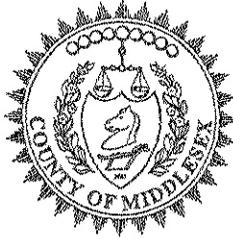


David B. Crabiel  
Freeholder Director

Stephen J. "Pete" Dalina  
Deputy Director

Camille Fernicola  
H. James Polos  
John Pulomena  
Christopher D. Rafano  
Blanquita B. Valenti  
Freeholders



07-1332



COUNTY OF MIDDLESEX  
DEPARTMENT OF PARKS & RECREATION  
P.O. BOX 661  
NEW BRUNSWICK, N.J. 08903  
(732) 745-3900  
FAX (732) 745-7351

Stephen J. "Pete" Dalina  
Chairman  
Department of Parks and Recreation  
Ralph G. Albanir  
Director

July 18, 2007

Thomas F. Kelso, Esq.  
County Counsel

Re: Resolution Request  
New Jersey Department of Transportation  
Route 18 Section 3A *de minimis* impact finding  
Ambrose & Doty's Brook Park

COUNTY OF MIDDLESEX  
2007 JUL 19 PM 12:37  
CLERK OF THE BOARD

Dear Mr. Kelso:

The New Jersey Department of Transportation has requested the County approve a *de minimis* impact finding for Route 18 Section 3A in the County's Ambrose & Doty's Brook Park in Piscataway Township. The project requires the acquisition of nine (9) parcels in fee and by easement. The total area of the nine (9) acquisitions is 0.775 acres. The *de minimis* finding is necessary under FHWA requirements.

We have discussed the *de minimis* finding with Green Acres staff. They are familiar with the Federal requirement and have no problem with the County adopting the finding. The finding has no bearing on State House Commission parkland diversion regulations. NJDOT is aware of the State House requirement for the parkland diversion and has started doing background work on the State House Commission diversion application.

The parkland acquisition was noted at a public information meeting held in Piscataway Township in June of 2003. There were no objections raised by the Township. This Department has no objection to the road project and finds its impact on the Park to be minimal.

We have enclosed a copy of the NJDOT July 13, 2007 *de minimis* request and the form to be executed by the Freeholder Director.

Please review the enclosed documents and if there are no concerns could you please have the item placed on the Agenda for Board consideration. The Freeholder Director should be authorized to execute the form.

This request was reviewed with our Freeholder Department Chairman.

Sincerely



RALPH G. ALBANIR  
Director of Parks and Recreation

RGA/cp  
Enclosure

cc: Freeholder Director David B. Crabiel  
Freeholder Deputy Director Stephen J. Dalina  
Margaret E. Pemberton, Clerk of the Board, encl.  
Walter A. De Angelo, Administrator  
John J. Reiser, County Engineer  
George M. Ververides, Director of Planning

RESOLUTION REQUEST FORM

DEPT.: Parks and Recreation

AGENDA DATE: August 13, 2007

SUMMARY OF RESOLUTION (DESCRIPTION FOR AGENDA)\*

Approved *de minimis* impact finding in Ambrose & Doty's Brook Park for New Jersey Department of Transportation Route 18 Section 3A in Piscataway for nine parcels totaling 0.775 acres. Authorize Freeholder Director to execute related documents.

PLEASE CHECK OFF THE APPROPRIATE ITEMS:

- BID \_\_\_\_\_
- AGREEMENT \_\_\_\_\_
- CONTRACT \_\_\_\_\_
- GRANT \_\_\_\_\_
- AMENDMENT \_\_\_\_\_
- CHANGE ORDER \_\_\_\_\_
- PERFORMANCE GUARANTEE \_\_\_\_\_
- PERFORMANCE BOND \_\_\_\_\_
- OTHER – Green Acres / SHC   X

SIGNATURE OF DEPARTMENT HEAD:



(2 COPIES OF THIS FORM ARE REQUIRED)

ORIGINAL: County Counsel

COPY: Clerk of the Board

PLEASE OBSERVE CUT OFF DATE SCHEDULE

\*INCLUDE DOLLAR AMOUNT REQUESTED IF ANY.

07-1332  
APPROVE DE MINIMIS IMPACT FINDING BY NEW JERSEY DEPARTMENT OF TRANSPORTATION IN AMBROSE & DOTY'S BROOK PARK (9 PARCELS TOTALING 0.775 ACRES) RE: ROUTE 18, SECTION 3A PROJECT; AUTHORIZE EXECUTION OF ALL REQUIRED DOCUMENTS IN CONNECTION THEREWITH

WHEREAS, the New Jersey Department of Transportation (NJDOT) will be undertaking improvements to Route 18 in Piscataway (Section 3A); and

WHEREAS, in connection therewith, it will be necessary for NJDOT to acquire portions of nine (9) parcels owned by the County, which are part of Ambrose & Doty's Brook Park, totaling 0.775 acres; and

WHEREAS, the Federal Highway Administration (FHWA) requires that a de minimis impact finding be made, i.e., that the project does not adversely affect the activities, features and attributes that qualify the resource for protection under the Safe, Accountable, Flexible, Efficient Transportation Equity Act; and

WHEREAS, the NJDOT has prepared a de minimis impact finding; and

WHEREAS, the Director of Parks and Recreation has reviewed said de minimis impact finding and concurs with same;

NOW, THEREFORE, BE IT RESOLVED this Board does hereby approve the de minimis impact finding by the New Jersey Department of Transportation in the Ambrose & Doty's Brook Park in Piscataway in connection with Route 18, Section 3A project;

BE IT FURTHER RESOLVED the Director of this Board shall be and is hereby authorized to execute all required documents in connection with said de minimis impact statement;

BE IT FURTHER RESOLVED that the Clerk of this Board shall forward a certified copy of this resolution to the New Jersey Department of Transportation.

STEPHEN J. DALINA, CHAIRPERSON  
COMMITTEE OF PARKS & RECREATION

DATED: August 16, 2007

Approved as to form and legality:

  
First Deputy County Counsel

RECEIVED

SEP 20 2007

MIDDLESEX COUNTY DEPT.  
OF PARKS & RECREATION

07-1332

RECORD OF VOTE				
FREEHOLDER	Aye	Nay	N.V.	Abs.
DALINA 0	X			
FERNICOLA			X	
POLOS	X			
PULOMENA	X			
RAFANO S	X			
VALENTI	X			
CRABIEL	X			
X=Indicates Vote    N.V.=Not Voting    Abs.=Absent				
O=Resolution Offered    S=Resolution Seconded				

I, Margaret E. Pemberton, Clerk of the Board of Chosen Freeholders of the County of Middlesex and State of New Jersey, do hereby certify that the above is a true copy of a resolution adopted at a meeting of the Board held on August 16, 2007.

*Margaret E. Pemberton*  
Clerk of the Board of Chosen Freeholders

Route 18 Section 3A  
Piscataway Township  
Middlesex County

*De minimis* impact finding: Ambrose & Doty's Brook County Park

X

I understand that the FHWA intends to make a *de minimis* finding for use of parkland under Section 4(f) of the Department of Transportation Act based upon my concurrence that the proposed project will have no effect on the activities, features, and attributes that qualify Ambrose & Doty's Park for protection under Section 4(f).

\_\_\_\_\_ I do not concur for the following reason(s):



David B. Crabel  
Middlesex County Freeholder Director

8/21/07

\_\_\_\_\_  
Date

  
APPROVED AS TO FORM AND LEGALITY:

\_\_\_\_\_  
ERIC M. ARONOWITZ, ESQ.  
FIRST DEPUTY COUNTY COUNCIL