

Attachment VII: Resolution

**Green Acres Program
State House Commission Pre-Application
Local Parkland – Minor Disposal/Diversion
Highlands Borough - Monmouth County**

**RESOLUTION
R-16-59**

**RESOLUTION SUPPORTING THE STATE HOUSE COMMISSION PRE-APPLICATION TO
THE NJDEP GREEN ACRES PROGRAM FOR
THE CONSTRUCTION OF THE PUMP HOUSE, GENERATOR AND CONDUIT**

WHEREAS, Block 97, Lot 1 is part of the Highlands Borough - Snug Harbor Beach and Robert D. Wilson Community Center which is encumbered with restrictions against disposal or diversion from recreation and conservation uses by the New Jersey Department of Environmental Protection's Green Acres Program; and

WHEREAS, in conjunction with the proposed construction of the stormwater pump house and backup generator, it is necessary to remove the Green Acres restrictions from a 0.062 acre portion of Snug Harbor Beach and Robert D. Wilson Community Center; and

WHEREAS, the removal of Green Acres restrictions from parkland requires the approval of the Commissioner of the Department of Environmental Protection and the State House Commission pursuant to N.J.A.C. 7:36-26; and

WHEREAS, the Highlands Borough wishes to apply for approval for the construction of a pump house and backup generator as a minor disposal or diversion of parkland under N.J.A.C. 7:36-26; and

WHEREAS, the first step in the application process for approval of a minor disposal or diversion of parkland is the filing of a pre-application under N.J.A.C. 7:36-26.4 and;

WHEREAS, in accordance with N.J.A.C. 7:36-26.4(d)10, it is necessary for Highlands Borough to submit as part of the pre-application a Resolution endorsing the application to divert or dispose of parkland;

NOW THEREFORE, BE IT RESOLVED by the Highlands Borough governing body of the Borough of Highlands in the County of Monmouth, State of New Jersey as follows:

1. The Borough of Highlands endorses the filing of a pre-application for the Snug Harbor Beach and Robert D. Wilson Community Center for the construction of a pump house and backup generator pursuant to N.J.A.C. 7:36-26;

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2. The Borough of Highlands hereby finds that Snug Harbor Beach and Robert D. Wilson Community Center construction of a pump house and backup generator would meet the minimum substantive criteria at N.J.A.C. 7:36-26.1(d) by improving stormwater management infrastructure with the construction of the pump house to alleviate flooding and a backup generator to provide power to the pump station and community center during impending storms. If the community center is used for evacuating residents the backup generator would provide power in case of emergency or power outage.
3. The Borough of Highlands acknowledges that in order to obtain the approval of Snug Harbor Beach and Robert D. Wilson Community Center construction of pump house and back up generator, all substantive and procedural requirements of N.J.A.C. 7:36-26 must be met, including compensation requirements at N.J.A.C. 7:36-26.5; and
4. The Borough of Highlands acknowledges that in the event the Green Acres Program classifies the Snug Harbor Beach and Robert D. Wilson Community Center construction of a pump house and backup generator as a major disposal or diversion of parkland, additional application information will be required under N.J.A.C. 7:36-26 before the application can proceed.

DATE: February 3, 2016

Carolyn Cummins, Borough Clerk

	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BROULLON			X			
CARD		X	X			
D'ARRIGO			X			
WELLS			X			
NOLAN	X		X			
ON CONSENT AGENDA			X	YES	NO	

I hereby certify this to be a true copy of Resolution R-16-59 adopted by the Governing Body of the Borough of Highlands on February 3, 2016.

Borough Clerk/Deputy Clerk