construction of the Project, in an estimated total cost of $16,714,600, and
shall be determined in accordance with Section 106 of WPCA 1968, Public Law 99-662, and the
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WHEREAS the estimated cost of initial construction of the Project is projected to be $322,170,490,000 and $337,616,000, the non-Federal Sponsor's equal contribution over the life-year of the Project is projected to be $240,320,000. The total costs of project improvements or the portion thereof that are projected to be $167,146,000. Total cost of initial construction of the Project is estimated at $350,967,000.00 based upon PPA. The total cost of the entire Project including initial debt service and depreciation over 50 years is estimated at $550,967,000.00.

WHEREAS, the total cost of the entire Project including initial debt service and depreciation over 50 years is estimated at $550,967,000.00.


WHEREAS, the Department has full authority to perform all of its responsibilities for the project under New Jersey State Law PL 97, C.148, PL 95, C.148, PL 96, C.148, C.148, and N.J.S.A. 12.9:7-1.2 of Revised Public Law 96-62, to finance the non-Federal cash provided under N.J.S.A. 12.9:7-1.2 of Revised Public Law 96-62.

WHEREAS, the Project is subject to submission to the Administrative and Adjustment Board; and from the start of initial construction until four-year project completion cycle, each retirement payment is anticipated for the years 12, 13, and for periodic retirement operation and maintenance of the Project and

WHEREAS, the Project and the Administrative and Adjustment Board are subject to periodic repayment of obligations of the Project and

WHEREAS, the Project and the Administrative and Adjustment Board are subject to periodic repayment of obligations of the Project and

WHEREAS, the Project and the Administrative and Adjustment Board are subject to periodic repayment of obligations of the Project and
and maintenance of the Project; destruction of vegetation that reduce the level of protection of the Project or hinder operation
and approved by the Department and the Government. By filing suit, you consent to allow
with the Department's Coastal Zone Management Program (N.J.A.C. 7:7E-1 et seq.) and authorized
except as permitted by the Department's Standards for Beach and Dune Activities in accordance
Building, Exception of mechanical Alteration of any beach and dune is prohibited.

paragraph (b) below, to the Department and the Corps, their agents, employees, and contractors,
and enforcement of the Beach Wildlife and Seabirds Management Plan developed under
the submission of required plans and documents with the Department for the implementation
assures, as a requirement for the Project, the Municipality’s small provide access necessary to guarantee
in the Department, and any Corps of Engineers, their representatives, agents, contractors, and
necessary for construction, monitoring, and maintenance of the Project, and will be maintained and enforced across the
entire beach and dune areas in the Project connection area, at all access maintained access and of the
areas of Appendix D for the Beach Wildlife and Seabirds Management Plan, and in accordance with the
(PDF) of Appendix C for the preliminary access to the Preliminary Project Report. For purposes in Appendix C in accordance with the
(1)

The Department has acquired, pursuant to the Environmental Domains Act, N.J.S.A. 20:1A-16

adopted and agreed upon and agree as follows:

NOW THEREFORE, all parties hereto do mutually agree that the premises hereinafter referred to

paragraph (1) below, to the Department in the preliminary between preliminary construction of the Project as set forth in
the Municipality will be responsible for all other operations, construction, maintenance, and associated costs.

WHEREAS, once any portion of the Project has been completed to design specifications,

Part, and the beach within the Project

of Beach, Boardwalk, and Parking Area with Boardwalk Street, and provides parking on municipal
interior, hereby be known, as the following Easements: Convenience Avenue, North Street, Kings Street, Heroes Bridge

WHEREAS, the Municipality provides public access to the entire beach within the Project

and municipal lots as governed by municipal ordinance; and

Most Real Estate, Boardwalks, and Beaches owned by the Township of Egg Harbor and the

and non-receded share will be paid by the Department and the remaining 75% will be paid by the

WHEREAS, the Municipality is not required to cost share for the initial construction of the

Municipality, and will be subject to a future State Aid Agreement; and

WHEREAS, the Township of Egg Harbor, Borough of Estell Manor, and the Municipality of Egg

and Beach, and the Township of Estell Manor; and

WHEREAS, the Municipality has been completed to design specifications and
If the Municipalities does not comply with the above requirements, the Municipalities will be required to:

- Implement additional planning and zoning to help ease the impact of beach use.
- Provide access to the wildlife service, and post appropriate signs.
- Ensure the safety of the public and beach-goers.
- In the event of higher than anticipated use, the Municipalities are advised to:
  - Review the beach plan.
  - Implement additional planning and zoning.
  - Ensure the safety of the public and beach-goers.

In the event of a formal request for information, the Department, in accordance with this Plan, shall provide relevant information and documentation necessary for the implementation of this Plan. The Department shall provide the Municipalities with all existing public access and existing planning information. 

Agreements shall be provided in accordance with the provisions of the Plan. The Department, in accordance with this Plan, shall provide the Municipalities with all existing public access and existing planning information. 

In the event of higher than anticipated use, the Municipalities are advised to:

- Review the beach plan.
- Implement additional planning and zoning.
- Ensure the safety of the public and beach-goers.
The Agreement shall be interpreted in accordance with the laws of the State of New Jersey.

If any provision of the Agreement or the application thereof to any person or circumstance shall be invalid, such provision shall be deemed invalid only to the extent necessary to permit the remainder of the Agreement or the application thereof to be invoked.

This Agreement shall be executed in counterparts.

Nothing contained herein shall be considered as to create rights in any third party.

In the event that any one of more of the provisions of this Agreement shall be determined by a court of competent jurisdiction or by law, such determination shall not affect the validity of the remaining provisions of the Agreement, and the Agreement shall be deemed reexecuted.

Where obligation of performance under the Agreement is, pursuant to the Agreement, to which the consent of either party is required, it shall not be applicable to any party without the consent of such party.

The waiver of a breach of any of the terms of conditions of this Agreement by any party may operate as a waiver of any similar breach.

Day Head, New Jersey 07429

Defining Dates of Day Head

For the Administrative:

LBI Human Resources

140 Hooper Avenue Suite 460

Director, Division of Cannabis Enforcement

ALL notices under this Agreement shall be sent in writing to:
Post Construction, is no guarantee that the beaches will persist or maintain their current features and characteristics.

The project has been designed by the U.S. Army Corps of Engineers and reviewed and approved for public use and enjoyment. The beach area is open to the public for recreational use.

The portion of the project located in the Munipality has been completed and is open for public use.
The aforementioned Agreement has been reviewed and approved as to form.

Appended:

Division of Coastal Engineering
Director
W.Hiram T. Dixon

Attested:

DIVISION OF COASTAL ENGINEERING
ENGINEERING AND CONSTRUCTION
DEPARTMENT OF ENVIRONMENTAL PROTECTION
STATE OF NEW JERSEY

Borough of Bay Head
Chief Police
W.Hiram T. Dixon

Attested:

BOROUGH OF BAY HEAD

In witness whereof, the Municipality and the Department have hereunto set their respective
Non-Federal Estimated Cost Share

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<tr>
<th>Description</th>
<th>Cost Share</th>
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<tbody>
<tr>
<td>0% Borough of Bay Head</td>
<td>$58,501,000.00</td>
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<td>100% State of New Jersey Share</td>
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Federal and Non-Federal Estimated Cost Share

<table>
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<tr>
<th>Description</th>
<th>Cost Share</th>
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<tbody>
<tr>
<td>34% Non-Federal Share</td>
<td>$8,516,000.00</td>
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<tr>
<td>65% Federal Share</td>
<td>$508,645,000.00</td>
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<td>Total</td>
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Estimated Total Initial Construction Cost

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<tr>
<th>Description</th>
<th>Cost Estimate Based Upon Executed PPA</th>
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<tbody>
<tr>
<td>Borough of Bay Head</td>
<td>$508,645,000.00</td>
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Appendix B

Bay Head Borough Storm Damage Reduction Project

Manasquan Inlet to Barnegat Inlet, New Jersey

Hazard Mitigation Plan Analysis
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<th>STREET ROWS</th>
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Existing rock revetments are maintained by the concession.

The State of New Jersey authorizes any applicable federal agency, as required, the State and municipalities for all activities from the point of entry to the shoreline, and other State and federal agencies to authorize the activities of all interests within the management area of the concession. Any person shall not interfere with the State of New Jersey for access to the State of New Jersey without the permission of the concession.

The concession reserves the right to determine over where the State of New Jersey shall be permitted to access the property of the concession. The concession reserves the right to determine over what and where public access shall be permitted to access the property of the concession. The concession reserves the right to determine over who shall be permitted to access the property of the concession. The concession reserves the right to determine over who shall be permitted to access the property of the concession.

Function

Within the limits of the concession:

a. Prior to approval of the plans and specifications for such structures, the plans and specifications for such structures must be submitted to the superintendent of the concession.

b. Prior to approval of the plans and specifications for such structures, the plans and specifications for such structures must be submitted to the superintendent of the concession.

c. Prior to approval of the plans and specifications for such structures, the plans and specifications for such structures must be submitted to the superintendent of the concession.

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The Head Improver Association Agreement with New Jersey Law during the
summer season from sunrise to sunset when highland and other park
operations are provided by the Township.

CHARACTER OF PROPERTY: Knowledgeable knowledge of the property.

subject to the SUC. 396; or for any activity on behalf of the record owner, their heirs,
successors and assigns under 396. 396; and its implementation regulations, shall have the
right to exercise all applicable munificence, power, and discretion and regulations,
and such regulations. Any such act or any other act performed in
conformance with the records. The various laws and regulations are:

In the event of the record owner, the underwater record owner, the

Duration of Easement: The easement agreement hereby shall be perpetual.

Above ground water rights and other park operations are
provided by the Township during the summer season from sunrise to sunset when highland and
other park operations are provided by the Township.

Be deemed to alter the boundary lines of such acres of the property.

Be deemed to alter the boundary lines of the property.
APPENDIX E

ADDITIONAL RECOMMENDING TAKING OF MANAGED TO PROTECT UNLISTED

SECTION 9 OF THE ENDANGERED SPECIES ACT - APRIL 15, 1994

GUIDELINES FOR MANAGING RECREATIONAL ACTIVITIES IN PIPING PLOVER

L'S FISH AND WILDLIFE GUIDELINES