Publication copy

Plaintiff's Exhibit S - NJDEP letter (extension to 12-31-2021, NVOS warning)

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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 S

2021-08-11 NJDEP letter (extension to 12-31-2021, NVOS warning)

SHEILA Y. OLIVER
Lt. Governor

Trenton, New Jersey 08625-0420
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August 11, 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 July 30, 2021 letter submitted on behalf of the Lake Centerton Park Homeowners Assoc., Inc. by Clifford C. Wheaton regarding ongoing efforts to obtain assistance and funding for decommissioning of the Centerton Lake Dam (the Dam).

The Division of Dam Safety and Flood Engineering (Division) is supportive of the efforts noted above and understands that there may be associated delays related to the decommissioning work. However, since the Dam is still currently registered as a Class II (Significant Hazard) structure, an open-ended compliance schedule cannot be allowed unless periodic updates are provided showing that progress is being made towards decommissioning.

In view of the above, an extension to submit a compliance schedule is hereby granted until **December 31, 2021**, provided that a detailed project status update is submitted to the Division by **October 31, 2021**. This extension will also include a waiver of the required regular inspection report for the Dam until the end of 2021. Failure to submit a compliance schedule by the stated deadline may result in the issuance of a Notice of Violation and Offer of Settlement (NVOS) with corresponding monetary penalties. In addition to the imposition of monetary penalties, further enforcement measures may be taken as necessary and additional waivers of the required inspection reports will not be allowed.

Please be reminded that the lake must remain lowered, and the spillway gate channels must be maintained clear of debris until such time that the dam is decommissioned or rehabilitated.

SLM-C-000017-26 08/28/2026 Pg 129 of 150 Trans ID: CHC2026285925

John H. Moyle

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

C: Pittsgrove Township Engineer & Clerk
Salem County Engineer

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SLM-C-000017-26 08/28/2026 Pg 130 of 150 Trans ID: CHC2026285925