

Settlement Agreement
Site-Specific Agricultural Management Practice for Ocean City Winery
Block 723, Lot 37, Upper Township, Cape May County, New Jersey

The status quo of the approved Site Plan/Resolution/Use/Restrictions/SSAMP will be maintained for a period of 10 years commencing upon the entry of a consent order.

If the property is sold by the present owner in an arms-length, third party transaction, the status quo term is reduced to 7 years.

The neighboring property owners retain the right to object to the 5 acre status of the property after the status quo time period.

Eastern Red Cedars will be staggered and planted along the two properties to the east and the two properties to the west of Allendale Road upon receipt of written confirmation by those property owners that they were represented by counsel at the settlement conference and agreed to that planting.

The Order of the ALJ/State Agricultural Development Committee confirming the settlement will be recorded in the land records.

The appeal will be dismissed.

An action to enforce this Consent Order (or the SSAMP as modified by this Consent Order), shall follow, to the extent applicable, the provisions of N.J.A.C. 2:76-2.7 and 2:76-2.8. The prevailing party in any action to enforce the Consent Order (or the SSAMP as modified by this Consent Order) shall be entitled to attorney's fees against the other party, however, if there is an appeal, such fees are not payable until there is a final determination by the Administrative Law Judge, and the prevailing party on said appeal is entitled to payment of fees as ultimately determined by the Administrative Law Judge.

There will be no Paraquat used in the farming activities. The Property owner will provide notice of any intention to use any other "Restricted Use" product as defined by the most current EPA publication. The notice shall be satisfied by emailing the persons and entities identified on the attached email list (Exhibit 1). The notice shall state the date and approximate time of the use of the product, and the general nature of the product and active ingredient. The notice shall be sent by email at least 24 hours in advance of the intended use, except in the case of exigent circumstances to prevent substantial crop loss, in which case as much advance notice as the emergency permits shall be provided.

The provisions of this Consent Order shall be incorporated into and be a part of the SSAMP, and to the extent the existing SSAMP is contradicted or modified by this Consent Order, the Consent Order shall control.

Richard M. King, Jr. Esquire is authorized to any document necessary to effectuate the settlement consistent with the terms above stated.

The below parties, with the intent to be legally bound, hereby set their hands and seals:

Dated: 02 / 20 / 2024

Andrew Shawl

Andrew Shawl

Dated: 02 / 16 / 2024

Edward Price

Edward Price

Dated: 02 / 16 / 2024

Veronica Price

Veronica Price

Dated: 02 / 15 / 2024

Jack Griffin

Jack Griffin

Dated: 02 / 19 / 2024

Pam Griffin

Pam Griffin

Dated: 02 / 16 / 2024

Maria Busz

Maria Busz

Dated: 02 / 16 / 2024

Rae Jaffe

Rae Jaffe

Dated: 02 / 15 / 2024

Heidi Edwards

Heidi Edwards

Dated: 02 / 15 / 2024

Brian Edwards

Brian Edwards

Dated: 02 / 15 / 2024

Jesse Swartz

Jesse Swartz

Dated: 02 / 15 / 2024

Michelle Swartz

Michelle Swartz

Dated: 02 / 15 / 2024

Karolann Kemenosh

Karolann Kemenosh

Dated: 02 / 23 / 2024

Scott Rullan

Scott Rullan

SEE ATTACHED PAGE

Dated: _____

Charles Thonsen

Dated: 02 / 15 / 2024

Karol Ruf
Karol Ruf

Dated: 02 / 16 / 2024

KARL
Karl Ruf

Dated: 02 / 21 / 2024

P. Davish
Fran Davish

Dated: 02 / 21 / 2024

P. Davish
Penny Davish

Dated: 02 / 21 / 2024

P. A. Mayer
Peggy Mayer

Dated: 02 / 16 / 2024

George Steinbronn, Jr.
George Steinbronn, Jr.

Dated: _____

N/A NOT PARTY TO APPEAL
Victor Nappen

Dated: 02 / 21 / 2024

Fred Pracht
Fred Pracht

Dated: 02 / 22 / 2024

Linda Doltun
Raymond Doltun

Dated: 02 / 22 / 2024

Linda Doltun
Linda Doltun

Dated: 02 / 15 / 2024

Ray Doltun
Ray Doltun

Dated: 02 / 17 / 2024

Doreen Gallagher
Doreen Gallagher

Dated: 02 / 21 / 2024

Douglas Frohock
Douglas Frohock

Dated: 02 / 15 / 2024

Chuck Griffin
Chuck Griffin

Dated: 3/21/24

Michael Halpern
Michael Halpern

Dated: 3/21/24

Robin Halpern
Robin Halpern

The below parties, with the intent to be legally bound, hereby set their hands and seals:

Dated: _____
Andrew Shawl

Dated: _____
Edward Price

Dated: _____
Veronica Price

Dated: _____
Jack Griffin

Dated: _____
Pamela Griffin

Dated: _____
Maria Busz

Dated: _____
Rae Jaffee

Dated: _____
Heidi Edwards

Dated: _____
Brian Edwards

Dated: _____
Jesse Swartz

Dated: _____
Michelle Swartz

Dated: _____
Karolann Kemenosh

Dated: _____
Scott Rullan


Dated: 3/3/2024
Charles Thonsen

Richard M. King, Jr., Esquire, NJ Attorney ID: 049431995
Timothy J. Mooney, Esquire, NJ Attorney ID: 306472019
Marisa J. Hermanovich, Esquire, NJ Attorney ID: 071372013
KINGBARNES
Attorneys At Law
2600 New Road, Suite A
Northfield, NJ 08225
(609) 522-7530
Attorneys for Plaintiffs

VERONICA & ED PRICE, et als.	:	STATE OF NEW JERSEY
	:	OFFICE OF ADMINISTRATIVE LAW
Plaintiffs,	:	
	:	OAL DOCKET NO: ADC 10543-23
v.	:	
	:	
CAPE MAY COUNTY AGRICULTURE	:	STIPULATION OF DISMISSAL
DEVELOPMENT COMMITTEE, et als.	:	
	:	
Defendants	:	
	:	
	:	

I hereby dismiss my appeal and relieve Richard M. King, Jr. of KingBarnes as my counsel in this matter.

Dated: 3-14-_____, 2024



JOSEPH FALLS