



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION
BUREAU OF COASTAL AND LAND USE COMPLIANCE AND ENFORCEMENT

PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

Toms River Office
1510 Hooper Avenue, Suite 140
Toms River, New Jersey 08753
Telephone: (732) 255-0787

SHAWN M. LATOURETTE
Commissioner

www.nj.gov/dep

September 22, 2022

VIA EMAIL

Steve Colombo, Director of Operations
Ocean Grove Camp Meeting Association
54 Pitman Avenue
Ocean Grove, New Jersey 07756

RE: Notice of Violation

NJDEP File #: PEA220001 - 1334-01-1002.4
Embury Avenue and Ocean Avenue, Block 101, Lots 5 & 13
Neptune Township, Monmouth County, New Jersey

Dear Mr. Colombo:

Enclosed for service upon you is a Notice of Violation issued by the NJ Department of Environmental Protection. A written response is required within 10 days of receipt.

To respond to this Notice of Violation or if you have any questions, you may contact me at robert.clark@dep.nj.gov or at the address indicated at the top of this Notice.

Sincerely,

Robert H. Clark, Region Supervisor
Bureau of Coastal and Land Use Compliance and Enforcement

Enclosure

c: **Neptune Township Construction Official**
Janet Stewart, NJDEP, Coastal Permitting
Joanne Davis, NJDEP, Coastal Permitting
Colleen Keller, NJDEP, Division of Land Resource Protection



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NOTICE OF VIOLATION

Responsible Entity: Ocean Grove Camp Meeting Association
Site Location: Embury Avenue and Ocean Avenue
Block 101, Lots 5 & 13
Neptune Township, Monmouth County
NJDEP File #: PEA220001 - 1334-01-1002.4

You are hereby notified that during a compliance evaluation at the above location on September 20, 2022, **the following violation(s) of the Waterfront Development Act** (N.J.S.A. 12:5-1 et seq.) and the regulations (N.J.A.C. 7:7-1 et seq.), **the Coastal Area Facilities Review Act** (N.J.S.A. 13:19-1 et seq.) and the regulations (N.J.A.C. 7:7-1 et seq.), were observed.

CAFRA AREA

Requirement: Pursuant to N.J.A.C. 7:7-2.2, no person shall engage in a regulated activity within a CAFRA area without a coastal permit.

Description of Noncompliance: the performance of unauthorized regulated activities within a CAFRA area. The activities involve the placement of timber matting and excavation/grading that have resulted in the disturbance of approximately 13,190 square feet of a beach.

WATERFRONT DEVELOPMENT PERMIT

a.Requirement: Pursuant to N.J.A.C. 7:7-27.2(c)8, failure to comply with the conditions of a Waterfront Development Permit is a violation of the Coastal Zone Management Rules.

Description of Noncompliance: failure to comply with pre-construction condition #1 of Waterfront Development Individual Permit 1334-01-1002.4 LUP210001. Specifically, the permittee has failed to, prior to site preparation, record a conservation restriction for public access in the Office of the County Clerk as required.

b.Requirement: Pursuant to N.J.A.C. 7:7-27.2(c)8, failure to comply with the conditions of a Waterfront Development Permit is a violation of the Coastal Zone Management Rules.

Description of Noncompliance: failure to comply with special condition #1 of Waterfront Development Individual Permit 1334-01-1002.4 LUP210001. Specifically, construction activities have occurred within the time-restricted period of June 1 to October 15.

c.Requirement: Pursuant to N.J.A.C. 7:7-27.2(c)8, failure to comply with the conditions of a Waterfront Development Permit is a violation of the Coastal Zone Management Rules.

Description of Noncompliance: failure to comply with standard condition #15 of Waterfront Development Permit 1334-01-1002.4 LUP210001. Specifically, the permittee has failed to comply with all conditions, site plans, and supporting documents approved by the permit.

ALL UNAUTHORIZED ACTIVITIES SHOULD CEASE IMMEDIATELY

CORRECTIVE ACTION(S) REQUIRED:


Within 10 days of receipt of this Notice of Violation:

- a. Submit a request to the Department's Division of Land Resource Protection (DLRP) to modify the permit and/or seek relief from special condition #1 OR discontinue all construction activities until the timing restriction has expired. DLRP review may result in approval, partial approval, or denial. Any activity that does not attain approval must be restored.
- b. File a conservation restriction for public access with the Office of the County Clerk as required by pre-construction condition #1.

REQUIRED WRITTEN RESPONSE TO THIS NOTICE:

Within **5 calendar days** of receipt of this Notice of Violation submit **in writing** an explanation of the corrective actions you have taken or will take to achieve compliance in this matter. The response to this Notice of Violation may be submitted via email at robert.clark@dep.nj.gov.

This **Notice of Violation** serves as notice that the NJDEP's Bureau of Coastal and Land Use Compliance and Enforcement has determined that a violation has occurred. It does not constitute a final agency action and may not be appealed or contested. The issuance of this Notice or compliance therewith does not preclude the State of New Jersey or any of its agencies from initiating formal administrative and/or judicial enforcement action (including assessment of penalties), with respect to the violations listed above or for any other violations. You may appeal or contest such formal actions. Penalties may be assessed on a daily basis for each violation.

Issued by: 

Robert H. Clark, Region Supervisor
Bureau of Coastal and Land Use Compliance and Enforcement

Date: 09/22/22