

A RESOLUTION AUTHORIZING A WASTEWATER CONVEYANCE AGREEMENT BETWEEN THE TOWNSHIP OF NORTH BRUNSWICK AND COCA-COLA REFRESHMENTS USA, INC.

WHEREAS, the Township of North Brunswick, Middlesex County, New Jersey ("Township") owns and operates a wastewater conveyance within the Township, and the wastewater is conveyed to the Middlesex County Utilities Authority ("MCUA") for treatment and disposal; and

WHEREAS, Coca-Cola Refreshments USA, Inc. ("Applicant") is the owner and operator of a facility located at 1500 Livingston Avenue, North Brunswick Township, Middlesex County, New Jersey, 08902, also known as Block 140.01, Lot 3.02 on the official tax map of the Township of North Brunswick, Middlesex County, New Jersey, ("the Site"); and

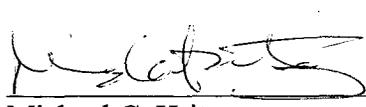
WHEREAS, the Applicant is performing a remediation of the Site pursuant to the Industrial Site Recovery Act, N.J.S.A. 13:1K-6 et seq.; and

WHEREAS, the Applicant desires to collect, treat and then discharge groundwater associated with the environmental remediation at the Site ("Wastewater") into the Township's wastewater conveyance system for additional treatment and disposal by the MCUA and seeks to enter into a Wastewater Conveyance Agreement ("Agreement") with the Township for a fee of One Thousand Five Hundred Dollars and 00/100 (\$1,500.00); and

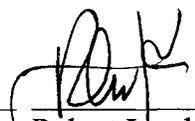
WHEREAS, the Township Council believes it is in the best interests of the health, safety and welfare of the citizens of the Township, the County of Middlesex and the State of New Jersey to enter into such Agreement for the proper discharge and conveyance of the Applicant's Wastewater, such Agreement to be subject to the review and approval of the Township Attorney.

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of North Brunswick, County of Middlesex and State of New Jersey that that the proposed Wastewater Conveyance Agreement between the Township of North Brunswick and Coca-Cola Refreshments USA, Inc. ("Applicant") for the discharge and conveyance of the Applicant's Wastewater (as defined hereinabove) for a fee of One Thousand Five Hundred Dollars and 00/100 (\$1,500.00) be and is hereby authorized and approved; and

BE IT FURTHER RESOLVED, that Mayor Francis Womack is hereby authorized to execute and the Township Clerk, Lisa Russo, to witness, the Wastewater Conveyance Agreement in a form substantially similar to that attached hereto and made a part hereof and which shall be subject to the review and approval of the Township Attorney.



Michael C. Hritz
Director of Community Development



Robert Lombard
Business Administrator

Ronald Gordon, Esq.
Township Attorney
(Approved as to legal form)

TITLE

This Resolution shall be known and may be cited as the Water Conveyance Agreement between the Township of North Brunswick and Coca-Cola Refreshments USA, Inc. for the discharge and conveyance of Coca-Cola's wastewater from its facility located at 1500 Livingston Avenue, North Brunswick Township, New Jersey.