STATE OF NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION

(See Issuing Division below)

PERMIT*

The New Jersey Department of Environmental Protection grants this permit in accordance with your application, attachments accompanying same application, and applicable laws and regulations. This permit is also subject to the further conditions and stipulations enumerated in the supporting documents which are agreed to by the permittee upon acceptance of the permit.

Permit No.	Application No.
1306-03-0002.1 WFD 030001 & 1306-03-0002.1 CAF 030001	1306-03-0002.1 WFD 03001 & 1306-03-0002.1 CAF 03001

Issuance Date	Effective Date	Expiration Date
FEB 2 6 2004	FEB 2 6 2004	FEB 2 6 2009

Name and Address of Applicant	Name and Address of Owner	Name and Address of Operator
NJDOT P.O. Box 600 Trenton, NJ 08625-0600	Applicant	Applicant
Location of Activity/Facility *(Street Address)* Shark River Bridge Replacement – Rt. 35 Twp. of Neptune & Boro of Belmar, Monmouth Co. , NJ Waterway: Shark River	**Issuing Division** Land Use Regulation Program	**Statute(s)** NJSA 12:5-3 NJSA 13:19-1 NJSA 58:10-1

Type of Permit: Waterfront Development Permit, CAFRA & Water Quality Certificate	Maximum Approved Capacity, if applicable

This permit grants permission to: Continue the replacement of the existing Shark River bridges over the Shark River located in the Township of Neptune and Borough of Belmar, Monmouth County. This permit(s) also authorizes utilizing the existing rock jetty material west of stage 2 and to construct similar temporary stone jetty's to access marine piers #1N, #1S & #2N in Stage 4. **Once construction activities are completed, the stone jetty's must be removed and the substrate must be brought back to the pre-existing conditions.**

The Program previously issued the above referenced permit(s) for this project (File No.s 1306-97-0001. & .2), dated March 13, 1997. However, the permit(s) expired on March 13, 2003 while construction was on-going. **All applicable conditions found in the original CAFRA & Waterfront Development Permit(s) File No(s). 1306-97-0001.1 & .2, dated March 13, 1997 and subsequent modifications remain in effect.**

This permit is authorized under and in compliance with the applicable Rules on Coastal Zone Management (N.J.A.C. 7:7E-1.1 et seq.) provided permit conditions contained herein are met.

The permittee shall allow an authorized representative of the Department of Environmental Protection the right to inspect construction pursuant to N.J.A.C. 7:7-1.5(b)4.

Prepared by: _____
Charles Welch, Project Manager

Approved by the Department of Environmental Protection

Name (Print or Type) _____ Title _____

Signature **SEE FINAL PAGE** Date _____

**The word permit means "approval, certification, registration, etc."*

(General Conditions are on Page Two)

960338-DEP1

Coastal Permit General Conditions

1. This permit is revocable, or subject to modification or change at any time, pursuant to the applicable regulations, when in the judgement of the Department of Environmental Protection of the State of New Jersey such revocation, modification or change shall be necessary.

2. The issuance of the permit shall not be deemed to affect in any way action by the Department of Environmental Protection of the State of New Jersey on any future application.

3. The works, facilities, and/or activities shown by plans and/or other engineering data, which are this day approved, subject to the conditions herewith established, shall be constructed and/or executed in conformity with such plans and/or engineering data and the said conditions.

4. No change in plans or specifications shall be made except with the prior written permission of the Department of Environmental Protection of the State of New Jersey.

5. The granting of this permit shall not be construed to in any was affect the title or ownership of property, and shall not make the Department of Environmental Protection or the State a party in any suit or question of ownership.

6. This permit does not waive the obtaining of Federal or other State or local government consent when necessary. This permit is not valid and no work shall be undertaken until such time as all other required approvals and permits have been obtained.

7. A copy of this permit shall be kept at the work site, and shall be exhibited upon request of any person.

8. In cases of conflict, the conditions of this permit shall supersede the plans and/or engineering data.

ADMINISTRATIVE CONDITIONS

1. All applicable conditions found in the original CAFRA & Waterfront Development Permit(s) File No(s). 1306-97-0001.1 & .2, dated March 13, 1997 and subsequent modifications remain in effect.

2. This permit shall be RECORDED in the office of the County Clerk (the REGISTRAR OF DEEDS AND MORTGAGES in the applicable counties) in the county wherein the lands included in the permit are located within (10) days after receipt of the permit by the applicant and verified notice shall be forwarded to the Land use Regulation program immediately thereafter.

3. This permit is NOT VALID until the permit acceptance form has been signed by the applicant, accepting and agreeing to adhere to all permit conditions, and returned to the Land Use Regulation Program at P.O. Box 439, Trenton, NJ 08625.

4. Prior to any construction activities, the permittee must obtain a Department of the Army authorization.

5. The authorized work is shown on plans entitled, "New Jersey Department of Transportation, Route 35 Shark River Bridge Replacement, Contract No. 021960338, shown on sheets 10, 17,18,21,22,24,29,36,37,38,40,41,47,59,60, 64-67,71,73,77,174,178,163,209A,246,426,458-460,460S & 461, dated and revised as shown.

PHYSICAL CONDITIONS

1. To protect the anadromous fish run during migration and spawning a timing restriction of January 1 to May 31, prohibiting in-water construction activities is imposed to reduce the possibility of increases turbidity.

2. The applicant shall maintain all soil erosion and turbidity controls for the life of the project.

3. No raw concrete shall come in contact with the water. All geotextile mattresses and grout conveyances shall be tightly sealed to prevent leakage of grout/concrete. Any grout/concrete that comes in contact with the water must be removed immediately. No pumped water from grout/concrete operations may be discharged directly to the river. All pumped water shall be discharged to a holding tank and disposed of properly.

4. A floating turbidity barrier shall remain in place until all work is complete. These barriers shall be removed once work is complete.

5. Positive means shall be taken to prevent any hot work, debris or construction material from entering the waterway. This includes sandblasting material, paint, or epoxy and any concrete work by-products. If welding or burning is to take place, some type of flame-proof material shall be the uppermost protective containment material.

6. This permit(s) authorizes the utilization of the existing rock jetty material west of stage 2 for construction access. Construct of similar temporary stone jetty's to access marine piers #1N, #1S & #2N in Stage 4 is also authorized. Upon completion of construction activities, all previously authorized jetty material must be removed and the substrate must be restored to the pre-existing contours and condition. Under no circumstances may jetty material remain in place beyond the project completion without prior approval of the Program through the Waterfront Development Permit Modification process.

Robert N. Cubberley

Robert N. Cubberley, Environmental Scientist 1
Land Use Regulation Program

February 26, 2004

Date