



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NATURAL & HISTORIC RESOURCES

OFFICE OF LEASES & CONCESSIONS

MAIL CODE 501-04C

P.O. BOX 420

TRENTON, NJ 08625-0420

TEL: # 609-633-7575 FAX: # 609-984-0836

PHILIP D. MURPHY

Governor

SHEILA Y. OLIVER

Lt. Governor

CATHERINE R. McCABE

Commissioner

March 4, 2019

New Jersey Museum of Transportation, Inc. (*via regular and certified mail*)

c/o Robert S. Nash, Recording Secretary

and

Idella LuBrant, President

PO Box 622

Farmingdale, New Jersey 07727-0622

**NOTICE OF MATERIAL BREACH &
PENDING ACTION TO SUSPEND OPERATION**

Lease Agreement 09-110-001-04

Allaire State Park

Wall Township, Monmouth County

Dear Mr. Nash and Ms. Lubrant:

This shall serve as notice that the New Jersey Museum of Transportation is in Material Breach of the Holdover Lease Agreement for failure to submit the Annual Report and finance information to close-out 2018. In addition, the Annual Work Plan, Inspections and Budget for 2019, have not been submitted for Department approval. As you are aware the Department has determined that it will not offer the New Jersey Transportation Museum a new Lease. The present site is not being maintained and the New Jersey Transportation Museum has moved equipment and stored materials on the site without the written permission of the Department. The Department provided the New Jersey Transportation Museum with a copy of a proposed draft license Agreement in 2017, that would allow your organization to remain onsite. The Office of Leases and Concessions has repeatedly requested comments on the License Agreement terms and conditions and you have responded in writing that the Board would submit comments shortly. The only comments received from your organization disputed the boundaries of the Allaire Village State and National Registers Historic District boundaries, to which you received our response. Absent any effort to comply with the Holdover Lease

Agreement reporting requirements and to pursue the License Agreement will force the Department to initiate action to suspend the operation at Pine Creek Railroad.

In an effort to move this forward, the Department requires a meeting in Trenton with the members of the Board of Trustees to discuss overdue reporting and the future of the Pine Creek Railroad under a License. Please provide on or before March 15, 2019, the names and contact information for the members of your Board so that the Department can schedule this important meeting.

If you have any questions, please contact me at (609) 633-7860 or by email at George.chidley@dep.nj.gov. Thank you for your anticipated cooperation in this matter.

Sincerely,



George A. Chidley
Manager

CC: Mark Texel (via email)
Jenny Felton (via email)
Inga Gabliks (via email)
Joe Gunson (via email)



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