



West Amwell Township
150 Rocktown-Lamb. Road, Lambertville, New Jersey 08530-3203
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RESOLUTION #50-2016
PROHIBITING PENNEAST FROM SURVEYING IN THE PUBLIC RIGHT-OF-WAY

WHEREAS, the PennEast Pipeline Company, L.L.C. has proposed construction of a 36" diameter natural gas pipeline within West Amwell Township and the Township has officially opposed the pipeline construction by Resolution #155-2014; and

WHEREAS, the construction and operation of the pipeline will significantly damage preserved farmlands, preserved open space, environmentally-constrained lands, the Category One Alexauken Creek and its tributaries, the Goat Hill Natural Heritage Priority site, the Delaware River, the Sourland Mountain Region, Swan Creek and its water supply for Lambertville, habitats of threatened and endangered species, and the quality of life in West Amwell; and

WHEREAS, any disturbance of the aforementioned lands, species and sites by survey work is deemed as potentially harmful and could result in irreparable harm; and

WHEREAS, the PennEast Pipeline Company, L.L.C. has stated that New Jersey Statute 46:11-1, entitled "Right of Entry to Make Surveys in Certain Proceedings" gave PennEast surveyors the right to utilize the public right-of-way to perform surveys; and

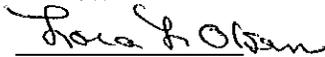
WHEREAS, New Jersey Statute 46:11-1 lists specific proceedings in which a surveyor may enter property to perform survey work. This statute does not give PennEast's surveyors the right to utilize the public right-of way for survey work, as this is not one of the specific proceedings; and

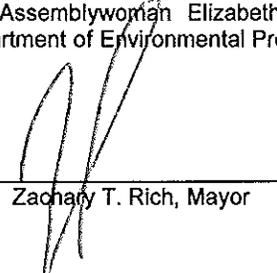
WHEREAS, West Amwell Township's right-of-way does not include the right to allow a corporation to use the right-of-way for private purposes.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of West Amwell, in the County of Hunterdon, that West Amwell Township hereby denies any and all survey access to PennEast Pipeline Company, L.L.C., including denying access to its employees, agents, servants, representatives, consultants and contractors on any Township right-of-way, all Township-owned property, and property in which West Amwell Township has a legal interest.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that copies of this resolution be distributed to Governor Chris Christie, U.S. Senator Robert Menendez, U.S. Senator Cory Booker, Congressman Leonard Lance, Senator Shirley Turner, Assemblywoman Elizabeth Maher Muoio, Assemblyman Reed Gusciora, the New Jersey Department of Environmental Protection, and have a copy posted on the Township web site.

ATTEST:


Lora L. Olsen, RMC
Township Clerk


Zachary T. Rich, Mayor

CERTIFICATION

I, Lora L. Olsen, RMC, Clerk of the Township of West Amwell, certify that the foregoing resolution was adopted by the Township Committee of the Township of West Amwell at its meeting held on the 16th day of March, 2016.


Lora L. Olsen, RMC
Township Clerk