, Project Manager 1035 Parkway Avenue, P.O. Box 600 Trenton, NJ 08625		

Location of Activity/Facility (Street Address)	Issuing Division	Statute(s)
Lot _____ Block _____	Land Use Regulation Program	NJSA 13:1D-1 NJSA 13:9B-1 NJSA 58:16A-50 NJSA 58:10A-1 et. seq.

Type of Permit	Maximum Approved Capacity, if applicable
Stream Encroachment Freshwater Wetlands	

This permit grants permission to:

stabilize the banks and to construct minor works, such as, repair rip-rap aprons for stormwater outfall structures, widening of road, construction of bridge piers, etc., along the West Riser Ditch, in connection with the rehabilitation and improvements to Interstate Route 80, at a location near Route 80 crossing of said stream, within various Lots and Blocks, in the City of Hackensack, Township of South Hackensack and Borough of Teterboro, Bergen County, New Jersey. This permit also approves the disturbance of 13290 square feet of transition area for the roadway improvement (Linear Development) under Freshwater Wetlands Special Activity Waiver #4, the disturbance of 0.127 of an acre of wetlands for the placement of rip-rap stone aprons and channel side slope reconstruction under Freshwater Wetland General Permit #1 and the disturbance of 0.018 of an acre of wetlands for the road crossing under Freshwater Wetland General Permit #10.

Prepared By: Govind Ramamurthy

Govind Ramamurthy

(See page 6 for Manager's signature)

Revised Date	Approved by the Department of Environmental Protection
	Name (Print or Type) _____ Title _____
	Signature _____ Date _____

This permit is subject to the following general conditions:

1. This permit is revocable, or subject to modification or change at any time, pursuant to the applicable regulations, when in the judgement of the Department of Environmental Protection of the State of New Jersey such revocation, modification or change shall be necessary.
2. The issuance of this permit shall not be deemed to affect in any way action by the Department of Environmental Protection of the State of New Jersey on any future application.
3. The works, facilities, and/or activities shown by plans and/or other engineering data, which are this day approved, subject to the conditions herewith established, shall be constructed and/or executed in conformity with such plans and/or engineering data and the said conditions.
4. No change in plans or specifications shall be made except with the prior written permission of the Department of Environmental Protection of the State of New Jersey.
5. The granting of this permit shall not be construed to in any way affect the title or ownership of property, and shall not make the Department of Environmental Protection or the State a party in any suit or question of ownership.
6. This permit does not waive the obtaining of Federal or other State or local government consent when necessary. This permit is not valid and no work shall be undertaken until such time as all other required approvals and permits have been obtained.
7. A copy of this permit shall be kept at the work site, and shall be exhibited upon request of any person.
8. In cases of conflict, the conditions of this permit shall supersede the plans and/or engineering data.

STREAM ENCROACHMENT PERMIT 0200-01-0001.1
FRESHWATER WETLANDS PERMIT 0200-01-0001.2
FRESHWATER WETLANDS PERMIT 0200-01-0001.3
FRESHWATER WETLANDS TRANSITION AREA WAIVER 0200-01-0001.4

TERMS AND CONDITIONS:

IN ADDITION TO THE GENERAL CONDITIONS PRINTED ON THE BACK OF PAGE ONE OF THIS PERMIT, THE FOLLOWING CONDITIONS SHALL ALSO APPLY:

9. Limit and Extent of Approval

- a. This approval grants permission to the applicant and/or its agents to undertake an activity regulated by the State of New Jersey as described by the text of this permit and as detailed by the herein approved plans. Any construction, grading, removal of vegetation, or other activity at this site within or affecting a regulated flood plain, other than specifically approved by this permit or as detailed by the approved drawings, shall require additional approvals from the Department. The commencement of such regulated activities without the appropriate approvals shall be in violation of State law.
- b. All activities authorized by this permit shall be completed within five years of the issuance date as listed on the first page of this document. At that time, this approval, if not previously revoked, shall automatically become null and void, and none of the activities referenced herein may commence or continue until a new approval has been granted by the Department.

10. Method of Construction

- a. All activities approved by this permit shall be performed under the supervision and direction of a Professional Engineer licensed in the State of New Jersey, and shall be undertaken using the best management practices available. Furthermore, the site shall be subject to inspection at any time by representatives of the Department to ensure the continuous application of the provisions of this permit.
- b. During the course of construction, neither the applicant nor its agents shall cause or permit any unreasonable interference with the free flow of the stream by placing or dumping any materials, equipment, debris or structures within or adjacent to the stream corridor. Upon completion or abandonment of the work, the applicant and/or its agents shall remove and dispose of in a lawful manner all excess materials, equipment and debris from the stream corridor and adjacent lands.

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TERMS AND CONDITIONS:


- All activities authorized by this permit shall be stabilized in accordance with Standards for Soil Erosion and Sediment Control in New Jersey (obtainable from local Soil Conservation District Offices), or equal engineering specifications, to prevent eroded soil and sediment from entering adjacent waterways and wetlands at any time during and subsequent to construction. The Department reserves the right to order the suspension of any activity if unacceptable levels of erosion or turbidity result from the same. Furthermore, the applicant shall maintain the stream corridor as shown on the approved drawing/s for either such time as is required for the channel and/or banks to become reasonably stabilized, or for one year after completion of the project (as evidenced by a Certificate of Completion), whichever period of time is longer.

11. Responsibilities of Applicant

- a. The granting of this permit does not in any way relieve the applicant and/or its agents from the responsibility for damages caused by any construction or activities hereby approved, nor does the Department accept responsibility for any structural designs.
- b. No construction authorized by this permit may begin until the enclosed permit acceptance form has been signed by the applicant and is returned to the Department. By signing and submitting this form, the applicant accepts this permit in its entirety and agrees to adhere to all of its terms and conditions. Please be advised that this permit may be declared null and void should it be determined that adequate measures had not been taken by the applicant and/or its agents to ensure the continuous implementation of these terms and conditions.
- c. Within ten (10) days of the receipt of this permit by the applicant, this permit shall be recorded in its entirety in the office of the County Clerk or the Registrar of Deeds and Mortgages for each county where this permit is located. Verified notice of this action shall be forwarded to the Department immediately thereafter.
- d. The enclosed construction notice shall be completed by the applicant or its agent and submitted to the Department at least fourteen (14) days prior to the commencement of the herein approved activities.

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TERMS AND CONDITIONS:

- e. The enclosed completion report shall be completed by a Professional Engineer licensed in the State of New Jersey and submitted to the Department within thirty (30) days after completion of the herein approved activities.
12. All necessary local, Federal, and other State approvals must be obtained by the applicant prior to the commencement of the herein permitted activities. Approvals from the following may be required:
- a. Bergen County Soil Conservation District
 - b. U.S. Army Corps of Engineers, New York District
13. All excavated material and dredged spoils must be disposed of in a lawful manner outside of any regulated flood plain, open water, freshwater wetlands or adjacent transition areas, and in such a way as to not interfere with the positive drainage of the receiving area.
14. In order to protect the general game fishery resource within West Riser Ditch, any proposed grading or construction activities within the banks of this or any other stream on site are prohibited between May 1 and June 30 of each year. In addition, any activity within the 100-year flood plain or flood hazard area of this watercourse which could introduce sediment into said stream or which could cause an increase in the natural level of turbidity is also prohibited during this period. The Department reserves the right to suspend all regulated activities on site should it be determined that the applicant has not taken proper precautions to ensure continuous compliance with this condition.
15. Trees, shrubs, grasses, and other vegetation within 25 feet from the top of all stream banks on site shall not be disturbed for any reason, except where approved by the Department. This condition applies to all streams and waterways on site, regardless of the contributory drainage area.
16. Provisions of the Freshwater Wetlands Statewide General Permit
- This permit authorizes the disturbance of 
- a. 0.127 of an acre of freshwater wetlands and/or State open waters for the placement of rip-rap stone aprons and channel side slope reconstruction under General Permit No. 1.

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TERMS AND CONDITIONS:

- b. 0.018 of an acre of freshwater wetlands and/or State open waters for the road crossing under General Permit No. 10.

The authorization of activities under this Freshwater Wetlands Statewide General Permit includes a transition area waiver which allows encroachment only in that portion of the transition area which has been determined by the Department to be necessary to accomplish the authorized activities. In addition, this permit to conduct a regulated activity in a wetland or open water includes the Department's approval of a Water Quality Certificate for these activities.

17. Provisions of the Freshwater Wetlands Special Activity Transition Area Waiver
- a. This permit authorizes the disturbance of 13,290 square feet of freshwater wetlands transition area for the roadway improvements under Special Activity Waiver for Linear Development.
- b. As shown on the above referenced plan, the transition areas shall not be reduced to less than 4 feet in width at any location;
- c. Prior to any construction on site, the applicant/owner shall install a silt fence and a snow fence at the limits of the herein modified transition areas;
- d. The approved freshwater wetlands, open waters and transition area boundary lines must be shown on all future site development plans, and shall be labeled with the following note:
- "TRANSITION AREA BOUNDARY AS APPROVED BY NJDEP ON THE DATE OF THIS PERMIT APPROVAL, FILE NO. 0200-01-0001.4."
18. Any use of gabion mats in open waters must be buried or covered with native materials.
19. The use of flexible/interlocking concrete block technology should be considered for any streambed areas or bank stabilization areas that are exposed to sunlight. These armoring structures can be backfilled with native soils and planted with vegetative cover or plantings.

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TERMS AND CONDITIONS:

20. The drawings hereby approved are seven (7) sheets prepared by TAMS Consultants, Inc., dated June 8, 2001, last revised September 20, 2001, unless otherwise noted, entitled:

"WETLANDS/OPEN WATERS & TRANSITION AREA PERMIT PLAN INTERSTATE 80 (I) WESTBOUND LOCAL ROADWAY CITY OF HACKENSACK TOWNSHIP OF SOUTH HACKENSACK BOROUGH OF TETERBORO COUNTY OF BERGEN", sheet nos. 3 & 4 of 9,

"WETLANDS/OPEN WATERS & TRANSITION AREA PERMIT PLAN INTERSTATE 80 (I) WESTBOUND LOCAL ROADWAY CITY OF HACKENSACK TOWNSHIP OF SOUTH HACKENSACK BOROUGH OF TETERBORO COUNTY OF BERGEN", sheet nos. 5 & 6 of 9,

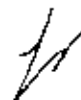
"NEW JERSEY DEPARTMENT OF TRANSPORTATION GENERAL PLAN & ELEVATION INTERSTATE 80 WB. LOCAL ROADWAY OVER GREEN STREET, NJ TRANSIT AND DITCH", sheet no. 7 of 9,

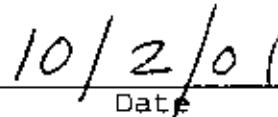
"NEW JERSEY DEPARTMENT OF TRANSPORTATION INTERSTATE 80 (I) WESTBOUND LOCAL ROADWAY",

"CONSTRUCTION DETAILS", sheet no. 8 of 9, and

"CONSTRUCTION DETAILS", sheet no. 9 of 9, unrevised.



 Robert B. Piel, Jr., Manager
 Bureau of Inland Regulation



Date