# Publication copy

Plaintiff's Exhibit R - NJDEP letter (Safe Dam Act, schedule due 7-31-2021)

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This copy is the filed or produced document with these changes only: black boxes cover (1) names, addresses, telephone numbers and e-mail addresses of persons who are not parties, (2) personal identifiers and financial account numbers (R. 1:38-7), (3) telephone and e-mail contact details, and (4) plaintiff's personal financial information, marked "Redacted: plaintiff's personal financial information". Withheld pages, if any, are replaced by a notice page. The complete document is available from the Court.

# EXHIBIT R

2021-05-24 NJDEP letter (Safe Dam Act, schedule due 7-31-2021)

**SHEILA Y. OLIVER**
*Lt. Governor*

Tel. (609) 984-0859 • Fax (609) 984-1908
http://www.nj.gov/dep/damsafety

May 24, 2021

Lake Centerton Park Homeowners Assoc., Inc.
23 Lake Centerdon Drive
Pittsgrove, NJ 08318

Re: Centerton Lake Dam, NJ Dam File No. 35-3
Pittsgrove Township, Salem County

Dear Owner/Operator(s):

This letter is in reference to a February 2, 2020 letter submitted on behalf of the Lake Centerton Park Homeowners Assoc., Inc. by Clifford C. Wheaton regarding the overdue dam safety visual inspection report for the Centerton Lake Dam (the Dam), which is required by the Dam Safety Standards, N.J.A.C. 7:20-1.11.

A site inspection of the Dam was made by the Division of Dam Safety and Flood Engineering (Division) on October 28, 2020 in order to verify the lake level and the condition of the structure. Upon inspection it was determined that, while the impoundment remains in a lowered condition, several of the spillway gate channels were clogged with debris which was limiting flow through those areas. The remaining portions of the dam embankment and spillway structure were found to be in a severe state of disrepair.

Please note that even though the Dam has been drained of its normal impoundment for several years, it remains a regulated structure under the Safe Dam Act (N.J.S.A. 58:4-1 et seq.). As such, the dam must be either repaired and brought into compliance with the Dam Safety Standards (N.J.A.C. 7:20), or officially decommissioned in accordance with the provisions of N.J.A.C. 7:20 1.7 (h). Since the above-referenced letter indicates that the Association does not intend to repair the dam, the owners of the dam are hereby directed to provide a schedule for decommissioning the Dam by **July 31, 2021**. As part of the decommissioning, the entire wooden spillway, gate channels, bulkheads, and other appurtenant will likely need to be removed in order to provide for a stable breach opening as required.

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Please note that an application must be filed with this office and a permit issued before any work beyond general maintenance is undertaken. Should you have any questions regarding this matter, please do not hesitate to contact Richard G. Tamagno of this office at (609) 984-0859 or by e-mail at Richard.Tamagno@dep.nj.gov.

Sincerely,

John H. Moyle, P.E., Director
Division of Dam Safety & Flood Engineering

C: Pittsgrove Township Engineer & Clerk
Salem County Engineer

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