

**APPENDIX**

**From:** Kook, David  
**Sent:** Wednesday, February 12, 2020 3:25 PM  
**To:** State House Commission  
**Subject:** RE: SHC agenda item #5 - DOT Route 24

I sincerely appreciate Mayor Sunchild's concerns and the opportunity to respond.

The property is being conveyed for public use. A conservation restriction imposed directly by the NJDOT is problematic for the Green Acres funding, that is, they are in theory buying developable land and then restricting, and if already restricted, Green Acres would not be able to pay as much towards the purchase.

That said, the NJDOT worked out agreement language (below) with Green Acres that will protect the property without interfering with the grant funding:

The lands being conveyed herein are being purchased with Green Acres funding and will be subject to Green Acres restrictions as provided at N.J.S.A. 13:8C-1 et seq. and N.J.A.C. 7:36, as may be amended and supplemented, and the grantee herein agrees to accept these lands with the Green Acres restrictions, including restrictions against disposal or diversion to a use for other than park, recreation and conservation purposes.

The Grantee/Buyer further agrees not to divert or dispose of the Property which is being acquired for public purpose, without the prior approval of the Commissioner of the Department of Transportation (NJDOT) or his designee and the State House Commission pursuant to N.J.S.A. 52:31-1.3(a), N.J.S.A. 27:12-1, et seq.

It appears to NJDOT that these restrictions will accomplish the desired end without the need for a restriction directly from NJDOT thus preserving funding.

Dave

David Kook  
Manager, Technical Support  
609-963-1230 (New)  
609-530-2624 (Fax)

**From:** State House Commission <StateHouse.Commission@treas.nj.gov>  
**Sent:** Wednesday, February 12, 2020 2:47 PM  
**To:** Kook, David <David.Kook@dot.nj.gov>  
**Subject:** SHC agenda item - DOT Route 24  
**Importance:** High

Dave,

The following email came into the Commission concerning the Route 24 project. I will be forwarding a second email shortly that the Commission also received concerning this matter.

ix

From: Len Sunchild [REDACTED]  
Sent: Wednesday, February 12, 2020 12:33 PM  
To: State House Commission <StateHouse.Commission@treas.nj.gov>  
Cc: mila jasey <aswjasey@nileg.org>; john mckeeon <asmmckeeon@nileg.org>; asmDeCroce@nileg.org; richard codey - sencodey <sencodey@nileg.org>; JGiorgio@hanovertownship.com; rfrancioli@optonline.net; Taylor, Adam <Adam.Taylor@dep.nj.gov>  
Subject: [EXTERNAL] No. 5 on 2/13 Agenda

Agenda item No. 5:

This involves a linear strip of surplus DOT land-- once planned for an extension of Route 24 beyond Route 287, and long since abandoned.

PLEASE APPROVE THIS SALE--STIPULATING THAT "THE LAND REMAIN IN ITS NATURAL STATE FOR PASSIVE RECREATIONAL USE,"

Also in addition, that the land be recorded with a "Green Acres Conservation Easement."

*(I would urge the State House Commission to vote Yes on the land sale, however vote NO on a sale without a Conservation Easement recorded with the deed-- stipulating that the land must remain in its natural state.)*

This property is a beautiful natural woodland, across the highest elevation in Hanover Township, known as-- "Horse Hill." It should remain in its natural state, except for possibly woodland trails and the ability to remove invasive plants. Selling it without a deed restriction could subject the property to clearing old growth trees and inappropriate development.

The abandoned Route 24 was offered to a former Hanover Township administration back around 1998 and the Township never pursued the opportunity to acquire it.

During the same time period, the abandoned Route 24 and Route 178 was sold to the Borough of Morris Plains--without a Conservation Restriction--and it was ultimately resold by Morris Plains and it is now an industrial park.

I am the former mayor of Hanover Township and founding member of the Hanover Open Space Committee. This land is officially earmarked as "The Forest Way Greenway" in the Hanover Open Space Master Plan. It is supposed to remain in its natural state, except for hiking trails. To sell the property without conservation restrictions will jeopardize the property for inappropriate uses, (if not now, then by future administrations). A Conservation Restriction recorded with the deed will ensure the land's protection--as a natural area--in perpetuity.

During the first decade of 2000, I was personally involved with former Assemblyman Alex De Croce and DOT Commissioner in pursuing this land transaction, but unfortunately Alex died and the voting districts changed and the land sale died also. In an effort to hold onto the idea of Hanover acquiring the land for open space and passive (not active) recreational use)-- in 2009 Hanover entered into a lease agreement with the DOT to allow Hanover to use the land as an "ambulatory trail."

To approve the sale of the property without a conservation restriction would jeopardize its intended use for purposes other than passive recreational use and trails.

Please ensure and stipulate that the sale include a conservation restriction that the land is to remain in it's natural state.

Thank you for considering my comments.

**Len Fariello**

Former Mayor of Hanover Township

Sent from my cell phone

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**From:** Terri Baird [REDACTED]  
**Sent:** Wednesday, February 12, 2020 2:57 PM  
**To:** State House Commission; Terri Baird  
**Subject:** [EXTERNAL] Agenda Item No 5 Hanover Route 24 Sale of surplus DOT Land

To Whom It May Concern,

PLEASE APPROVE THIS SALE--STIPULATING THAT "THE LAND REMAIN IN ITS NATURAL STATE FOR PASSIVE RECREATIONAL USE."

I agree with Len Fariello's letter below to keep this property in its natural state with a deed restriction and be used for passive recreational use only. I am not sure who is requesting that the land be used for "general public use" and have the conservation restriction removed. But, the residents of the town think otherwise and would like the conservation restriction to remain so the land can only be used for "passive recreational use."

Sincerely,  
Terri Baird

[REDACTED]  
Here are Len's comments below.

Agenda item No. 5:

This involves a linear strip of surplus DOT land-- once planned for an extension of Route 24 beyond Route 287, and long since abandoned.

PLEASE APPROVE THIS SALE--STIPULATING THAT "THE LAND REMAIN IN ITS NATURAL STATE FOR PASSIVE RECREATIONAL USE."

Also in addition, that the land be recorded with a "Green Acres Conservation Easement."

(I would urge the State House Commission to vote Yes on the land sale, however vote NO on a sale without a Conservation Easement recorded with the deed-- stipulating that the land must remain in its natural state.)

This property is a beautiful natural woodland, across the highest elevation in Hanover Township, known as-- "Horse Hill." It should remain in its natural state, except for possibly woodland trails and the ability to remove invasive plants. Selling it without a deed restriction could subject the property to clearing old growth trees and inappropriate development.

The abandoned Route 24 was offered to a former Hanover Township administration back around 1998 and the Township never pursued the opportunity to acquire it.

During the same time period, the abandoned Route 24 and Route 178 was sold to the Borough of Morris Plains--without a Conservation Restriction--and it was ultimately resold by Morris Plains and it is now an industrial park.

I am the former mayor of Hanover Township and founding member of the Hanover Open Space Committee.

4x

**From:** Linda Oakes <[REDACTED]>  
**Sent:** Wednesday, February 12, 2020 3:52 PM  
**To:** State House Commission  
**Subject:** [EXTERNAL] Agenda Item # 5

Committee Room 10 – Third Floor

No. 5--

Project: Route 24 Freeway, Section 9, Parcels: VX2R40A1, VX40B, VX41, VX42A, VX42B, VX43A, VX43B, VX44, VX45, VX47, VX48, VX49, VX53A, VX53B, VX54, VX55A, VX55B, VX56, VX58A2, Blocks: Adjoining Multiple, Lots: Adjoining Multiple, Township of Hanover, Morris County

PLEASE APPROVE THIS SALE--STIPULATING THAT "THE LAND REMAIN IN ITS NATURAL STATE FOR PASSIVE RECREATIONAL USE."

I agree with Len Fariello's letter below to keep this property in its natural state with a deed restriction and be used for passive recreational use only. I am not sure who is requesting that the land be used for "general public use" and have the conservation restriction removed. But, the residents of the town think otherwise and would like the conservation restriction to remain so the land can only be used for "passive recreational use."

Sincerely,

Linda F. Oakes

[REDACTED]  
Whippany, NJ 07981

Here are Len's comments below.

Agenda item No. 5:

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PLEASE APPROVE THIS SALE--STIPULATING THAT "THE LAND REMAIN IN ITS NATURAL STATE FOR PASSIVE RECREATIONAL USE."

Also in addition, that the land be recorded with a "Green Acres Conservation Easement."

(I would urge the State House Commission to vote Yes on the land sale, however vote NO on a sale without a Conservation Easement recorded with the deed-- stipulating that the land must remain in its natural state.)

This property is a beautiful natural woodland, across the highest elevation in Hanover Township, known as-- "Horse Hill." It should remain in its natural state, except for possibly woodland trails and the ability to remove invasive plants. Selling it without a deed restriction could subject the property to clearing old growth trees and inappropriate development.

The abandoned Route 24 was offered to a former Hanover Township administration back around 1998 and the Township never pursued the opportunity to acquire it.

During the same time period, the abandoned Route 24 and Route 178 was sold to the Borough of Morris Plains-- without a Conservation Restriction--and it was ultimately resold by Morris Plains and it is now an industrial park.

I am the former mayor of Hanover Township and founding member of the Hanover Open Space Committee. This land is officially earmarked as "The Forest Way Greenway" in the Hanover Open Space Master Plan. It is supposed to remain in its natural state, except for hiking trails. To sell the property without conservation restrictions will jeopardize the property for inappropriate uses, (if not now, then by future administrations). A Conservation Restriction recorded with the deed will ensure the land's protection--as a natural area--in perpetuity.

5x

**From:** Mike Casale [REDACTED]  
**Sent:** Wednesday, February 12, 2020 4:22 PM  
**To:** State House Commission  
**Subject:** [EXTERNAL] State land sale to Hanover TWP, NJ

Dear State House Commission,

This letter is in reference to agenda item #5 - state land sale to Hanover township NJ. This involves a linear strip of surplus DOT land-- once planned for an extension of Route 24 beyond Route 287, and long since abandoned.

PLEASE APPROVE THIS SALE--STIPULATING THAT "THE LAND REMAIN IN ITS NATURAL STATE FOR PASSIVE RECREATIONAL USE."

I agree with Len Fariello's letter below to keep this property in its natural state with a deed restriction and be used for passive recreational use only.

There is a current request that the land be used for "general public use" and have the conservation restriction removed. But, the residents of the town think otherwise and would like the conservation restriction to remain so the land can only be used for "passive recreational use."

Cordially,  
Michael A Casale  
[REDACTED]  
Hanover TWP, NJ 07921

----- begin letter to New Jersey state from former mayor Len Fariello dated February 10 2020

Agenda item No. 5:

This involves a linear strip of surplus DOT land-- once planned for an extension of Route 24 beyond Route 287, and long since abandoned.

PLEASE APPROVE THIS SALE--STIPULATING THAT "THE LAND REMAIN IN ITS NATURAL STATE FOR PASSIVE RECREATIONAL USE."

Also in addition, that the land be recorded with a "Green Acres Conservation Easement."

(I would urge the State House Commission to vote Yes on the land sale, however vote NO on a sale without a Conservation Easement recorded with the deed-- stipulating that the land must remain in its natural state.)

This property is a beautiful natural woodland, across the highest elevation in Hanover Township, known as-- "Horse Hill." It should remain in its natural state, except for possibly woodland trails and the ability to remove invasive plants. Selling it without a deed restriction could subject the property to clearing old growth trees and inappropriate development.

The abandoned Route 24 was offered to a former Hanover Township administration back around 1998 and the Township never pursued the opportunity to acquire it.

6x

**From:** Christine Stewart [REDACTED]  
**Sent:** Wednesday, February 12, 2020 5:24 PM  
**To:** State House Commission  
**Subject:** [EXTERNAL] Land Sale to Hanover Township

To Whom it May Concern,

The abandoned land on 24 on Cedar Knolls that is being sold to Hanover Township should be sold but keep the passive recreation on the land.

The concerning part for me is really the "per someone's request" to change the conservation restrictions. Who made this request? What are their reasons? That should be telling.

There are too many properties in Hanover being developed. There are barely any open spaces of land. Let's leave the restrictions in place as it was meant to be.

Please leave the restrictions on this property in place for passive use only.

Sincerely,  
Christine Stewart

[REDACTED]  
[REDACTED]  
[REDACTED]

Sent from my iPhone

7x

**From:** Doug E <[REDACTED]>  
**Sent:** Wednesday, February 12, 2020 6:21 PM  
**To:** State House Commission  
**Subject:** [EXTERNAL] Concern

To Whom It May Concern,

PLEASE APPROVE THIS SALE--STIPULATING THAT "THE LAND REMAIN IN ITS NATURAL STATE FOR PASSIVE RECREATIONAL USE."

I agree with Len Fariello's letter below to keep this property in its natural state with a deed restriction and be used for passive recreational use only. I am not sure who is requesting that the land be used for "general public use" and have the conservation restriction removed. But, the residents of the town think otherwise and would like the conservation restriction to remain so the land can only be used for "passive recreational use."

Sincerely,  
Douglas Emann  
[REDACTED]

Here are Len's comments below.

Agenda item No. 5:

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Also in addition, that the land be recorded with a "Green Acres Conservation Easement."

(I would urge the State House Commission to vote Yes on the land sale, however vote NO on a sale without a Conservation Easement recorded with the deed-- stipulating that the land must remain in its natural state.)

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The abandoned Route 24 was offered to a former Hanover Township administration back around 1998 and the Township never pursued the opportunity to acquire it.

During the same time period, the abandoned Route 24 and Route 178 was sold to the Borough of Morris Plains--without a Conservation Restriction--and it was ultimately resold by Morris Plains and it is now an industrial park.

8x

**From:** Donna Madsen <[REDACTED]>  
**Sent:** Wednesday, February 12, 2020 6:34 PM  
**To:** State House Commission  
**Subject:** [EXTERNAL] State House Commission Meeting; February 13, 2020; 9:00AM

Project: Route 24 Freeway, Section 9, Parcels: Multiple Blocks; Hanover Township, Morris County, New Jersey sale to Hanover Township

To whom it may concern:

PLEASE APPROVE THIS SALE-STIPULATING THAT "THE LAND REMAIN IN ITS NATURAL STATE FOR PASSIVE RECREATIONAL USE."

I agree with Former Mayor, Len Fariello's letter to you of earlier today to keep this property in its natural state with a deed restriction and be used for passive recreational use only. I am not sure who is requesting that the land be used for "general public use" and have the conservation restriction removed. But, the residents of Hanover Township think otherwise and would like the conservation restriction to remain so the land can only be used for "passive recreational use."

We as a Town and the State of New Jersey are losing far too much natural beauty in our communities. Please take this into consideration. Thank you.

Sincerely,

Donna L. Madsen

[REDACTED]  
[REDACTED]  
(Whippany Section of Hanover Township)

9x

**From:** [REDACTED]  
**Sent:** Wednesday, February 12, 2020 7:16 PM  
**To:** State House Commission  
**Subject:** [EXTERNAL] Hanover Township NJ-Land Use

To Whom It May Concern,

Please make sure that our land in Hanover Township, NJ can only be used for "Passive Recreational Use". To do otherwise would jeopardize our land to not remain in its natural state.

Thank you.

Joanne Young  
[REDACTED]  
[REDACTED]  
Hanover Township, NJ.

10x

**From:** [REDACTED]  
**Sent:** Wednesday, February 12, 2020 7:37 PM  
**To:** State House Commission  
**Subject:** [EXTERNAL] Agenda Item #5

Dear State Official,

**PLEASE ONLY APPROVE THIS SALE--STIPULATING THAT "THE LAND REMAIN IN ITS NATURAL STATE FOR PASSIVE RECREATIONAL USE."**

I agree with Len Fariello's comments below to keep this property in its natural state with a deed restriction and be used for passive recreational use only. I am not sure who is requesting that the land be used for "general public use" and have the conservation restriction removed. But I, as a resident of Hanover Township, think otherwise and would like the conservation restriction to remain so the land can only be used for "passive recreational use."

Sincerely,  
Maria G. Cascio  
[REDACTED]

**Len Fariello's comments:**

Agenda item No 5-

This involves a linear strip of surplus DOT land-- once planned for an extension of Route 24 beyond Route 287, and long since abandoned

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Also in addition, that the land be recorded with a "Green Acres Conservation Easement "

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I am the former mayor of Hanover Township and founding member of the Hanover Open Space Committee. This land is officially earmarked as "The Forest Way Greenway" in the Hanover Open Space Master Plan. It is supposed to remain in its natural state, except for hiking trails. To sell the property without conservation restrictions will jeopardize the property for inappropriate uses, (if not now, then by future administrations). A Conservation Restriction recorded with the deed will ensure the land's protection--as a natural area--in perpetuity.

During the first decade of 2000, I was personally involved with former Assemblyman Alex De Croce and DOT Commissioner in pursuing this land transaction, but unfortunately Alex died and the voting districts changed and the land sale died also. In an effort to hold onto the idea of Hanover acquiring the land for open space and passive (not active) recreational use)-- in 2009 Hanover entered into a lease agreement with the DOT to allow Hanover to use the land as an "ambulatory trail."

//x

**From:** [REDACTED]  
**Sent:** Wednesday, February 12, 2020 8:55 PM  
**To:** State House Commission  
**Subject:** [EXTERNAL] Agenda item No. 5

To Whom It May Concern,

PLEASE APPROVE THIS SALE--STIPULATING THAT "THE LAND REMAIN IN ITS NATURAL STATE FOR PASSIVE RECREATIONAL USE."

I agree with Len Fariello's letter below to keep this property in its natural state with a deed restriction and be used for passive recreational use only. I am not sure who is requesting that the land be used for "general public use" and have the conservation restriction removed. But, the residents of the town think otherwise and would like the conservation restriction to remain so the land can only be used for "passive recreational use."

Sincerely,  
Małgorzata Cynk

Here are Len's comments below.

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12x

**From:** Melissa Fasano [REDACTED]  
**Sent:** Wednesday, February 12, 2020 9:42 PM  
**To:** State House Commission  
**Subject:** [EXTERNAL] PLEASE HELP US: Agenda item No. 5

To Whom It May Concern,

PLEASE APPROVE THIS SALE--STIPULATING THAT "THE LAND REMAIN IN ITS NATURAL STATE FOR PASSIVE RECREATIONAL USE."

I agree with Len Fariello's letter below to keep this property in its natural state with a deed restriction and be used for passive recreational use only. I am not sure who is requesting that the land be used for "general public use" and have the conservation restriction removed. But, the residents of the town think otherwise and would like the conservation restriction to remain so the land can only be used for "passive recreational use." We are so tired of our committee members pulling the wool over our eyes, telling us they will not develop only to find a 750 unit housing development being built a month later.  
Please save our community!

Sincerely,  
Melissa Fasano

[REDACTED]  
[REDACTED]

Here are Len's comments below.

Agenda item No. 5:

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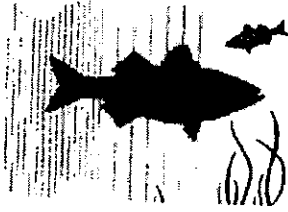
Also in addition, that the land be recorded with a "Green Acres Conservation Easement."

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The abandoned Route 24 was offered to a former Hanover Township administration back around 1998 and the Township never pursued the opportunity to acquire it.

13x



**PASSAIC RIVER COALITION**  
at Willow Hall

330 Speedwell Avenue, Morristown, NJ 07960  
Phone: (973) 532-9830  
Fax: (973) 889-9172

Sent via email: [StateHouseCommission@treas.nj.gov](mailto:StateHouseCommission@treas.nj.gov)

For delivery to below before or at February 13, 2020 Committee Meeting  
Justin Braz, Deputy Chief of Staff for Legislative Affairs  
Catherine Brennan, Deputy State Treasurer  
Jacki Stevens, Associate Director, Office of Management & Budget  
Senator Michael J. Doherty  
Senator Bob Smith  
Assemblyman Paul D. Moriarty  
Assemblyman John DiMaio

RE: Item #5 on February 13, 2020 Agenda  
Change in Conservation Easement for NJDOT conveyance to Hanover Township

Dear State House Commission:

The Passaic River Coalition hereby requests that the State House Commission (SHC) refrain from voting on a land conveyance/transaction of 63 acres from NJDOT to Hanover Township that will remove an existing conservation restriction, as noted on its agenda for February 13, 2020.

While there may be an argument for other land uses, in general, open space in this Hanover area should remain open space. The SHC could possibly consider keeping the conservation restriction on part of the property, and only removing it from an area that makes real sense for development.

We request that implementation of a public process, as required by Green Acres regulations, whereby the public has the opportunity to state its support and/or opposition to the removal of conservation restrictions on said properties being sold to Hanover Township with Green Acres funding. Additionally, in the spirit of transparency, the block and lot numbers of these 63 acres need to be articulated. Surely, the State is obligated to give public notice on the proposed change of a conservation restriction on land acquired with public funding.

Thank you for your time and consideration.

Respectfully,

Laurie Howard

Executive Director, The Passaic River Coalition  
[lhoward.passaicriver@gmail.com](mailto:lhoward.passaicriver@gmail.com) 201 321 9962

Hx