

FORM C- APPLICATION FOR CONSTRUCTION OF SEWERAGE FACILITIES

FILL IN AS EACH ITEM MAY APPLY - USE N/A IF NON-APPLICABLE

EAST BRUNSWICK SEWERAGE AUTHORITY
25 HARTS LANE
EAST BRUNSWICK, NEW JERSEY 08816

EBSA PROJECT NUMBER _____ Date _____

Application for CONSTRUCTION OF SEWERAGE FACILITIES IN EAST BRUNSWICK, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY. This application must be filed in duplicate with the Executive Director of the Authority, accompanied by all applicable fees in cash or certified check made payable to the East Brunswick Sewerage Authority, thirty days in advance of a regular meeting of the Authority. (NJDEP Construction Permit does not constitute construction authorization of this agency. Applicant must file this form for EBSA authorization to construct and is bound by all requirements incorporated in the Authority's approval.) All questions must be filled in; incomplete forms will not be accepted.

The applicant shall be responsible for reimbursement to the Authority for the costs incurred by it in the Design Review of the application and inspection during construction. Applicant must deposit with the Authority funds to be held in escrow for the payment of all fees; amount to be set forth by the Authority.

1. Applicant's Name _____ Tax I.D.No. _____
Address _____ Phone _____
2. Name of Present Property Owner _____
Address _____ Phone _____
3. Interest of applicant if other than owner of property _____

4. If a subdivision, most recent action by Planning Board _____
5. Key Location or Street Location of Project _____
Block No. _____ Lot No. _____
6. Development Name _____
Total Number of sub-sections or phases _____
7. Description, type and total number of proposed units to be sewered as per applicable EBSA Rules and Regulations:
Description _____
Type _____
Total No. Units _____ Units per each phase _____

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8. Applicant's approved estimated total construction cost of Project \$ _____

9. New Jersey Licensed Engineer designing sewerage plan:

Firm _____
Name of Engineer _____ Lic. No. _____
Address _____ Phone () _____

10. Attorney: Firm _____
Name of Attorney _____ Phone () _____
Address _____

11. List plans and other material accompanying application, and number of each item (see EBSA Rules and Regulations, Section No. 4.5)

ITEM	NUMBER
a. _____	_____
b. _____	_____
c. _____	_____
d. _____	_____
e. _____	_____

12. Estimated calendar days required to finish project once authorization to construct is given _____ (est.starting date) _____ (est.completion date)

13. Applicant has read the EBSA Rules and Regulations and fully understands all necessary requirements. yes

IN ADDITION to the payment of applicable filing fees, escrow deposits and the posting of bonds, a connection fee for each applicable unit is due and payable to the Authority in accordance with Section 11.3 of the EBSA Rules and Regulations. THIS FEE IS PAYABLE PRIOR TO THE ISSUANCE OF A CERTIFICATE OF OCCUPANCY.

Applicant or owners agree to convey by deed to the East Brunswick Sewerage Authority easements for all sanitary sewer locations and all rights to sewer system.

(Signature of Applicant)*

* Must be signature of applicant, not that of agent, attorney or engineer.

(Name of Applicant, typewritten or printed)

Applicant's Position or Title

4.5 Application for Authorization to Construct - Form C

This application shall be submitted following preliminary approval of the East Brunswick Planning Board, copy of which shall accompany this application.

An application and supporting data specifying the engineering details of the proposed project will be analyzed for compliance with Authority engineering standards including provisions for orderly growth.

This form is filed after approval of Form A on all applications, and must be submitted within twelve (12) months after conceptual review approval or re-application of conceptual approval will be required. The applicant shall specify whether phased construction is intended.

This application shall be accompanied by two (2) copies of the Engineer's Report, construction cost estimate, two (2) sets of drawings (min. scale 1" = 50'), specifications, manufacturers' data, and other material needed to permit a detailed engineering review. The Engineer's Report shall clearly define the design criteria used in connection with population, flow, layout, sewer and pumping station design, equipment selection, etc. All drawings submitted shall be the latest drawings approved by the Township and shall be kept current. Final drawings filed by the applicant shall include notations as to transfer of easements and sewerage facilities similar to the notations required under Section 4.10.

The application and supporting data will be reviewed by the Authority to determine compliance with the Authority's Rules and Regulations, applicable statutes, and projected growth patterns. Approval of this application, with conditions set by the Authority, shall be a mutual agreement between the applicant and the Authority regarding the terms and conditions for providing sewer service, including the construction or financing of off-site facilities considered necessary by the Authority.

The Applicant shall pay all permit and application fees to the Authority (see Fee Schedule), as well as applicable fees to Middlesex County Utilities Authority and New Jersey D.E.P. Permits to construct sewers and/or other structures within flood plains, wetlands and the right-of-way limits of State, County, Municipal roads and all railroads, and all other permits must be secured by and paid for by the Applicant. In addition, the Applicant shall prepare all applications and submit all data required by the current Rules and Regulations of the New Jersey Department of Environmental Protection and the Middlesex County Utilities Authority, including:

- (a) N.J. DEP Form CP-#1, with engineer's signature and seal where designated, 2 copies.
- (b) N.J. DEP Form WQM-006, Engineer's Report, signed and sealed, 5 copies.
- (c) East Brunswick Township Resolution approving the project, 2 copies
- (d) Receipts of notifications to proper agencies, 2 copies
- (e) U.S.G.S. Quad Map, 3 copies
- (f) Final Plans and Profiles, signed and sealed, 6 copies
- (g) Checks for proper applicable fees payable to Middlesex County Utilities Authority, and to Treasurer, State of New Jersey.

(continued)

The Applicant must inform and secure any necessary clearance and/or approval from any public utility involved. Proof of such notice and/or approvals shall be filed with the Authority.

Before construction may commence, the Applicant must also furnish the following:

- (a) State D.E.P. approval to construct.
- (b) Performance guarantees, as hereinafter specified.
- (c) Insurance certificates, with coverage as hereinafter specified.
- (d) Schedule of construction.
- (e) Payment for off-site facilities.

Approval of construction by the Authority will be void and invalid after one (1) year unless substantial construction has commenced on the approved facilities. Where construction has commenced within the one (1) year period, approval will be automatically renewed for a successive one (1) year period, after which a request must be filed for an extension of time. Should a project not commence substantial construction within the one (1) year period, the application as indicated shall become void and invalid and will require a renewal application to EBSA. A renewal application fee under Section 11.1 shall be charged. Should the application be resubmitted in its previous form, without need for change, the application may then be renewed by the Board of Commissioners without additional review. Should there be any change in the application in site or system condition, or in the EBSA Rules and Regulations, an entirely new review, with the appropriate fees, may be required. It shall not be necessary for EBSA to notify an applicant that his time period has expired, that will be the responsibility of the applicant. Application shall be required upon the expiration of any of the above noted time periods.

Capacity in the system will not be reserved unless a) all connection fees are paid, and b) service charges are being paid for prospective uses, starting one year after payment of connection fee.

4.7 Performance Guarantee and Insurance

A performance guarantee satisfactory in form to the Authority, in the amount of at least 120% of the total approved construction cost of that portion of the project covered by the application, shall be furnished with the application to construct (Form C). The guarantee shall assure the Authority of complete construction within a time period to be agreed upon by the Authority and the applicant, and shall further guarantee that said construction will be in accordance with the Rates, Rules and Regulations of the Authority, the plans and specifications and Engineer's Report and cost estimate approved by the Authority Engineer. The guarantee shall be in the form of a 90% performance bond by approved surety and 10% cash or certified check. The amount of the required performance guarantee may be increased for due cause by the Authority, including periods of construction extending more than one (1) year. In the event of default or non-performance by a developer, as determined solely by the Authority, part or all of the performance guarantee may be applied by the Authority to completion of the work.

Prior to construction, insurance certificates must be furnished to the Authority, indicating the following coverage:

- (a) Workmen's Compensation Insurance - with limit under Coverage B for Employer's Liability set at \$500,000.
- (b) Contractor's Comprehensive General Liability Insurance - with limits for personal injury of \$2,500,000 including accidental or wrongful death on account of any one occurrence; also limits for property damage of \$500,000 on account of any one occurrence and \$1,000,000 on account of all occurrences. The "x", "c" and "u" exclusions shall be removed from liability policies.
- (c) Motor Vehicle Insurance - with limits as in (b) above.
- (d) Subcontractor Insurance - each contractor working on the site, or in connection with this project, must carry identical insurance coverage to that listed herein.
- (e) Additional named insured on each policy shall include the East Brunswick Sewerage Authority, the Township of East Brunswick, and the Authority engineer.
- (f) The expiration date shall be listed for each policy, and certificates should indicate that ten (10) days notice will be given to the Authority of expiration or cancellation of policies.

The contractor, developer and/or builder is totally responsible for safety precautions on or off the site for operations relating to a project, and must carry insurance or be personally responsible for personal injury or property damage claims from employees, the public, or third parties.

All insurance certificates MUST IDENTIFY THE PARTICULAR PROJECT OR DEVELOPMENT for which the certificate is furnished.