



BOROUGH OF HIGHLANDS
COUNTY OF MONMOUTH

RESOLUTION 23-241

SUPPORTING THE STATE HOUSE COMMISSION PRE-APPLICATION TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR SNUG HARBOR PARK MINOR DIVERSION

WHEREAS, Block 97, Lot 1 is part of the Borough of Highlands Snug Harbor Park which is encumbered, as a condition of Green Acres funding, with restrictions against disposal or diversion from recreation and conservation uses by the New Jersey Department of Environmental Protection; and

WHEREAS, in order to provide for stormwater management improvements, it is necessary to remove the Green Acres restrictions from a 0.057 acre portion of Snug Harbor Park; 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 Borough of Highlands wishes to apply for approval for Snug Harbor Park 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 the Borough of Highlands 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 Borough Council 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 Park minor diversion, pursuant to N.J.A.C. 7:36-26;
2. The Borough of Highlands hereby finds that Snug Harbor Park minor diversion would meet the minimum substantive criteria at N.J.A.C. 7:36-26.1(d) by providing a means of stormwater management that will aid in reducing flood impacts within the Borough.
3. The Borough of Highlands acknowledges that in order to obtain the approval of Snug Harbor Park minor diversion, 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 Department classifies the Snug Harbor Park minor diversion 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.

Motion to Approve R 23-241:

	INTRODUCED	SECOND	AYE	NAY	ABSTAIN	ABSENT
CERVANTES						
CHELAK						
MELNYK						
OLSZEWSKI						
BROULLON						

This is a Certified True copy of the Original Resolution on file in the Municipal Clerk's Office.

DATE OF VOTE: December 20, 2023

Nancy Tran, Municipal Clerk
Borough of Highlands