



## State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Land Use Regulation  
Mail Code 501-02A, P. O. Box 420  
Trenton, New Jersey 08625-0420

[www.state.nj.us/dep/landuse](http://www.state.nj.us/dep/landuse)

CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

BOB MARTIN  
Commissioner

Ken Nierenberg  
Princeton Airport  
41 Airport Rd  
Princeton, NJ 08540

APR 06 2015

RE: Letter of Interpretation: Footprint of Disturbance Determination  
DLUR File No.: 1813-03-0017.1  
Activity Numbers: FWW140001, FWW140002, FWW150001  
Applicant: Princeton Airport  
Block: 34001 Lot: Portions of 57  
Township of Montgomery, Somerset County

Dear Mr. Nierenberg:

This letter is in response to your request for a Letter of Interpretation from the Division of Land Use Regulation indicating the presence or absence of freshwater wetlands within the proposed areas of disturbance and not the entire block and lot.

In accordance with agreements between the State of New Jersey Department of Environmental Protection, the U.S. Army Corps of Engineers Philadelphia and New York Districts, and the U.S. Environmental Protection Agency, the NJDEP, Division of Land Use Regulation is the lead agency for establishing the extent of State and Federally regulated wetlands and waters. The USEPA and/or USACOE retains the right to reevaluate and modify the jurisdictional determination at any time should the information prove to be incomplete or inaccurate.

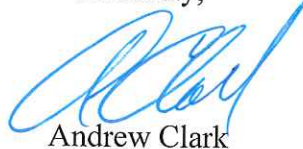
Based upon the information submitted, and upon a site inspection conducted by the staff of the Department on March 25, 2015, the Division of Land Use Regulation has determined that **freshwater wetlands and/or State open waters are not present within the three proposed areas of disturbance** as shown on the site plan prepared by D.S. Engineering, P.C., entitled "Site Plan, Wetland Foot Print of Disturbance Prepared For Princeton Aero Corporation Situated In Montgomery Township, Somerset County ~ New Jersey" dated February 14, 2014, last revised December 30, 2014. In addition, the Department has determined **that no part of the areas of disturbance occur within a transition area or buffer** as designated in N.J.A.C. 7:7A-2.5(d) and (e).

Pursuant to the Freshwater Wetlands Protection Act Rules (N.J.A.C. 7:7A), you are entitled to rely upon this jurisdictional determination for a period of five years from the date of this letter. This letter in no way legalizes any fill which may have been placed, or other regulated activities which may have been conducted on this site. This determination does not affect your responsibility to obtain any State, Federal, county or municipal permits which may be required.

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 after notice of 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, 401 East State Street, P.O. Box 402, Trenton, NJ 08625-0402. This request must include a completed copy of the Administrative Hearing Request Checklist which can be downloaded at [www.state.nj.us/dep/landuse/forms](http://www.state.nj.us/dep/landuse/forms). The DEP bulletin is available through the Department's website at [www.state.nj.us/dep/bulletin](http://www.state.nj.us/dep/bulletin).

Please contact Chivon Kistic of our staff by e-mail at [Chivon.Kistic@dep.nj.gov](mailto:Chivon.Kistic@dep.nj.gov) or (609) 777-0454 should you have any questions regarding this letter. Be sure to indicate the Department's file number in all communication.

Sincerely,



Andrew Clark  
Northeast Region Supervisor  
Division of Land Use Regulation

c: Township of Montgomery Municipal Clerk  
Township of Montgomery Construction Official  
Agent