

RESOLUTION NO. 23-

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**RESOLUTION APPROVING THE REQUEST BY FM RED OWNER LLC TO AMEND
THE MONMOUTH COUNTY WATER QUALITY MANAGEMENT PLAN TO INCLUDE
ENTIRE PROPERTY**

WHEREAS, FM Red Owner LLC ("**FM Red**") is the owner of property located at Block 1131, Lots 30, 31 and 32 (the "**Property**") on the Tax Maps of the Township of Middletown (the "**Township**"); and

WHEREAS, a small portion of Lot 32 lies within a non-sewer service area, as designated by the New Jersey Department of Environmental Protection Agency ("**NJDEP**") and Monmouth County; and

WHEREAS, FM Red has made application to the NJDEP for an amendment to the Monmouth County Water Quality Management Plan, which sets forth the existing sewer service area to include the entire Property, including the portion of Lot 32 that is not currently included; and

WHEREAS, N.J.A.C. 7:15-1.1, et seq., requires that the Township indicate whether it consents to, does not oppose or objects to the application for amendment to the existing sewer service area; and

WHEREAS, the Township reviewed the request as well as certain mapping of the site; and

WHEREAS, the Township believes that it is in the best interests of the health, safety and welfare of the public to consent to the application for amendment to the existing sewer service area.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that it hereby adopts the above recitals and findings, and hereby consents to FM Red's application for amendment to the existing sewer service area.

BE IT FURTHER RESOLVED that the Township Committee, through the Township Clerk, be authorized to transmit a certified copy of this Resolution to the NJDEP.

BE IT FURTHER RESOLVED that a certified copy of this Resolution and underlying documents shall be available for public inspection during regular business hours at the Office of the Municipal Clerk.