

**TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY**

RESOLUTION No. 2022-049

A motion was made by Councilman McEvoy; seconded by Deputy Mayor McGrath that the following resolution be adopted:

**AUTHORIZING EXECUTION OF ACCESS AGREEMENT WITH
WINDWARD CONSULTING**

WHEREAS, the Township owns certain real property located at 11 Ozone Avenue known as Block 1201, Lot 4 in the Township of Verona, Essex County, New Jersey; and

WHEREAS, the Township Property is utilized for waste water treatment, storage, and municipal offices; and

WHEREAS, the Owner of the property located at 271 Grove Avenue, known as Block 1201, Lot 11, Township of Verona, Essex County, New Jersey (hereinafter "Property"), which is known as the former Radiac Abrasives Inc. Site, is obligated to remediate certain contamination on the Property which is adjacent to the northeast of the Township Property; and

WHEREAS, the Owner has undertaken environmental remediation activities on the Property through the direction of a retained Licensed Site Remediation Professional ("LSRP") and review by the New Department of Environmental Protection designed to address contamination on the Property; and

WHEREAS, the Owner is required under applicable NJDEP regulations to investigate the extent of potential migration of contaminants beyond the Property boundaries which specifically require the Owner to undertake remediation activities consisting of groundwater investigation and monitoring; and

WHEREAS, the Owner has requested to install groundwater monitoring wells on the Township's property and has requested that the Township provide temporary access to portions of the Township Property for the limited purposes set forth in the attached Agreement and for no other purposes whatsoever; and

WHEREAS, the Owner desires to enter onto the Township Property consistent with the terms of this Agreement.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Verona, in the County of Essex, New Jersey hereby authorizes the Township Manager to execute and the Municipal Clerk to attest to the execution of the attached Access Agreement.

ROLL CALL:

AYES: Holland, Tamburro, McEvoy, McGrath, Roman

NAYS:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT THE REGULAR MEETING HELD ON FEBRUARY 28, 2022.


**JENNIFER KIERNAN
MUNICIPAL CLERK**

