

TOWNSHIP OF WEST MILFORD

June 25, 2018

The following is an update regarding the sale of the West Milford Municipal Utilities Authority (“MUA”).

After completion of due diligence, the Township is working with the purchaser, Suez, with respect to clearing title issues. There are, what can be described as minor title discrepancies, that have been identified in connection with the properties owned by the MUA which will be transferred to Suez. The types of issues presently being worked on include minor encroachments and the need to clarify boundary lines for certain properties.

In addition, the Township and Suez are awaiting the approval from the Department of Environmental Protection Watershed Property Review Board (WRB) to authorize the transfer of land as a result of same being located within the Highlands. The Township is also working with the State of New Jersey with respect to the outstanding fines and a Consent Order or Agreement with the DEP to address same. It is anticipated that these issues will be favorably resolved over the next 30 days. Suez is also waiting for the DEP to act on its application in connection with this sale which is presently pending.

Suez’s application has been submitted to the Board of Public Utilities (BPU). Once the WRB convenes and issues the necessary order or exemption, the BPU staff will place the acquisition application on the agenda for review and approval by the BPU. The closing date shall be set for 45 days after issuance of the BPU’s approval.

It is anticipated, after conferring with Suez, that the target date for the closing of this transaction will be in October, 2018.

If you have any questions, please contact the Township Administrator at twpadministrator@westmilford.org.

This update has been prepared, in the spirit of full disclosure and to communicate to residents, at the direction of the West Milford Mayor and Township Council. The update was drafted by the Township Attorney and the Township Administrator.