

Hudson River Waterfront Conservancy of NJ, Inc.
46 Grand Cove Way
Edgewater, NJ 07020

January 25, 2024

Via E-Mail (Melissa.Abatemarco@dep.nj.gov) and Regular Mail

Melissa P. Abatemarco, Director
Office of Legal Affairs
Attn: Rule Making Petitions
New Jersey Department of Environmental Conservation
401 W. State Street; Mail Code 401-041
PO Box 402
Trenton, NJ 08625-0402

RE: PETITION FOR RULEMAKING
 Proposed Amendments to N.J.A.C. 7:7-2.4
 Petitioner: Hudson River Waterfront Conservancy

Dear Ms. Abatemarco:

As an addenda to The Hudson River Waterfront Conservancy's (**HRWC**) Petition for Rulemaking, Proposed Amendments to N.J.A.C. 7:7-2.4, dated January 22, 2024 (the "**Petition**"), we would like to bring to your attention that the action sought in that Petition is consistent with the spirit of the 2019 amendment to the Waterfront Development Act (See Section 13:1D-153 – Criteria for departmental approval.

These provisions call for the Department to see to it that the Public Trust Doctrine is incorporated in all "permits-by-rule, general permits, and general permits by certification".

The proposed rule as requested by the Petition seeks to create a "permit-by-rule" which will allow for a practical means of public access to allow public access enjoyment of remaining "gaps" (as defined in the Petition) in the Hudson River Walkway.

Sincerely,
HUDSON RIVER WATERFRONT CONSERVANCY OF NJ, INC.



By: _____
Ronald A. Klempler, Vice President

CC (via email)
Jennifer Moriarty, NJDEP
Paul Stofa, NJDEP
Paul Hague, NJDEP