

**RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE
NEW JERSEY HAZARDOUS DISCHARGE SITE REMEDIATION FUND FOR A
SUPPLEMENTAL GRANT FOR ADDITIONAL COSTS ASSOCIATED WITH A
REMEDIAL INVESTIGATION AT 399 ORANGE ROAD**

November 1, 2016

WHEREAS, the Township of Montclair is the owner of property located at 399 Orange Road, identified on Township Tax Maps as Lot 57 in Block 3904; and

WHEREAS, the Township has received a grant from the Hazardous Discharge Site Remediate Fund (HDSRF) to conduct a site investigation for the subject property; and

WHEREAS, the Site Investigation has been completed and additional funding is necessary to conduct a Remedial Investigation of the Site; and

WHEREAS, the New Jersey Brownfield and Contaminated Site Remediation Act, N.J.S.A. 58:10B-1.1 et seq. (the "Remediation Act"), authorizes the New Jersey Economic Development Authority to award a municipality with a grant from the HDSRF pursuant to the Remediation Act of up to 75% of the costs of the remedial action for a project involving the redevelopment of contaminated property for recreation and conservation purposes, provided that the use of the property for recreation and conservation purposes is included in the comprehensive plan for the development or redevelopment of the contaminated property, and provided that use of the property is preserved for recreation and conservation purposes by conveyance of a deed restriction, which shall be recorded and indexed with the deed in the registry of deeds for the county in which the Property is located; and

WHEREAS, the Licensed Site Remediation Professional (LSRP) has prepared a proposal for the installation of monitoring wells and testing dated October 27, 2016 that indicates the cost associated with these services will be \$35,970; and

WHEREAS, Montclair Township has adopted an ordinance authorizing the declaration of a deed restriction for 300 Orange Road and will complete redevelopment of the subject property within three years of completion of the remediation; now therefore

BE IT RESOLVED by the Council of the Township of Montclair, in the County of Essex, that the Mayor and Township Clerk be and are hereby authorized to submit an application to HDSRF to conduct the proposed Remedial Investigation.