

The regular meeting of the Ewing Lawrence Sewerage Authority was on Tuesday, March 18, 2025, at 12:00 PM at 600 Whitehead Road, Lawrenceville, New Jersey 08648.

Present: Messrs. Kownacki, Lee, McManimon, Muzaffar, Ryan, Zegarski and S. Robert Filler, Executive Director.

Also attending: Vance Stephens, ELSA Administrative Officer; Christopher Gianotto, ELSA Maintenance Supervisor; Robert Jefferson, ELSA Operations Supervisor; Tina Reville, Laboratory Supervisor, Trace Dittenhofer, PE of Remington & Vernick Engineers; W. Barry Rank, Esq.; Victoria Borriello, Esq., of McManimon & Scotland, Esqs., and Raymond Ferrara, Ph.D., of Kleinfelder.

Absent and Excused: None

Mr. Ryan called the meeting to order and Mr. Filler gave the invocation. After the Pledge of Allegiance, Mr. Ryan advised that all requirements of the Local Public Meetings Act have been met. He also advised that any contract awarded today would comply with the requirements of P.L. 1975, c. 127 (N.J.A.C. 17:27).

Mr. Ryan advised that he had listened to the tape recordings of the November 2024 and January 2025 meetings of the Authority,

Res. 31:25. On motion of Mr. Zegarski and seconded by Mr. McManimon and unanimously carried it was moved that the minutes of the November 19, 2024 Board meeting be approved as presented. Mr. Muzaffar abstained.

Res. 32:25. On motion of Mr. Zegarski and seconded by Mr. McManimon and unanimously carried it was moved that the minutes of the January 21, 2025 Board meeting be approved as presented. Mr. Muzaffar abstained.

Res. 33:25. On motion of Mr. Lee and seconded by Mr. Zegarski and unanimously carried it was moved that the minutes of the February 18, 2025 Reorganization Board meeting be approved as presented. Mr. Muzaffar abstained.

Res. 34:25. On motion of Mr. Lee and seconded by Mr. Zegarski and unanimously carried it was moved that the minutes of the February 18, 2025 regular Board meeting be approved as presented.

Res. 35:25. On motion of Mr. Kownacki and seconded by Mr. Muzaffar and unanimously carried it was moved that the February Flow, Maintenance and Connection Reports be filed.

Res. 36:25. On motion of Mr. Muzaffar and seconded by Mr. Kownacki and unanimously carried it was moved that the March 18, 2025 Schedule of Bills in the amount of \$1,705,193.14 be accepted as present. Mr. McManimon abstained on the bill from McManimon & Scotland.

Mr. Filler advised that the next MCIA meeting will be on March 19, 2025.

Dr. Ferrera of Kleinfelder addressed the Board and presented Kleinfelder's proposal for Dynamic Modeling for Nitrate Effluent Limitations. This proposal involves characterizing the statistical properties of both the receiving water and the discharge flows and nitrate concentrations and then mixing the two to determine continuous 30 day average downstream nitrate concentrations in the receiving water. The analysis will require data from ELSA and publicly available information to characterize the receiving water characteristics and will take approximately 6 weeks to complete. The fee to complete the analysis requested is \$10,000.00.

Res. 37:25: On motion of Mr. Lee and seconded by Mr. Kownacki and unanimously carried it was moved that the March 12, 2025 proposal submitted by Kleinfelder for Dynamic Modeling for Nitrate Effluent Limitations in the amount of \$10,000.00 be accepted as presented.

Victoria Borriello, Esq., of McManimon & Scotland, Esqs., addressed the Board and presented the Supplemental Bond Resolution needed to seek NJIB financing authorizing the issuance of not to exceed \$18,000,000.00 in Sewer Revenue Bonds for the Sullivan Way Pump Station and Force Main Replacement Projects in Ewing Township.

Res. 38:25. On motion of Mr. Muzaffar and second by Mr. Kownacki and unanimously carried the following resolution was adopted:

SUPPLEMENTAL BOND RESOLUTION OF THE EWING-LAWRENCE SEWERAGE AUTHORITY AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$18,000,000 PRINCIPAL AMOUNT OF SEWER REVENUE BONDS, AND ANY NOTES ISSUED IN ANTICIPATION THEREOF, TO BE ISSUED THROUGH THE NEW JERSEY INFRASTRUCTURE BANK FINANCING PROGRAM

WHEREAS, the Ewing-Lawrence Sewerage Authority (the "Authority"), a public body corporate and politic of the State of New Jersey organized pursuant to the sewerage authorities law (N.J.S.A. 40:14A-1 et seq.) (the "Act"), adopted a resolution entitled, "Resolution Authorizing and Providing for the Issuance of Sewer Revenue Bonds of the Ewing-Lawrence Sewerage Authority" on September 20, 2016 (the "General Bond Resolution") as restated, amended and supplemented (the "Resolution"), providing for the issuance of revenue bonds of the Authority and authorizing the issuance of "Additional Bonds," as such term is herein defined, for the purpose of, among others, raising funds to pay the cost of acquisition or construction of any Project (as defined in the General Bond Resolution), upon the terms and conditions set forth in the General Bond Resolution; and

WHEREAS, in accordance with the provisions of Sections 314 and 315 of the General Bond Resolution, the Authority wishes to authorize a series of Additional Bonds of the Authority, each designated "Sewer Revenue Bonds", (hereinafter referred to as the "Bonds") in the principal amount of not to exceed \$18,000,000 to provide supplemental funding for the financing of the

costs of the project described on Exhibit A hereto (the “2025 Project”) pursuant to this 2025 Supplemental Resolution (as hereinafter defined); and

WHEREAS, the Bonds shall be of equal rank and priority as any Bonds (as defined in the General Bond Resolution) of the Authority previously issued and any Additional Bonds hereinafter issued by the Authority; and

WHEREAS, the Authority wishes to provide terms and conditions with respect to such Bonds in addition to those which have been previously established under and pursuant to the Resolution and delegate the sale of such Bonds to the Executive Director of the Authority;

NOW THEREFORE, BE IT RESOLVED BY THE EWING-LAWRENCE SEWERAGE AUTHORITY, as follows:

ARTICLE I

General Provisions

Section 101. Short Title. This resolution may hereafter be cited by the Authority and is hereinafter sometimes referred to as the “2025 Supplemental Resolution”.

Section 102. Terms Defined in Resolution. Whenever used or referred to in this 2025 Supplemental Resolution all words and terms which are defined in Section 101 of the General Bond Resolution shall have the same meanings given to such words and terms, as determined in Section 101 thereof, except to the extent words and terms are defined or shall otherwise be established in Section 103 hereof.

Section 103. Other Definitions. As used or referred to, and unless the context clearly indicates a different meaning or use, in this 2025 Supplemental Resolution:

“2025 Project” shall have the meaning as herein defined;

“2025 Supplemental Resolution” shall have the meaning as herein defined;

"Bank" means the New Jersey Infrastructure Bank.

“Bank Loan Agreement” means that certain loan agreement to be entered into by and between the Authority and the State, pursuant to the Program;

“Bonds” means the Authority’s sewer revenue bonds in the principal amount of not to exceed \$18,000,000 and any notes issued in anticipation thereof as authorized under the Resolution;

“Escrow Agreement” means that certain escrow agreement to be entered into by and between the Authority, the Bank, the State and the escrow agent named in such agreement (the “Escrow Agent”), as trustee for the holders of the Bonds being issued pursuant to this 2025

Supplemental Resolution through the Program;

“Financing Documents” means the Bank Loan Agreement, the Fund Loan Agreement and the Escrow Agreement, as defined herein;

“Paying Agent” means The Bank of New York Mellon, Woodland Park, New Jersey, as appointed in Section 306 herein;

“Program” means the New Jersey Infrastructure Bank Financing Program;

“Registrar” means The Bank of New York Mellon, Woodland Park, New Jersey, as appointed in Section 306 herein;

“Resolution” means the general bond resolution of the Authority adopted on October 13, 1961 entitled, “Resolution Authorizing and Providing for the Issuance of Sewer Revenue Bonds of the Ewing-Lawrence Sewerage Authority”, as restated, amended and supplemented by various resolutions, including this 2025 Supplemental Resolution;

“State” means the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection, pursuant to the Program;

“Trustee” means The Bank of New York Mellon, Woodland Park, New Jersey, as appointed in Section 306 herein;

Words importing persons include firms, associations and corporations; and

Words importing the singular number include the plural number and vice versa.

Section 104. Incorporation of Resolution. This 2025 Supplemental Resolution supplements and amends the General Bond Resolution. The General Bond Resolution is incorporated herein by reference thereto.

Section 105. Severability of Invalid Provisions. If any one or more of the covenants or agreements provided in this 2025 Supplemental Resolution, on the part of the Authority, the Bank, the State, the Escrow Agent or the Trustee, to be performed should be contrary to law, then such covenant or covenants, agreement or agreements, shall be deemed separable from the remaining covenants and agreements and shall in no way affect the validity of the other provisions of this 2025 Supplemental Resolution or of any Bond.

(End of Article I)

ARTICLE II

Determinations By and Obligations of the Authority

Section 201. Authority for 2025 Supplemental Resolution. This 2025 Supplemental Resolution is adopted pursuant to the Act and the General Bond Resolution and the Authority has ascertained and hereby determines that each and every act, matter, thing or course of conduct as to which provision is made in this 2025 Supplemental Resolution is appropriate in order to carry out and effectuate the purposes of the Authority in accordance with the Act and the Resolution to further secure the payment of the principal or redemption price of and interest on the Bonds.

Section 202. Bonds to Constitute Additional Bonds. The Bonds shall constitute Additional Bonds as such term is defined in the Resolution and shall be issued pursuant to and in accordance with the Resolution.

Section 203. Resolution to Constitute Contract. In consideration of the purchase and acceptance of the Bonds by those who shall hold the same from time to time, the provisions of the Resolution shall be deemed to be and shall constitute a contract between the Authority, the Trustee and the holders from time to time of the Bonds; the pledge made in the Resolution and the covenants and agreements herein set forth to be performed by or on behalf of the Authority shall be for the equal benefit, protection and security of the holders of any and all of the Bonds, all of which, regardless of the time or times of their issue or maturity, shall be of equal rank without preference, priority or distinction of any of the Bonds over any other thereof except as expressly provided in or pursuant to the Resolution.

Section 204. Estimated Cost of 2025 Project. The Authority hereby determines that the aggregate estimated Cost (as defined in the Act) of the 2025 Project shall not exceed \$18,000,000, inclusive of any original issue discount, capitalized interest and all reserves (except for funds required to be deposited in the Reserve Fund (as defined in the Resolution), in an amount equal to Maximum Debt Service (as defined in the Resolution))if applicable, and excluding any accrued interest on the Bonds.

(End of Article II)

ARTICLE III

Authorization, Purpose, Execution and Issuance of Bonds

Section 301. Authorization and Purpose of the Bonds. The Bonds of the Authority in the principal amount of not to exceed \$18,000,000 are hereby authorized to be issued pursuant to Sections 314 and 315 of the Resolution, such Bonds to be entitled "Sewer Revenue Bonds, Series 2025", or such other title as the Authority may designate. The Bonds are authorized and will be issued to provide funds for the Cost of the 2025 Project.

Section 302. Description of the Bonds; Delegation of Sale of the Bonds.

(A) Term. The Bonds shall be two (2) in number and issued to the State and the Bank, respectively, with interest rates fixed to maturity, shall be dated the date of issuance, shall bear interest at the rate or rates, and shall mature over a term not exceeding forty (40) years, shall mature on the 15th day of December but shall be payable on February 1 and August 1 in the years and in the amounts as provided for by the Financing Documents and subparagraph (B) of this Section.

(B) Delegation to Issue Bonds. The Authorized Officer (as hereinafter defined) of the Authority is hereby designated as the individual who shall have the power to sell and to award the Bonds (of the same or different series) on behalf of the Authority, to the State and Bank, respectively, pursuant to the Program, including the power to determine (giving due consideration to the terms and conditions of the preceding paragraph and any applicable rules or restrictions of the Program), among other things (i) the amount of Bonds to be issued, provided such amount does not to exceed \$18,000,000, (ii) the time and the manner of sale of the Bonds and the Escrow Closing (as hereinafter defined) in connection therewith, (iii) the denominations and rate or rates of interest to be borne by the Bonds, and (iv) such other terms and conditions as may be necessary or related to the sale of the Bonds. Such sale, award, terms and conditions of the Bonds issued pursuant to the Program shall be determined and evidenced by the Financing Documents, to be executed by the Authorized Officer on behalf of the Authority, subject to the rules, conditions, maturity schedule and interest rate established by the Program, with respect to the Bond being issued to the Bank, with such interest rate on such Bond being based upon the pass through interest rates received by the Bank in connection with its sale of bonds (plus administrative fees) (the "Bank Loan Bond"), combined with the cash funds received from the State in connection with the Program, with respect to the Bond being issued to the State (the "Fund Loan Bond"). Such sale and award provisions of the Bonds, as set forth herein, may be further evidenced by a certificate of the Authorized Officer (the "Certificate"), executed as of the date of sale and award of the Bonds. The Certificate is hereby deemed to satisfy the requirements of Section 315(a)(4) of the General Bond Resolution. The Financing Documents and the Certificate, to the extent one is required, shall be presented by the Executive Director to the Members of the Authority at the next regular meeting of the Authority following such sale and award as evidence of the terms and details of the sale of such Bonds.

(C) Execution of the Financing Documents. The Financing Documents are hereby authorized to be executed and delivered in connection with the Program. Such Financing

Documents may be executed and delivered on behalf of the Authority by either the Chairman, the Vice Chairman, or the Executive Director (each an “Authorized Officer”), in their respective sole discretion, after consultation with counsel and any advisors to the Authority (collectively, the “Authority Consultants”), and after further consultation with the Bank, the State and their representatives, agents, counsel and advisors (collectively, the “Program Consultants”, together with the Authority Consultants, the “Consultants”) shall determine, with such determination to be conclusively evidenced by the execution of such Financing Documents by an Authorized Officer as determined hereunder. The Secretary or Assistant Secretary of the Authority is hereby authorized to attest to the execution of the Financing Documents by an Authorized Officer of the Authority as determined hereunder, and to affix the corporate seal of the Authority to such Financing Documents.

(D) Escrow Closing. The Authorized Officers of the Authority are hereby authorized to execute the Financing Documents and any additional certificates and opinions as may be required by the Program or Bond Counsel to the Authority, as further described in subsection (F) herein (together, the “Escrowed Documents”) on or before the date when the Authority is scheduled to close the loans in escrow with the Program (the “Escrow Closing”), such Escrowed Documents to be delivered to Bond Counsel to the Authority and held by Bond Counsel to the Authority until such time as an Authorized Officer of the Authority authorizes release of same. Bond Counsel to the Authority is hereby authorized to accept and hold the Escrowed Documents in escrow on or before the Escrow Closing and to release same from escrow and deliver same upon direction of an Authorized Officer of the Authority.

(E) Form of Bonds. The Bonds shall be in substantially the form described and contained in the General Bond Resolution, with such changes as may be required by the Financing Documents.

(F) Further Authorizations. The Authorized Officers of the Authority are hereby further severally authorized to (i) execute and deliver, and the Secretary or Assistant Secretary of the Authority is hereby further authorized to attest to such execution and to affix the corporate seal of the Authority to, any document, instrument or closing certificate deemed necessary, desirable or convenient by the Authorized Officers, the Secretary or Assistant Secretary of the Authority, as applicable, in their respective sole discretion, after consultation with the Consultants, to be executed in connection with the execution and delivery of the Financing Documents and the consummation of the transactions contemplated thereby, which determination shall be conclusively evidenced by the execution of each such certificate or other document by the party authorized hereunder to execute such certificate or other document, and (ii) perform such other actions as the Authorized Officers deem necessary, desirable or convenient in relation to the execution thereof.

Section 303. Issuance of the Bonds and Application of Proceeds of Sale. The Bonds authorized by Section 301 herein, are hereby directed to be executed by or on behalf of the Authority by its Authorized Officer and delivered to the State and the Bank, respectively. All of the proceeds of sale of the Bonds, including accrued interest (if any) received upon delivery thereof, shall, simultaneously with the issuance of the Bonds, be paid and applied by the Authority in accordance with the Resolution and the Financing Documents and as provided in an Order of

the Authority executed by the Chairman or the Executive Director of the Authority consistent with the General Bond Resolution and the Financing Documents.

Section 304. No Recourse on the Bonds. No recourse shall be had for the payment of the principal of or the interest on the Bonds or for any claim based thereon or on this 2025 Supplemental Resolution or the General Bond Resolution against any member or other officer of the Authority or any person executing the Bonds. The Bonds are not and shall not be in any way a debt or liability of the State of New Jersey or of any county or municipality and do not and shall not create or constitute any indebtedness, liability or obligation of said State or of any county or municipality, either legal, moral or otherwise.

Section 305. Execution of Bonds. The Chairman and/or the Executive Director of the Authority is hereby authorized to execute by the manual or facsimile signature the Bonds in the name and on behalf of the Authority attested by the manual or facsimile signature of its Secretary.

Section 306. Appointment of Trustee, Paying Agent and Registrar. In accordance with the provisions of Article IX of the Resolution, The Bank of New York Mellon, Woodland Park, New Jersey (the "Bank") is hereby appointed Trustee (the "Trustee"), Paying Agent (the "Paying Agent"), and Registrar (the "Registrar") for the Bonds. The Bank shall accept and shall carry out its duties and obligations as Trustee, Paying Agent and Registrar as provided in and as required by the terms of the Resolution.

(End of Article III)

ARTICLE IV

Miscellaneous

Section 401. Covenant of Authority as to Compliance with Federal Tax Matters. The Authority hereby covenants that it will take all actions within its control that are necessary to assure that interest on the Bonds is excludable from gross income under the Internal Revenue Code of 1986, as amended (the "Code") and the Authority will refrain from taking any action that would adversely affect the exclusion of interest on the Bonds from gross income under the provisions of the Code.

Section 402. Effective Date. This resolution shall take effect immediately.

(End of Article IV)

EXHIBIT A

The project that will be financed consists of installation of a new Sullivan Way Pump Station and the replacement of force main sections using a combination of open trench excavation and trenchless technology. the replacement of and lining of certain gravity sewers and all ancillary costs, work and expenses related to the items listed herein (the "Project").

Ms. Borriello next presented the proposed Resolution of Intent to Reimburse Expenditures for Project Costs of the Sullivan Way Pump Station & Force Main Replacement Project:

Res: 39:25. On motion of Mr. Muzaffar and seconded by Mr. Zegarski and unanimously carried the following resolution was adopted:

RESOLUTION OF THE EWING-LAWRENCE SEWERAGE AUTHORITY DECLARING ITS OFFICIAL INTENT TO REIMBURSE EXPENDITURES FOR PROJECT COSTS FROM THE PROCEEDS OF DEBT OBLIGATIONS IN CONNECTION WITH ITS PARTICIPATION IN THE NEW JERSEY INFRASTRUCTURE BANK FINANCING PROGRAM

WHEREAS, The Ewing-Lawrence Sewerage Authority (the "Borrower") is a public body corporate and politic of the State of New Jersey organized pursuant to the sewerage authorities law (N.J.S.A. 40:14A-1 et seq.) (the "Act"); and

WHEREAS, the Borrower intends to acquire, construct, renovate and/or install the environmental infrastructure project more fully described in **Exhibit A** attached hereto (the "Project"); and

WHEREAS, the Borrower intends to finance the Project with debt obligations of the Borrower (the "Project Debt Obligations") but may pay for certain costs of the Project (the "Project Costs") prior to the issuance of the Project Debt Obligations with funds of the Borrower that are not borrowed funds; and

WHEREAS, the Borrower reasonably anticipates that obligations, the interest on which is excluded from gross income under Section 103 of the Internal Revenue Code of 1986, as amended (the "Code"), will be issued by the New Jersey Infrastructure Bank (the "Issuer") to finance the Project on a long-term basis by making a loan to the Borrower with the proceeds of the Issuer's obligations (the "Project Bonds"); and

WHEREAS, the Borrower desires to preserve its right to treat an allocation of proceeds of the Project Debt Obligations to the reimbursement of Project Costs paid prior to the issuance of the Project Debt Obligations as an expenditure for such Project Costs to be reimbursed for purposes of Sections 103 and 141 through 150, inclusive, of the Code.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borrower as follows:

Section 1. The Borrower reasonably expects to reimburse its expenditure of Project Costs paid prior to the issuance of the Project Debt Obligations with proceeds of its Project Debt Obligations.

Section 2. This resolution is intended to be and hereby is a declaration of the Borrower's official intent to reimburse the expenditure of Project Costs paid prior to the issuance of the Project Debt Obligations with the proceeds of a borrowing to be incurred by the Borrower, in accordance with Treasury Regulations §150-2.

Section 3. The maximum principal amount of the Project Debt Obligations expected to be issued to finance the Project is \$18,000,000.00.

Section 4. The Project Costs to be reimbursed with the proceeds of the Project Debt Obligations will be "capital expenditures" in accordance with the meaning of Section 150 of the Code.

Section 5. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Code. The proceeds of the Project Bonds used to reimburse the Borrower for Project Costs, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of the Project Debt Obligations or another issue of debt obligations of the Borrower, other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1).

Section 6. All reimbursement allocations will occur not later than 18 months after the later of (i) the date the expenditure from a source other than the Project Debt Obligations is paid, or (ii) the date the Project is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than 3 years after the expenditure is paid.

Section 7. This resolution shall take effect immediately.

EXHIBIT A

The project that will be financed consists of installation of a new Sullivan Way Pump Station and the replacement of force main sections using a combination of open trench excavation and trenchless technology. the replacement of and lining of certain gravity sewers and all ancillary costs, work and expenses related to the items listed herein (the "Project").

Mr. Dittenhofer advised that Mr. Yoder had reviewed the application for Preliminary Approval submitted by the Juvenile Justice Commission to construct a facility comprised of five (5) new structures which will be replacing some of the existing structures and adding additional structures at 1620 Stuyvesant Avenue in Ewing Township.

Res. 40:25. On motion of Mr. Zegarski and seconded by Mr. Kownacki the following Resolution was presented for adoption:

WHEREAS, JUVENILE JUSTICE COMMISSION proposes to construct a facility comprised of five (5) new structures which will be replacing some of the existing structures and adding additional structures at its existing facilities at 1620 Stuyvesant Avenue including a one (1) single story Administration Building; one (1) single story gym; three (3) single story residential structures in Ewing Township; and

WHEREAS, the EWING-LAWRENCE SEWERAGE AUTHORITY (the "Authority") considered the application of the Developer to connect its proposed facility to the Authority's sewerage system;

NOW, THEREFORE BE IT RESOLVED that the proposed connection for the Developer's proposed Development to the Authority's sewerage system is approved, subject to the following conditions:

1. The Developer, at its own cost, shall provide "as-built" plans for the sewerage system in a manner acceptable to the Authority's Engineer prior to the issuance of a Certificate of Occupancy by the Township.

2. The Developer, at its own cost, shall provide all necessary easements to the Authority upon the request of the Authority.

3. The Developer shall revise its utility plans in accordance with such recommendations as the Authority's Engineer shall specify.

4. The Executive Director is hereby authorized to execute all forms necessary to obtain a NJDEP Permit.

5. The Authority hereby endorses this project and further certifies that said project meets the 208 Wastewater Management Plan requirements and expects to continue to meet the NJPDES Permit requirements.

6. This preliminary approval granted pursuant to this Resolution shall expire ninety (90) days from the date hereof.

7. The Developer shall pay the appropriate connection and inspection fees.

8. The sewers shall conform to the Authority's Rules and Regulations.

9. This approval is subject to acceptance of the comments and conditions outlined in Remington & Vernick Engineers letter dated January 13, 2025.

The above resolution was adopted on the following roll call vote:

Ayes: Messrs. Kownacki, Lee, Muzaffar, Ryan and Zegarski.

Nays: Mr. McManimon

Absent: None

Mr. Dittenhofer advised that Mr. Yoder had reviewed the application for Final Approval submitted by Federal Realty OP, LP proposing to build a 2,200 SF Starbucks coffee/donut shop with 21 interior seats and a drive-thru window at the Mercer Mall, Route 1 and Quakerbridge Road in Lawrence Township, and:

Res. 41:25. On motion of Mr. McManimon and seconded by Mr. Muzaffar and unanimously carried the following resolution was presented for adoption:

WHEREAS, FEDERAL REALTY OP LP, proposes to build a 2,200 SF Starbucks coffee/donut shop with 21 interior seats and a drive-thru window at the Mercer Mall, Route 1 and Quakerbridge Road, in Lawrence Township; and

WHEREAS, the EWING-LAWRENCE SEWERAGE AUTHORITY (the "Authority") considered the application of the Developer to connect its proposed facility to the Authority's sewerage system;

NOW, THEREFORE BE IT RESOLVED that the proposed connection for the Developer's proposed Development to the Authority's sewerage system is approved, subject to the following conditions:

1. The Developer, at its own cost, shall provide "as-built" plans for the sewerage system in a manner acceptable to the Authority's Engineer prior to the issuance of a Certificate of Occupancy by the Township.

2. The Developer, at its own cost, shall provide all necessary easements to the Authority upon the request of the Authority.

3. The Developer shall revise its utility plans in accordance with such recommendations as the Authority's Engineer shall specify.

4. The Executive Director is hereby authorized to execute all forms necessary to obtain a

NJDEP Permit.

5. The Authority hereby endorses this project and further certifies that said project meets the 201 Agency requirements.

6. This final approval granted pursuant to this Resolution shall expire two (2) years from the date hereof.

7. The Developer shall pay the appropriate improvement, capacity, connection and inspection fees.

8. The sewers shall conform to the Authority's Rules and Regulations.

9. This approval is subject to acceptance of the comments and conditions outlined in Remington & Vernick Engineers letter dated March 5, 2025.

Mr. Dittenhofer advised that Mr. Yoder had reviewed the application submitted by American Properties at Hopewell II, LLC proposing construction of fifty-five (55) market rate townhomes (in 8 buildings total) consisting of 4-bedroom apartments, as well as one affordable housing building with a mix of 12 units; two (2) 1-bedroom, six (6) 2-bedroom and four (3) 3-bedroom garden apartments, and

Res. 42:25. On motion of Mr. McManimon and seconded by Mr. Muzaffar and unanimously carried the following adoption was presented for adoption:

WHEREAS, AMERICAN PROPERTIES AT HOPEWELL II, LLC proposes construction of fifty-five (55) market rate townhomes (in 8 buildings total) consisting of 4-bedroom units, as well as one affordable housing building with a mix of 12 units; two (2) 1-bedroom, six (6) 2-bedroom, and four (4) 3-bedroom garden apartments. The entrance to this development will be off Pennington Road in the Township of Hopewell; and

WHEREAS, the EWING-LAWRENCE SEWERAGE AUTHORITY (the "Authority") considered the application of the Developer to connect its proposed facility to the Authority's sewerage system;

NOW, THEREFORE BE IT RESOLVED that the proposed connection for the Developer's proposed Development to the Authority's sewerage system is approved, subject to the following conditions:

1. The Developer, at its own cost, shall provide "as-built" plans for the sewerage system in a manner acceptable to the Authority's Engineer prior to the issuance of a Certificate of Occupancy by the Township.

2. The Developer, at its own cost, shall provide all necessary easements to the Authority upon the request of the Authority.

3. The Developer shall revise its utility plans in accordance with such recommendations as the Authority's Engineer shall specify.

4. The Executive Director is hereby authorized to execute all forms necessary to obtain a NJDEP Permit.

5. The Authority hereby endorses this project and further certifies that said project meets the 208 Wastewater Management Plan requirements and expects to continue to meet the NJPDES Permit requirements.

6. This preliminary approval granted pursuant to this Resolution shall expire ninety (90) days from the date hereof.

7. The Developer shall pay the appropriate connection and inspection fees.

8. The sewers shall conform to the Authority's Rules and Regulations.

9. This approval is subject to acceptance of the comments and conditions outlined in Remington & Vernick Engineers letter dated March 11, 2025.

Mr. Dittenhofer advised that Mr. Yoder had reviewed the application for Final Approval submitted by Shrinath Real Estate, LLC proposing to build a 48, 909 square foot, 3-story hotel consisting of 89 rooms at the former Sleepy Hollow Motel at 3000 US Route 1 in Lawrence Township.

Res. 43:25. On motion of Mr. Muzaffar and seconded by Mr. Lee and unanimously carried the following resolution was presented for adoption:

WHEREAS, SHRINATH REAL ESTATE, LLC, proposes to build a 48,909 square foot, 3-Story hotel consisting of 89 rooms. The site plan prior to redevelopment includes the demolition of four (4) existing buildings containing 52 rooms, formerly known as the Sleepy Hollow Motel at 3000 US Route 1 in Lawrence Township; and

WHEREAS, the EWING-LAWRENCE SEWERAGE AUTHORITY (the "Authority") considered the application of the Developer to connect its proposed facility to the Authority's sewerage system;

NOW, THEREFORE BE IT RESOLVED that the proposed connection for the Developer's proposed Development to the Authority's sewerage system is approved, subject to the following conditions:

1. The Developer, at its own cost, shall provide "as-built" plans for the sewerage system in a manner acceptable to the Authority's Engineer prior to the issuance of a Certificate of Occupancy by the Township.

2. The Developer, at its own cost, shall provide all necessary easements to the Authority upon

the request of the Authority.

3. The Developer shall revise its utility plans in accordance with such recommendations as the Authority's Engineer shall specify.

4. The Executive Director is hereby authorized to execute all forms necessary to obtain a NJDEP Permit.

5. The Authority hereby endorses this project and further certifies that said project meets the 201 Agency requirements.

6. This final approval granted pursuant to this Resolution shall expire two (2) years from the date hereof.

7. The Developer shall pay the appropriate improvement, capacity, connection and inspection fees.

8. The sewers shall conform to the Authority's Rules and Regulations.

9. This approval is subject to acceptance of the comments and conditions outlined in Remington & Vernick Engineers letter dated March 13, 2025.

Mr. Filler advised the Board that:

1. Kleinfelder would be coming to the April board meeting with a design proposal for Nitrate Removal – with a target finish date of May 2026.
2. Gabel Associates was reviewing the PPA submitted by Synnergy.
3. Refresher bids would be opened on March 20, 2025, for the 4th Street Pump Station Electric for a 12-24 month period.
4. Mr. Yoder, Mr. Rank and himself attended the March 3, 2025 Planning Board meeting and presented the Vehicle Storage Building.

Mr. Lee Advised that he had been contacted by an agency proposing sampling of wastewater for various health conditions. Mr. Lee will be providing the board with additional information at a later date.

Mr. Rank advised that he and Bob had participated in the conference for the 4th round of fair share housing. There is a conference call scheduled for March 19, 2025.

Mr. Dittenhofer advised that he anticipated receiving DEP approval to advertise the Sullivan Way Pump Station and Force Main Project in April with a Fall start date for construction.

Mr. Dittenhofer further advised that the 4th Street Project additional cultural resource requirements are approximately 90% complete and restated that Green Acres was not amenable to re-routing the Force Main.

Res. 44:25. On motion of Mr. McManimon and seconded by Mr. Lee and unanimously Carried, the meeting was adjourned at 1:05 PM.

Submitted by Susan Dorio for the
Ewing Lawrence Sewerage Authority