

Melinda

From: Ben Schorr <opra+request-66366-3a0cc437@requests.opramachine.com>
Sent: Monday, September 9, 2024 10:53 AM
To: OPRA requests at Oldmans Township
Subject: OPRA request - Waste water Management Plan

Dear Oldmans Township,

Please accept this electronic request for public records made under OPRA and the common law right of access. I am not required to fill out an official form or use a particular software platform to submit my request per NJSA 47:1A-6(f), which states that an email from a requestor including all of the information required on the adopted form shall suffice in place of a completed form as a valid government record request.

I HAVE NOT been convicted of any indictable offense under the laws of New Jersey, any other state, or the United States.

I WILL NOT use the requested government records for a commercial purpose.

I AM NOT seeking records in connection with a legal proceeding.

Records requested:

The township's Waste water Management Plan

My preferred delivery method for response(s) to this request is by E-mail as attachments. Please confirm you have received this request. If you are not the custodian of records, please forward my request to that person and provide their email address to me for future reference.

Yours faithfully,

Ben Schorr

Please deliver records electronically via email to the below UNIQUE address for all replies to this request:

opra+request-66366-3a0cc437@requests.opramachine.com

Is oldmansclerk@comcast.net the wrong address for OPRA requests to Oldmans Township? If so, please contact us using this form:

https://opramachine.com/change_request/new?body=oldmans_township

Disclaimer: This message and any reply that you make will be published on the internet. Our privacy and copyright policies:

<https://opramachine.com/help/officers>

View this OPRA request & responses online:

https://opramachine.com/request/waste_water_management_plan

Please note that in some cases publication of requests and responses will be delayed.

If you find this service useful as an OPRA custodian, please ask your web manager to link to us from your organisation's website.

"OPRAMachine's mission is to give people easy and affordable access to New Jersey public records.

For more information, contact us at: (732) 707-1628 or PO Box 3180, New Brunswick, NJ 08903."

OLDMANS TOWNSHIP

RESOLUTION 2023-165

AUTHORIZING CONSENT TO THE PROPOSED LOWER DELAWARE
WATER QUALITY MANAGEMENT (WQM) PLAN AMENDMENT

WHEREAS, the Township Committee of the Township of Oldmans wanted to provide for the orderly development of wastewater conveyance and treatment facilities within Oldmans Township; and

WHEREAS, the New Jersey Department of Environmental Protection ("NJDEP") requires that wastewater treatment and conveyance facilities and wastewater treatment service areas, as well as related subjects, be in conformance with an approved WQM plan; and

WHEREAS, the NJDEP has established the WQM plan amendment procedure as the method of incorporating unplanned facilities into a WQM plan; and

WHEREAS, a proposed sewer service area map entitled, "Gateway Business Park, Oldmans Township, Salem Map Revision for TWA No. 17-0067", prepared by the New Jersey Dept. of Environmental Protection was submitted to the Oldmans Township Committee.

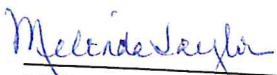
NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Oldmans that:

1. The Township Committee hereby consents to the Gateway Business Park, Oldmans Township, Salem County Map Revision for TWA 17-0067, to be publicly noticed in the New Jersey Register on January 2, 2024, prepared by Langan Engineering and Environmental Services, Inc. for incorporation into the applicable WQM plan.
2. This consent shall be submitted to the NJDEP in accordance with N.J.A.C. 7:15-3.5(g)6.

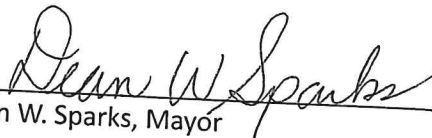
Adopted at a special meeting of the Township Committee of the Township of Oldmans held on Wednesday, December 27, 2023.

ATTEST:

OLDMANS TOWNSHIP

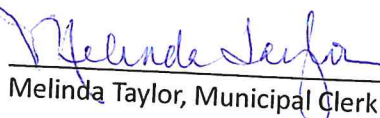


Melinda Taylor, Municipal Clerk



Dean W. Sparks, Mayor

I hereby certify that the foregoing Resolution was adopted by the Township Committee of the Township of Oldmans, County of Salem, State of New Jersey, at a regular meeting held on the 27th day of December, 2023.


Melinda Taylor, Municipal Clerk



Clint B. Allen
Member of New Jersey
and Pennsylvania Bars
callen@archerlaw.com
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Archer & Greiner, P.C.
1025 Laurel Oak Road
Voorhees, NJ 08043
856-795-2121 Main
856-795-0574 Fax
www.archerlaw.com

December 8, 2023

VIA EMAIL To clerk@oldmantownship.com & CERTIFIED MAIL - RRR

Mayor & Township Committee
Township of Oldmans
40 Freed Road
Pedricktown, New Jersey 08067
Attn: Melinda Taylor, Clerk

**Re: CP Land North, LLC / Kelly Logistics Park North
Request for Consent
Proposed Amendment to the Lower Delaware Water Quality Management Plan
Block 239, Lots 14, 16, 17, 17.01, 17.02, 18 & 19 / Carneys Point Township
Block 28.01, Lots 62, 63, 64, 65 & 66 / Oldmans Township
Our File No: COR.218.001**

Dear Mayor & Township Committee:

On behalf of our client, CP Land North, LLC, enclosed are six (6) copies each of the following items that we are submitting in connection with the above-captioned matter:

1. NJDEP Public Notice of Proposed Amendment to the Lower Delaware Water Quality Management Plan Amendment;
2. Carneys Point Township Sewerage Authority Buildout Analysis;
3. Proposed Sewer Service Area Map entitled, "Kelly Logistic Park North Carneys Point Township, Salem County PI#435441, AMD220004," prepared by NJDEP, consisting of one (1) page;
4. Proposed Sewer Service Area Map entitled, "Gateway Business Park Oldmans Township, Salem County Map Revision for TWA No. 17-0067," prepared by NJDEP, consisting of one (1) page; and
5. Proposed Form of Resolution Authorizing Consent to the Proposed Lower Delaware Water Quality Management (WQM) Plan Amendment.

CP Land North, LLC respectfully requests that the Township Committee for the Township of Carneys Point approve and, thereafter, adopt the enclosed Resolution memorializing its consent to allow for the NJDEP to amend the Lower Delaware Water Quality Management Plan to (i) extend sanitary sewer utility services to the proposed Kelly Logistics Park North development; and (ii) update the sewer service area (SSA) designation for portion of the Oldmans Township that are known as Block 28.01, Lots 62, 63, 64, 65 and 66.

The Kelly Logistics Park North development will consist of four (4) warehouse buildings, having a combined 2,023,830 +/- square feet of floor space together with car parking spaces, trailer parking spaces, and related site improvements, on land located along Wiley Road (N.J.S.H. Route 40) near the intersection of Wiley Road and Quilleytown Road in Carneys Point Township, Salem County, and is more particularly known as Block 239, Lots 14, 16, 17, 17.01, 17.02, 18, and 19 on the Official Carneys Point Township Tax Maps, within the Amended Kelly Farm Redevelopment Plan Area.

Portions of the Kelly Logistics Park North development are not currently located in an existing NJDEP sewer service area. For that reason, CP Land North, LLC applied to NJDEP to amend Water Quality Management Plan to allow for the entire Property to become part of a sewer service area.

As part of that application process, NJDEP requires that CP Land North, LLC request that the Township Committee grant its consent for the requested Water Quality Management Plan amendment for the Kelly Logistics Park North development.

Please note that the amendment to the WQMP is not associated with any new development within Oldmans Township.

NJDEP requires that the Township Committee grant its consent for an update of the sewer service area (SSA) designation for a portion of Oldmans Township that is known as Block 28.01, Lots 62, 63, 64, 65 and 66, and is located in the Gateway Business Park Expansion.

The Oldmans Township site is an Unassigned Sewer Service Area in the Salem County Wastewater Management Plan notwithstanding that NJDEP issued a Treatment Works Approval (No. 17-0067) for the Gateway Business Park Expansion to allow the conveyance of wastewater flows to the Carneys Point Township Sewerage Authority, but at that time the WQMP should have been amended accordingly to reflect the issued Treatment Works Approval (No. 17-0067).

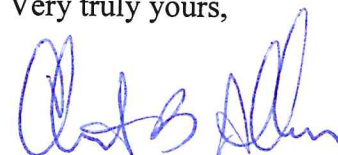
No new sewer connections or flow reservations are associated with the proposed WQMP Amendment involving Block 28.01, Lots 62, 63, 64, 65, and 66, and this amendment will finally update paper work to accurately reflect the current state of the Oldman's Township sewer service in the records for the State and Salem County.

We would greatly appreciate it if you could please review the enclosed items and, thereafter, provide us with any comments that you may have.

If you find the enclosed form of Resolution Authorizing Consent to the Proposed Lower Delaware Water Quality Management (WQM) Plan Amendment acceptable, we respectfully request that you please consider adopting the Resolution during your next meeting and, thereafter, return the adopted Resolution to us within the next sixty (60) days.

Should you have any questions, or require any additional information, please do not hesitate to contact me.

Very truly yours,



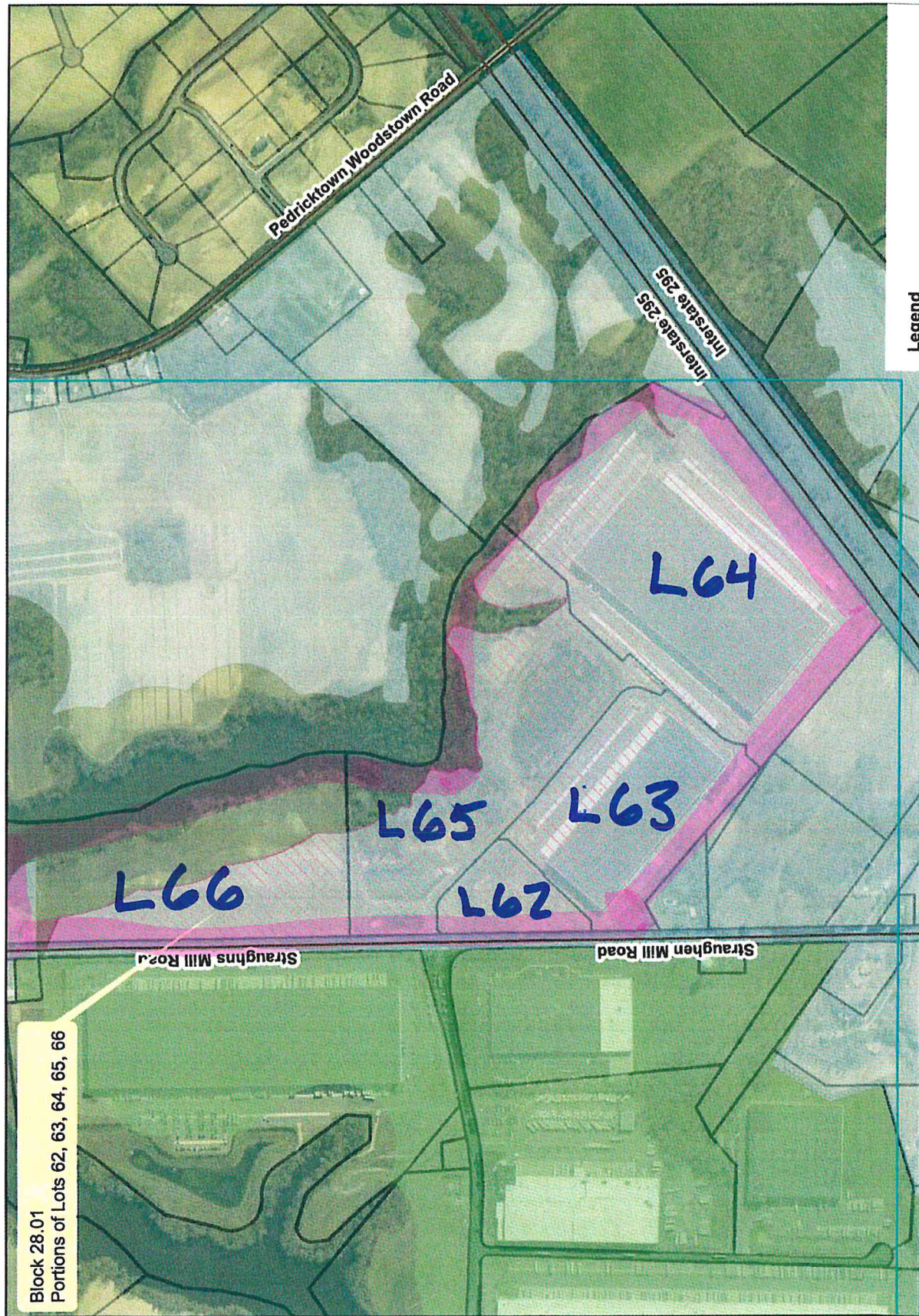
CLINT B. ALLEN

Enclosures

cc: Doug Armbruster (via email w/ encls.)
J.D. Barnes (via email w/ encls.)
Chris Greenwell (via email w/ encls.)
Botond Farkas (via email w/ encls.)
Ryan Lowry (via email w/ encls.)
Jacqueline M. Vigilante, Esquire (via email w/ encls.)
Thomas J. Tedesco, Jr., P.E. (via email w/ encls.)
Kevin Webb, P.E. (via email w/ encls.)
Jeff Dib, P.E. (via email w/encls.)
Robert March (via email w/ encls.)



Gateway Business Park
Oldmans Township, Salem County
Map Revision for TWA No. 17-0067



Legend

- Currently Adopted CPTSA Sewer Service Areas
- Currently Adopted Unassigned Sewer Service Areas
- Proposed Revised Sewer Service Area



PUBLIC NOTICE

ENVIRONMENTAL PROTECTION

WATERSHED AND LAND MANAGEMENT

DIVISION OF WATERSHED PROTECTION AND RESTORATION

Proposed Amendment to the Lower Delaware Water Quality Management Plan

Take notice that the New Jersey Department of Environmental Protection (Department) is seeking public comment on a proposed amendment to the Lower Delaware Water Quality Management (WQM) Plan in accordance with the New Jersey Water Quality Planning Act, N.J.S.A. 58:11-1 et seq., and the Water Quality Management Planning rules, N.J.A.C. 7:15. The proposed amendment, identified as the "Kelly Logistics Park North " (Program Interest No. 435441, Activity No. AMD220004) would expand the sewer service area (SSA) of the Carneys Point Township Sewerage Authority (CPTSA) Sewage Treatment Plant (STP) (NJPDES No. NJ0021601) by 103 acres to serve a proposed development that includes the construction of four warehouse buildings with a total footprint of approximately 2,048,000 square feet located on portions of Block 239, Lot 14, 15, 16, 17, 17.01, 17.02, and 19, in Carneys Point Township, Salem County. The total proposed area of disturbance is 245 acres, 10 acres of which are in the currently adopted SSA and 103 acres which are proposed to be added to the SSA. The project will generate a projected wastewater flow of 51,900 gallons per day (gpd) based on flow calculated in accordance with N.J.A.C. 7:14A-23.3. The amendment would also adopt an updated build-out analysis for the CPTSA STP SSA.

In addition, this amendment updates the sewer service area (SSA) designation of portions of Block 28.01, Lots 62, 63, 64, 65, and 66 in Oldmans Township, Salem County. During the review of the updated build-out analysis, the Department noted that the site is currently identified as Unassigned Sewer Service Area in the Salem County Wastewater Management Plan. However, on March 27, 2017, the Department

issued a Treatment Works Approval (No. 17-0067) for Gateway Business Park Expansion, for wastewater flows to be conveyed to the CPTSA STP. No expansion of the CPTSA STP is involved with the redesignation of the SSA.

This notice represents the Department's determination that the proposed amendment is compliant with the applicable regulatory criteria at N.J.A.C. 7:15, as described below.

In accordance with N.J.A.C. 7:15-3.3(b), site specific amendments are limited to proposed alterations to the eligible SSA needed to address a specific project or activity. N.J.A.C. 7:15-3.5(j)2 requires that site specific amendments proposing to add 100 or more acres or generating 20,000 gpd or more of wastewater flow shall include a proposed modification to the wastewater treatment capacity analysis prepared in accordance with N.J.A.C. 7:15-4.5(b) to include the proposed project or activity. The proposed project involves more than 100 acres and would generate 20,000 gpd or more of wastewater flow. A wastewater treatment capacity analysis modification was conducted by the CPTSA. The existing flow of the CPTSA STP, as calculated in accordance with N.J.A.C. 7:15-4.5(b)1, is 1.2 million gallons per day (mgd). The CPTSA STP is currently permitted to discharge up to 1.3 mgd. As such, there is currently capacity for the proposed project. However, the Salem County Wastewater Management Plan (WMP), adopted in 2016, identifies a potential deficit of 3.3 mgd for the currently adopted SSA; insufficient wastewater treatment capacity exists to accommodate the buildout of the SSA. The updated capacity analysis, based on the current zoning, identifies a reduction in the projected deficit to 2.6 mgd. Despite this reduction, Carneys Point Township continues to not have sufficient wastewater treatment capacity to support future wastewater management needs projected in the WMP. As such, the expansion of the SSA to include the proposed project may usurp capacity from areas currently within the adopted SSA. The CPTSA needs to evaluate strategies as to how they will manage the wastewater flows anticipated from the projected development within the SSA. The CPTSA is currently evaluating potential options such as diversion of the wastewater from a portion of the SSA to the Penns Grove STP and the expansion of the CPTSA STP.

However, no expansion of the CPTSA STP is currently proposed, and an antidegradation analysis and amendment of the WQM Plan would be necessary if an expansion is proposed.

Pursuant to N.J.A.C. 7:15-4.4(d), the following are not eligible for delineation as SSA, except as otherwise provided at N.J.A.C. 7:15-4.4(i), (j), (k), and (l): environmentally sensitive areas (ESAs) identified pursuant to N.J.A.C. 7:15-4.4(e), as any contiguous area of 25 acres or larger consisting of any of the following, alone, or in combination: endangered or threatened wildlife species habitat, Natural Heritage Priority Sites, riparian zones of Category One (C1) waters and their tributaries, or wetlands; coastal planning areas identified at N.J.A.C. 7:15-4.4(f), and; ESAs subject to 201 Facilities Plan grant conditions pursuant to N.J.A.C. 7:15-4.4(g). The Department conducted an evaluation of the project site using a GIS shapefile provided by the applicant compared to the Department's GIS data layers available at <https://gisdata-nidep.opendata.arcgis.com/> and/or other information as noted below, to determine the presence of any such areas in accordance with N.J.A.C. 7:15-4.4(e), (f), and (g) and made the following findings:

- The Department determined that the expanded SSA contains endangered and threatened wildlife species habitat Rank 4 for the Bald Eagle based on the Department's Landscape Maps of Habitat for Endangered, Threatened or Other Priority Wildlife "Landscape Project Data" Version 3.3 GIS data layers. Pursuant to N.J.A.C. 7:15-4.4(j)2, the applicant submitted a Habitat Suitability Determination (HSD), dated April 2022, prepared in accordance with N.J.A.C. 7:15-4.6. The HSD determined that the area of proposed SSA mapped as bald eagle nest habitat is largely limited to the area of the site that is currently developed and/or disturbed with agricultural use (cropland.) The proposed SSA contains minimal conflict within forested habitat in the western portion of the site, which is largely comprised of edge habitat along an agricultural field. Trees in this area are generally at a successional stage and do not meet nesting requirements for the bald eagle. Based on the above findings, the HSD concluded the area of proposed SSA does not provide suitable nest habitat for the bald eagle. The Department

conducted a review of the HSD and all relevant endangered or threatened species information and site data and largely concurred with the HSD conclusion. While Department records do show an active bald eagle nest approximately 0.5 miles to the east, the site falls outside of the critical 1000-foot nest buffer where activities might have a direct impact on the nest. In accordance with N.J.A.C. 7:15-4.7(e)1, the Department determined any potential impacts would be minor and not adversely impact the local eagle nesting habits.

- The Department determined that the proposed SSA does not contain any areas mapped as Natural Heritage Priority Sites based on the “Natural Heritage Priority Sites” GIS data layer, in accordance with N.J.A.C. 7:15-4.4(e)2.
- The Department determined that the proposed SSA does not contain any C1 waters or 300-foot riparian zones along any C1 waters or upstream tributaries within the same HUC-14 watershed of any C1 waters based on the “Surface Water Quality Standards” GIS data layer, in accordance with N.J.A.C. 7:13-4.1(c)1 and 7:15-4.4(e)3.
- The Department determined that there are wetlands located on the project site based on the “Wetlands 2012” GIS data layer, in accordance with N.J.A.C. 7:15-4.4(e)4; however, pursuant to N.J.A.C. 7:15-4.4(j)3, the applicant provided a Freshwater Wetlands Letter of Interpretation (LOI)/Line Verification File # 1713-20-0004.1 FWW 140001 and File #1 713-21-0001.1 FWW 200001 confirming that no contiguous area of wetlands, alone or in combination with other ESAs of 25 acres or more are located within the proposed sewer service area.
- The Department determined that the proposed SSA does not contain any areas mapped as Fringe Planning Areas, Rural Planning Areas, or Environmentally Sensitive Planning Areas within the Coastal Area Facility Review Act (CAFRA) zone based on the “CAFRA (polygon)” GIS layer and the “State Plan Data” GIS layer, in accordance with N.J.A.C. 7:15-4.4(f).

- The Department determined that there are no 201 Facilities Plan grant conditions applicable to the project based on the U.S. Environmental Protection Agency (USEPA) list of New Jersey Grantees with ESA Grant Conditions at <https://www.epa.gov/npdes-permits/environmentally-sensitive-area-esa-grant-condition-waiver-program-region-2> in accordance with N.J.A.C. 7:15-4.4(g).

Pursuant to N.J.A.C. 7:15-4.4(h)1 and 2, the Department considered the land uses allowed in adopted zoning ordinances, future land uses shown in adopted municipal and county master plans, and other local land use objectives. Carneys Point Township Planning Board adopted Resolution# 2022-38, on October 11, 2022, granting Preliminary and Final Major Site Plan Approval and Preliminary and Final Major Subdivision Approval. The Salem County Board of County Commissioners adopted Resolution # 2023-228 on May 17, 2023 in support of the proposed amendment.

This notice is to inform the public that a plan amendment has been proposed for the Lower Delaware WQM Plan. All information related to this plan and the proposed amendment is located at:

New Jersey Department of Environmental Protection
Division of Watershed Protection & Restoration
Bureau of NJPDES Stormwater Permitting and Water Quality Management
Water Quality Management Planning Program
PO Box 420, Mail Code 501-02A
501 East State Street
Trenton, New Jersey 08625-0420

The Department's file is available for inspection between 9:00 A.M. and 4:00 P.M., Monday through Friday, upon request. An appointment to inspect the file must be arranged by calling the Bureau of NJPDES Stormwater Permitting & Water Quality Management at (609) 633-7021.

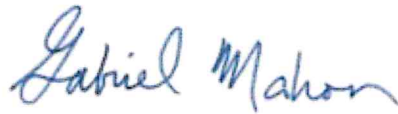
Interested persons may submit written comments on the proposed amendment to the Department at the address cited above or at the email: wqmp.publiccomments@dep.nj.gov. Comments

should reference Program Interest No. 435441, Activity No. AMD220004 and must be submitted within 30 days of the date of this public notice.

Interested persons may request in writing that the Department hold a nonadversarial public hearing on the amendment or extend the public comment period specified in this notice. Such requests should reference Program Interest No. 435441, Activity No. AMD220004 and must demonstrate sufficient public interest for the public hearing or extension of the comment period, as defined at N.J.A.C. 7:1D-5.2(d). The request must be submitted within 30 days of the date of this notice to the Department address cited above. Should the Department decide to hold a public hearing, additional notice will be published in a future issue of the New Jersey Register and the comment period will be extended to 15 days after the public hearing. All comments submitted prior to the close of the comment period shall be considered by the Department before making a final decision on the proposed amendment.

Sewer service is not guaranteed should this amendment be adopted as it represents only one part of the permit process and other issues may need to be addressed. Inclusion in the SSA as a result of the approval of this amendment does not eliminate the need to obtain all necessary permits, approvals or certifications required by any Federal, State, county or municipal review agency with jurisdiction over this project/activity.

11/15/2023
Date



Gabriel Mahon, Bureau Chief
Bureau of NJPDES Stormwater Permitting and Water Quality Management
Division of Watershed Protection and Restoration
NJ Department of Environmental Protection

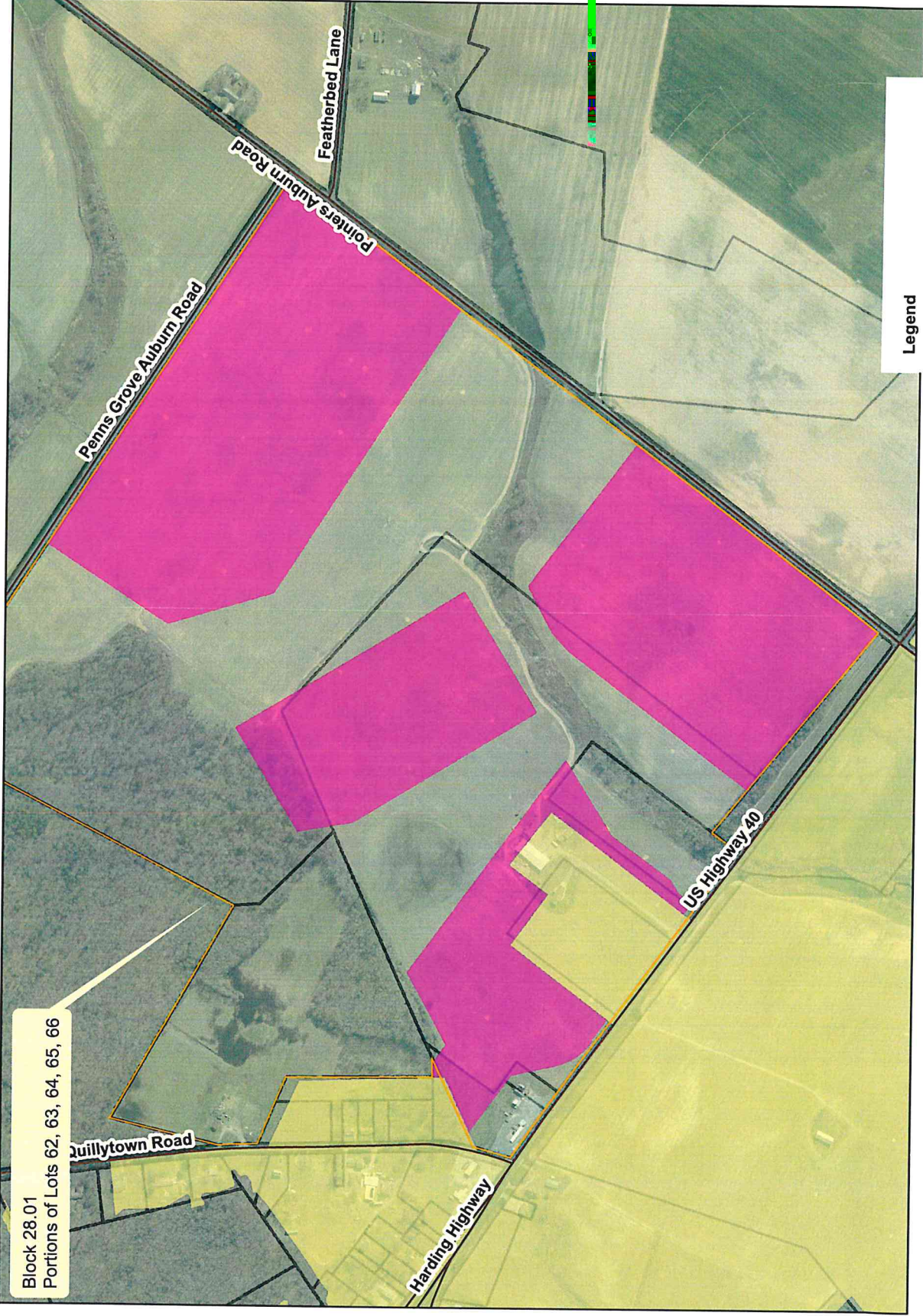


Gateway Business Park
Oldmans Township, Salem County
Map Revision for TWA No. 17-0067





Kelly Logistic Park North
Carneys Point Township, Salem County
PI#435441, AMD220004



Legend

- Project Site
- Currently Adopted Sewer Service Areas
- Proposed Sewer Service Area



Table 5: CPTSA Buildout Analysis		
Name of Facility:	Carneys Point Township SA	
1. Existing or proposed facility:	Existing	
2. New Jersey Pollutant Discharge Elimination System Permit Number:	NJ 0021601	
3. Discharge to ground water (DGW) or surface water (DSW):	DSW- A	
4. Receiving water or aquifer:	Delaware River	
5. Classification of receiving water or aquifer:	Mainstem Delaware-Zone 5	
6. Owner of facility:	Carneys Point Township Sewerage Authority	
7. Operator of facility:	Carneys Point Township Sewerage Authority	
8. Co-Permittee of facility (where applicable):	N/A	
9. Location of facility:		
a. Municipality & County	Carneys Point Twp, Salem County	
b. Street address	Cleveland & E Streets Carneys Point, NJ 08069	
c. Block(s) and Lot(s)	Block 157, Lot 2	
10. Location of discharge (i.e. degrees, minutes, seconds):	a. Longitude 75°21'32" b. Latitude 39°42'40" or c. State Plane Coordinates x 217730; y 321273	
11. Present permitted flow or permit condition (DSW) or daily maximum (DGW):	1.3 MGD	
*12. Summary of population served/to be served including major seasonal fluctuations:	Current (Year 2021) Population	Future Population (Full Buildout)
Municipality: Carneys Point	5,416	15,033
Municipality: Oldmans Twp	Commercial Only	Commercial Only
Total	5,416	15,033
13. Summary of wastewater flow received/to be received as a 30-day average flow for DSW or a daily maximum flow for DGW:	Current Year Flow (2021) MGD	Full Buildout Flow MGD
Municipality:	Carneys Point	Carneys Point
Residential flow	0.647	1.700
Commercial flow	0.237	1.985
Industrial flow	0.034	0.099
Infiltration/Inflow	N/A	N/A
Municipal Total	0.917	3.784
Municipality:	Oldmans Twp	Oldmans Twp**
Residential flow	0.000	0.000
Commercial flow	0.055	0.163
Industrial flow	0.000	0.000
Infiltration/Inflow	N/A	N/A
Municipal Total	0.055	0.163
Facility Total	0.972	3.947

Based on the projected development in the sewer service area, this facility will need to be expanded at some point in the future. No expansion is currently proposed, however, at the time an expansion of the wastewater treatment facility permitted flow is needed, an amendment of the WQM Plan would be necessary.

*Source: ACS 2021: Population estimates obtained by multiplying Existing/Projected Households by 2.43 persons per HH;

**Future flows for Oldmans Twp are based on full use of the sewer allocations for the Gateway Business Park (123,000 gpd) and the NJ Turnpike Rest Area (40,000 gpd)



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of Water Resources Management Coordination

P.O. Box 420, 401 East State Street

Mail Code 401-02A

Trenton, NJ 08625-0439

Tel: (609) 777-4359

Fax: (609) 292-0913

<http://www.state.nj.us/dep/wrm/>

CHRIS CHRISTIE

Governor

KIM GUADAGNO

Lt. Governor

BOB MARTIN

Commissioner

David Palcutta
Sickels & Associates, Inc.
Sherwood Mews
833 Kings Highway
Woodbury, NJ 080963110

JAN 15 2016

Re: Partial Salem County Wastewater Management Plan (WMP)
Amendment to the Lower Delaware Water Quality Management Plan (WQMP)
Program Interest No.: 435441
Activity No.: WMP130003
Adopted Amendment

Dear Mr. Palcutta:

A plan amendment proposal was submitted to the Department of Environmental Protection (Department). This amendment, prepared by the Salem County Planning Department and Sickels and Associates, and submitted on behalf of the Salem County Board of Chosen Freeholders, as the wastewater management planning agency, adopts a partial WMP for Salem County. The partial Salem County WMP incorporates the current Pennsville Township WMP; replaces the current Salem City, Alloway Township, and Quinton Township WMP; replaces the outdated Carneys Point Sewerage Authority (which includes Carneys Point Township and Penns Grove Borough), Lower Alloways Creek Township, and Woodstown Sewerage Authority WMPs; and creates WMP chapters for all 15 municipalities, including the following municipalities that never had an adopted WMP: Elmer Borough, Elsinboro Township, Mannington Township, Oldmans Township, Pilesgrove Township, Pittsgrove Township, and Upper Pittsgrove Township. Upon adoption, all components of this partial WMP will share the same adoption date.

This amendment was prepared pursuant to the New Jersey Water Quality Planning Act, N.J.S.A. 58:11A-1 et seq., the Water Quality Management Planning rule, N.J.A.C. 7:15, and Section 9 of P.L. 2011, c.203, as amended and supplemented by P.L. 2013, c.188, which allows the wastewater management planning agency to prepare and submit, and the Department to accept and adopt portions of a WMP, in addition to that portion that provided for the designation of a sewer service area (SSA). The Salem County Future Wastewater Service Area (FWSA) map, which designates SSA for Salem County, was adopted on September 19, 2013 (45 N.J.R. 2403(a)). Utilizing the adopted FWSA map, with the addition of approximately 148 acres of proposed SSA in Pittsgrove Township for the "Pepco development," the County performed a County-wide build-out analysis, which determines future wastewater need, evaluated the capacity of treatment facilities to meet future wastewater needs, and

completed a septic area carrying capacity analysis (referred to as "Nitrate Dilution Analyses" in the WMP) as well as a water supply availability analysis. The Salem County WMP summarizes the analyses and results in a County summary, while also detailing the analyses in individual municipal chapters. The WMP also includes maps depicting existing and future treatment works facilities and associated SSAs, sewer infrastructure mapping, municipal zoning, and environmentally sensitive area mapping on individual municipal maps as well as larger County-scale mapping. Finally, the WMP includes a Septic Management Plan and Appendices containing a separate nitrate dilution analyses report for non-compliant municipalities, a previously prepared WMP for Pilesgrove Township referenced in the Pilesgrove municipal chapter, and a septic area carrying capacity analyses for Pittsgrove Township prepared by Clarke Caton Hintz, all for reference only. The partial WMP does not include measures to address total maximum daily loads or incorporation of local ordinances governing riparian areas, steep slopes, and stormwater.

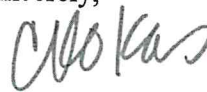
This amendment proposal was noticed in the New Jersey Register on October 19, 2015 at 47 N.J.R. 2640(a) and comments from the WMP agency were received during the comment period. The WMP agency comments indicated that there was a duplicate paragraph in the Elsinboro chapter of the WMP document as well as incorrect information indicating that the municipality was not in the CAFRA area. The Department also noted that the Pennsville Township chapter summary did not expressly indicate that the previously adopted Pennsville Township WMP has been fully incorporated into the Salem County WMP, no longer a stand-alone document, taking on the expiration date of the County WMP. Additionally, the Department found that the following paper maps had errors: The County "Map 3 – Future Wastewater Service Area" incorrectly displayed an earlier version of the SSA mapping, showing small portions of wetlands in the SSA in Carneys Point Township, Oldmans Township, Salem City, Quinton Township, and Woodstown Borough that were previously removed from the adopted Salem County FWSA map, on which this WMP is based; Carneys Point Township municipal "Map 3 – Future Sewer Service Area" also inadvertently included wetlands; Pittsgrove Township municipal "Map 3 – Future Sewer Service Areas" inadvertently excluded SSA for NJPDES sites 30, 32, and 33; and City of Salem municipal "Map 3 – Future Sewer Service Area" erroneously removed all SSA. Upon review of comments made by the WMP agency and the narrative and mapping errors identified by the Department, the Department is adopting this amendment with minor changes to text in the WMP document pursuant to N.J.A.C. 7:15-3.4(g)9ii, removing duplicate text in the Elsinboro chapter, on page 1, and removing incorrect information that the municipality was not in the CAFRA area, and providing clarification in the Pennsville Township chapter summary that the previously adopted Pennsville Township WMP has been fully incorporated into the Salem County WMP, as well as utilizing the correct Map 3s for each area identified above. These minor changes do not effectively destroy the value of the public notice of the amendment as they are technical/administrative corrections or clarifications only.

Since this amendment was prepared in accordance with the provisions of the New Jersey Water Quality Planning Act (N.J.S.A. 58:11A-1 et seq.), the Statewide Water Quality Management Planning rules (N.J.A.C. 7:15), and P.L. 2011, c203, as amended and supplemented by P.L. 2013, c.188, I am pleased to inform you that this amendment is now formally adopted as of the date of the final adoption notice, which is attached to this letter. The enclosed adoption notice includes a summary of all comments received during the comment period and the Department's responses. Final notice of this adoption will be placed in the New Jersey Register.

This amendment represents only one part of the permit process and other issues may need to be addressed prior to final permit issuance. These issues may include, but are not limited to, the following: compliance with stormwater regulations; antidegradation; effluent limitations; water quality analysis; exact locations and designs of future treatment works; development in wetlands and flood prone areas, or other environmentally sensitive areas which are subject to regulation under Federal or State statutes or rules. Approval of this amendment does not eliminate the need for any permits, approvals or certifications required by any Federal, State, County or municipal review agency with jurisdiction over this project/activity. Sewer service to any particular project is subject to contractual arrangements between municipalities, authorities and/or private parties, and is not guaranteed by this amendment.

Please place, at the top of all future written correspondence submitted to the Department in regards to this matter, the program interest and the activity numbers found above. If you have any questions on this matter, please contact Jaime Murray at (609) 984-0361 or Jaime.Murray@dep.nj.gov.

Sincerely,



Colleen Kokas, Director
Office of WRM Coordination

Enclosure

- c: Salem County Clerk of the Board of Chosen Freeholders
All Salem County Municipal Clerks via email
Matthew Goff, Salem County Department of Planning and Agriculture
Kevin Rijs, Alaimo Group
Ron Bannister, NJDEP, DWQ, BNPC
James Pontoriero, NJDEP, DWQ, BMFCP
Barbara Greenhalgh-Weidman, NJDEP, OWRMC
Jaime Murray, NJDEP, OWRMC

DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF WATER RESOURCES MANAGEMENT COORDINATION

Adopted Amendment to the Lower Delaware Water Quality Management Plan

Public Notice

Take notice that on **JAN 15 2016**, pursuant to the provisions of the New Jersey Water Quality Planning Act, N.J.S.A. 58:11A-1 et seq., the Statewide Water Quality Management Planning rules (N.J.A.C. 7:15-3.4), and Public Law (P.L.) 2011, c.203, as amended and supplemented by P.L. 2013, c.188, an amendment to the Lower Delaware Water Quality Management Plan (WQMP) was adopted by the Department of Environmental Protection (Department). This amendment, prepared by the Salem County Planning Department and Sickels and Associates, and submitted on behalf of the Salem County Board of Chosen Freeholders, as the wastewater management planning agency, adopts a partial Wastewater Management Plan (WMP) for Salem County (Project Identification No. 435441, Activity No. WMP130003). The partial Salem County WMP incorporates the current Pennsville Township WMP; replaces the current Salem City, Alloway Township, and Quinton Township WMP; replaces the outdated Carneys Point Sewerage Authority (which includes Carneys Point Township and Penns Grove Borough), Lower Alloways Creek Township, and Woodstown Sewerage Authority WMPs; and creates WMP chapters for all 15 municipalities, including the following municipalities that never had an adopted WMP: Elmer Borough, Elsinboro Township, Mannington Township, Oldmans Township, Pilesgrove Township,

Pittsgrove Township, and Upper Pittsgrove Township. Upon adoption, all components of this partial WMP will share the same adoption date.

This amendment has been prepared pursuant to the New Jersey Water Quality Planning Act, N.J.S.A. 58:11A-1 et seq., the Water Quality Management Planning rule, N.J.A.C. 7:15, and Section 9 of P.L. 2011, c.203, as amended and supplemented by P.L. 2013, c.188, which allows the wastewater management planning agency to prepare and submit, and the Department to accept and adopt portions of a WMP, in addition to that portion that provided for the designation of a sewer service area (SSA). The Salem County Future Wastewater Service Area (FWSA) map, which designates SSA for Salem County, was adopted on September 19, 2013 (45 N.J.R. 2403(a)). Utilizing the adopted FWSA map, with the addition of approximately 148 acres of proposed SSA in Pittsgrove Township for the “Pepco development” (described in detail below), the County performed a County-wide build-out analysis, which determines future wastewater need, evaluated the capacity of treatment facilities to meet future wastewater needs, and completed a septic area carrying capacity analysis (referred to as “Nitrate Dilution Analyses” in the WMP) as well as a water supply availability analysis. The Salem County WMP summarizes the analyses and results in a County summary, while also detailing the analyses in individual municipal chapters. The WMP also includes maps depicting existing and future treatment works facilities and associated SSAs, sewer infrastructure mapping, municipal zoning, and environmentally sensitive area mapping on individual municipal maps as well as larger County-scale mapping. Finally, the WMP includes a Septic Management Plan and Appendices containing a separate nitrate dilution analyses report for non-compliant municipalities as described below, a

previously prepared WMP for Pilesgrove Township referenced in the Pilesgrove municipal chapter, and a septic area carrying capacity analyses for Pittsgrove Township prepared by Clarke Caton Hintz, all for reference only. The partial WMP does not included measures to address total maximum daily loads or incorporation of local ordinances governing riparian areas, steep slopes, and stormwater.

Where the visual depiction of future SSA on County and municipal mapping does not clearly indicate the specific SSA associated with the wastewater treatment facilities, the Statewide digitized Sewer Service Area mapping does. The publically available SSA mapping is available for viewing on NJ Geo-web at <http://www.nj.gov/dep/gis/geowebsplash.htm>. It is also available for download to use in ArcGIS at <http://www.nj.gov/dep/gis/stateshp.html>.

As stated above, this amendment adds approximately 148 acres of SSA to the previously adopted Salem County FWSA map on Block 2701, Lot 63; Block 3001, Lots 1, 2, 20, 22, 22.01, 38, and 39; and Block 3002, Lot 1, in Pittsgrove Township, Salem County for the “Pepco development,” which is pursuing a New Jersey Pollutant Discharge Elimination System (NJDPES) surface water discharge permit for approximately 12,000 gallons per day of wastewater. This site is also referred to as “Atlantic City Electric” in the Pittsgrove Township chapter. In accordance with N.J.A.C. 7:15-5.24, environmentally sensitive areas (ESAs) were assessed to determine what areas are appropriate for inclusion in the SSA. ESAs are defined, based on a composite geographic information systems (GIS) analysis, as contiguous areas of 25 acres or larger consisting of habitat for threatened and endangered species as identified on the Landscape Project Maps of Habitat for Endangered, Threatened or

Other Priority Species, Natural Heritage Priority Sites, Category One (C1) special water resource protection areas, and wetlands, alone or in combination. ESAs are required to be excluded from the SSA except as provided in accordance with N.J.A.C. 7:15-5.24(e)-(h).

This amendment removes from SSA a 300 foot C1 buffer on a Maurice River tributary in the northeastern portion of the Pepco site as well as a 300 foot C1 buffer on Muddy Run on the western portion of the site. Additionally, Landscape Project Mapping version 3.1 identified State Endangered Bald Eagle and State Threatened Red Headed Woodpecker habitats onsite. A Habitat Suitability Determination Report, completed by the Lomax Consulting Group (November 2013) was reviewed by the Department. The Department found, additionally, that Landscape Project Mapping version 3.1 did not incorporate a 2011 State Threatened Barred Owl sighting to the south, and, taking into account the suitability of Bald Eagle and Red Headed Woodpecker habitats, as well as Barred Owl, the Department recommended removal of these habitat areas from the SSA. The adopted SSA mapping reflects these recommendations at the Pepco site. The Department has determined that the removal of these ESAs from the SSA meets the requirements at N.J.A.C. 7:15-5.24(b). There were no Natural Heritage Priority Sites or wetlands identified on the site.

In accordance with N.J.A.C. 7:15-5.25(c) and (d)1 an environmental build-out analysis (build-out) was conducted for each SSA. For parcels in the existing SSA that are already connected to the associated treatment works facility, wastewater flow is calculated utilizing discharge monitoring report data (actual wastewater flows). Wastewater flow that would arise from undeveloped developable land within the future SSA is calculated in accordance with

N.J.A.C. 7:14A-23.3 using a parcel based method, utilizing zoning. The existing wastewater flow and future wastewater flow are combined to determine the total projected wastewater flow for each SSA and that total is then compared to the permitted capacity of the associated treatment works facility serving that area. The build-out for Penns Grove Borough is based on population data as detailed in the Salem County WMP instead of the parcel-based build-out method as this municipality meets the definition of an “Urban Municipality” as defined at N.J.A.C. 7:15-1.5.

In accordance with N.J.A.C. 7:15-5.25(d)2, potential wastewater generation from each SSA shall not exceed the permitted capacity for each facility. However, pursuant to P.L. 2011, c.203, as amended and supplemented by P.L. 2013, c.188, the Department, in consultation with the applicable wastewater management planning agency, may approve the inclusion of land within a SSA notwithstanding that existing treatment works may not currently have the assured capacity to treat wastewater from such land without infrastructure improvements or permit modification. Therefore, amendments may be approved if such actions are compliant with the applicable sections of the Water Quality Management Planning rule regardless of whether capacity has been fully assessed. The following facilities will require new or expanded capacity to accommodate the SSA at build-out: Carneys Point Sewerage Authority (SA) wastewater treatment facility, which is permitted to discharge 1.3 million gallons per day (MGD) serves Carneys Point Township and Oldmans Township. The SSA build-out for Carneys Point is 2.192 MGD and the SSA build-out for Oldmans is 1.362 MGD, with a total Carneys Point SA SSA build-out of 3.554 MGD, resulting in a future wastewater capacity deficit of 2.254 MGD. Elmer Borough’s SSA would discharge to a future facility, which

would need to treat 0.142 MGD of wastewater as projected by the build-out analysis, and the build-out for the proposed future Pepco SSA in Pittsgrove Township is projected to be 12,000 gallons per day.

In areas outside of SSAs, the wastewater management alternative is onsite discharge to ground water of 2,000 gallons per day or less, commonly referred to as septic systems. The assessment of water quality impacts from development on septic systems relies on nitrate concentrations; therefore, the septic carrying capacity analysis determines the capacity to support septic systems without violating the ground water quality standard for nitrate of 2 mg/L. The analysis compares the total number of septic systems allowed in each HUC 11 watershed, in each municipality (based on the number of acres per septic system allowable that provide adequate dilution of nitrate, calculated using the Department's Wastewater Estimator tool), to the total number of systems projected in the septic area based on current zoning. If the number of septic systems based on zoning is greater than the number of systems allowed to reach nitrate dilution standards, then that municipality does not meet the 2 mg/L standard. Even though P.L. 2013, c.188 allows portions of a WMP to be submitted and adopted, those phased portions must still comply with the nitrate dilution standard and the Water Quality Management Planning rule at N.J.A.C. 7:15-5.25. Salem County has adopted septic carrying capacity analyses for the City of Salem, Woodstown Borough, and Penns Grove Borough, all of which comply with N.J.A.C. 7:15-5.25(e) and the nitrate standard, while analyses for the remaining municipalities are not compliant and are included for reference only in Appendix A. These municipalities do not have sufficient ability to meet

nitrate standards as currently zoned, and have not yet taken measures to ensure compliance as outlined at N.J.A.C. 7:15-5.25(e)1iv-v.

In accordance with N.J.A.C. 7:15-5.25(e)3, it shall be demonstrated that areas to be served by individual subsurface sewage disposal systems (ISSDS), also called septic systems, are subject to a mandatory maintenance program, such as an ordinance, which ensures that all ISSDS are functioning properly. This shall include requirements for periodic pump out and maintenance, as needed. The Salem County WMP includes a Septic Management Plan, however, the plan is not mandatory, therefore not in strict compliance with N.J.A.C. 7:15-5.25(e)3. The Septic Management Plan develops a spreadsheet model utilizing Microsoft Access as the database to inventory current and new ISSDS in the County, outlines a notification process for updating homeowners of regular ISSDS maintenance schedules and for owners to report maintenance activity, includes methods for public education on ISSDS maintenance, and includes an assessment of existing software capabilities and available Salem County Health Department staffing to be utilized in an effort to define the database format and procedures that would complement available resources.

In accordance with N.J.A.C. 7:15-5.25(f), water supply analyses have been performed to evaluate whether the water supply needs can be met with existing, new or expanded water supplies that do not conflict with the currently adopted New Jersey State Water Supply Plan (NJSWSP). Where the Department determines that there is insufficient existing water supply available to provide for the needs identified based on existing water allocation permits and the available water supply established in the current NJSWSP, regional water supply plans or

adopted TMDLs, the WMP agency must identify measures to ensure an adequate water supply as outlined in N.J.A.C. 7:15-5.25(f)2i-iv. It should be noted that until such time that the NJSWSP, which was adopted in August of 1996, is updated, the Department is not requiring a comparison analysis of estimated water availability to water supply demand outside of public water supply areas. The results indicate that the water purveyor, New Jersey American Water (NJAW), supplying Carneys Point Township, Oldmans Township, and the Borough of Penns Grove, does not currently have sufficient water allocation to support future water demands projected by the plan, however, NJAW could supply more than the current allocation if necessary. Similarly, the Borough of Woodstown appears to have sufficient monthly allocation to accommodate the SSA water supply build-out, but the annual diversion may be exceeded if the complete SSA build-out is realized. As development occurs within the Borough, limited water supply alternatives such as interconnection to NJAW, construction of new wells, and desalination are available. Steps to be taken to ensure adequate water supply in Woodstown Borough are discussed in further detail in Woodstown's municipal chapter. Pittsgrove Township does not own or operate any public community water supply facilities, wells, or distribution mains; therefore the anticipated Pepco development in the Pepco SSA is proposing to utilize individual wells to meet the future water supply needs of the facility. The projected water demand for the Pepco SSA is 12,875 gallons per day. Water supply analyses have demonstrated that there is sufficient water supply available for all other development served by public water supply areas within the County.

This amendment proposal was noticed in the New Jersey Register on October 19, 2015 at 47 N.J.R. 2640(a) and comments were received from the WMP agency during the comment period.

The WMP agency provided comments that there was a duplicate paragraph in the Elsinboro chapter of the WMP document as well as incorrect information indicating that the municipality was not in the CAFRA area. The Department also noted that the Pennsville Township chapter summary did not expressly indicate that the previously adopted Pennsville Township WMP has been fully incorporated into the Salem County WMP, no longer a stand-alone document, taking on the expiration date of the County WMP. Additionally, the Department found that the following paper maps had errors: The County “Map 3 – Future Wastewater Service Area” incorrectly displayed an earlier version of the SSA mapping, showing small portions of wetlands in the SSA in Carneys Point Township, Oldmans Township, Salem City, Quinton Township, and Woodstown Borough that were previously removed from the adopted Salem County FWSA map, on which this WMP is based; Carneys Point Township municipal “Map 3 – Future Sewer Service Area” also inadvertently included wetlands; Pittsgrove Township municipal “Map 3 – Future Sewer Service Areas” inadvertently excluded SSA for NJPDES sites 30, 32, and 33; and City of Salem municipal “Map 3 – Future Sewer Service Area” erroneously removed all SSA. Upon review of comments made by the WMP agency and the narrative and mapping errors identified by the Department, the Department is adopting this amendment with minor changes to text in the WMP document pursuant to N.J.A.C. 7:15-3.4(g)9ii, removing duplicate text in the Elsinboro chapter, on page 1, and removing incorrect information that the municipality was not in the

CAFRA area, and providing clarification in the Pennsville Township chapter summary that the previously adopted Pennsville Township WMP has been fully incorporated into the Salem County WMP, as well as utilizing the correct Map 3s for each area identified above. These minor changes do not effectively destroy the value of the public notice of the amendment as they are technical/administrative corrections or clarifications only.

In addition to the specific comments addressed above, in response to Salem County's request for consent to this proposed amendment, Alloway Township, Carneys Point Sewage Authority, Carneys Point Township, Elmer Borough, Lower Alloways Creek Township, Oldmans Township, Penns Grove Sewage Authority, Pennsville Sewage Authority, Pilesgrove Township, Quinton Township, the Salem Board of Chosen Freeholders, Salem City, Upper Pittsgrove Township, Woodstown Borough, and Woodstown Water & Sewer Department all submitted resolutions consenting to the amendment. The following entities were asked to consent, however did not respond: Elsinboro Township, Mannington Township, Pennsville Township, the Delaware River Basin Commission, Penns Grove Borough, Elmer Borough Water Supply Department, Salem Water Department, and the New Jersey American Water Company.

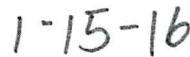
This amendment represents only one part of the permit process and other issues may need to be addressed prior to final permit issuance. These issues may include, but are not limited to the following: compliance with stormwater regulations; antidegradation; effluent limitations; water quality analysis; exact locations and designs of future treatment works; development in wetlands and flood prone areas, or other environmentally sensitive areas which are subject to

regulation under Federal or State statutes or rules. Approval of this amendment does not eliminate the need for any permits, approvals or certifications required by any Federal, State, County or municipal review agency with jurisdiction over this project/activity.

Sewer service to any particular project is subject to contractual allocations between municipalities, authorities and/or private parties, and is not guaranteed by this amendment.



Colleen Kokas, Director
Office of WRM Coordination
Department of Environmental Protection



Date

OLDMANS TOWNSHIP

RESOLUTION 2015-121

Consenting to the Proposed Water Quality Management (WQM) Plan
Amendment for the Lower Delaware Water Quality Management Plan (WQMP)

WHEREAS, the Oldmans Township Committee desires to provide for the orderly development of wastewater facilities within Oldmans Township; and

WHEREAS, the New Jersey Department of Environmental Protection (NJDEP) requires that proposed wastewater treatment and conveyance facilities and wastewater treatment service areas, as well as related subjects, be in conformance with an approved WQM plan; and

WHEREAS, the NJDEP has established the WQM plan amendment procedure as the method of incorporating unplanned facilities into a WQM plan; and

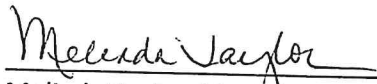
NOW THEREFORE BE IT RESOLVED on this 14th day of October, 2015 by the governing body of Oldmans Township that:

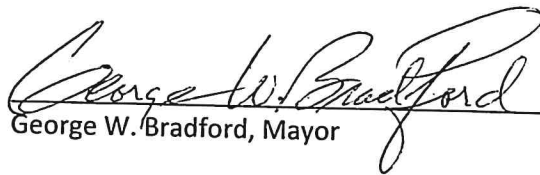
1. The Oldmans Township Committee hereby consents to the amendment for the Lower Delaware Water Quality Management Plan, for the purpose of its incorporation into the applicable WQM plan.
2. This consent shall be submitted to the NJDEP in accordance with N.J.A.C. 7:15-3.4.

Adopted: October 14, 2015

ATTESTED BY:

OLDMANS TOWNSHIP


Melinda Taylor, Municipal Clerk


George W. Bradford, Mayor

I do hereby certify that the foregoing is a true copy of a Resolution passed by the Oldmans Township Committee at a meeting duly held on October 14, 2015.

Melinda Taylor, Municipal Clerk

XFINITY Connect

oldmansclerk@comcast.net

± Font Size ▾

Salem County WMP- Preliminary Public Notice

From : David Palgutta <DPalgutta@sickelsassoc.com>

Mon, Oct 05, 2015 02:07 PM

Subject : Salem County WMP- Preliminary Public Notice 1 attachment**To :** oldmansclerk@comcast.net

Dear Ms. Taylor,

Oldmans Township has recently received a letter from the Salem County Department of Planning & Agriculture requesting consent of the Salem County Wastewater Management Plan, Proposed Amendment to the Lower Delaware Water Quality Management Plan (WQMP).

Attached please find a copy of the Preliminary Notice that will be published by the DEP, which summarizes the intent of the amendment.

If you have any questions regarding the above, please call to discuss.

Thank you.

David Palgutta, PE, CME

Sickels & Associates, Inc.

833 Kings Highway

Woodbury, NJ 08096

Phone: (856) 848-6800

Fax: (856) 848-8520

Email: dpalgutta@sickelsassoc.com**Salem County WMP Preliminary Notice-signed.pdf**1 MB

DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF WATER RESOURCES MANAGEMENT COORDINATION

Proposed Amendment to the Lower Delaware Water Quality Management Plan

Public Notice

Take notice that the New Jersey Department of Environmental Protection (Department) is seeking public comment on a proposed amendment to the Lower Delaware Water Quality Management Plan (WQMP). This amendment, prepared by the Salem County Planning Department and Sickels and Associates, and submitted on behalf of the Salem County Board of Chosen Freeholders, as the wastewater management planning agency, would adopt a partial Wastewater Management Plan (WMP) for Salem County. The proposed Salem County WMP incorporates the current Pennsville Township WMP; replaces the current Salem City, Alloway Township, and Quinton Township WMP; replaces the outdated Carneys Point Sewerage Authority WMP (which includes Carneys Point Township and Penns Grove Borough), Lower Alloways Creek Township WMP, and Woodstown Sewerage Authority WMP; and creates WMP chapters for all other municipalities that never had an adopted WMP, which are Elmer Borough, Elsinboro Township, Mannington Township, Oldmans Township, Pilesgrove Township, Pittsgrove Township, and Upper Pittsgrove Township.

This amendment has been prepared pursuant to the New Jersey Water Quality Planning Act, N.J.S.A. 58:11A-1 et seq., the Water Quality Management Planning rule, N.J.A.C. 7:15, and P.L. 2011, c. 203, as supplemented and amended by P.L. 2013, c. 188, which allows the wastewater management planning agency to prepare and submit, and the Department to accept and adopt portions of a WMP, in addition to that portion that provided for the designation of a sewer service area (SSA). The Salem County Future Wastewater Service Area (FWSA) map, which designates SSA for Salem County, was adopted on September 19, 2013 (45 N.J.R. 2403(a)). Utilizing the updated FWSA map, with the addition of approximately 148 acres of proposed SSA in Pittsgrove Township for the "Pepco development" (described in detail further in this notice), the County has performed a County-wide build-out analysis, which determines future wastewater need,

evaluated the capacity of treatment facilities to meet future wastewater needs, and completed a septic area carrying capacity analysis (referred to as “Nitrate Dilution Analyses” in the WMP) as well as a water supply availability analysis. The proposed WMP summarizes the analyses and results in a County summary, while also detailing the analyses in individual municipal chapters. The WMP also includes maps depicting existing and future treatment works facilities and associated SSAs, sewer infrastructure mapping, municipal zoning, and environmentally sensitive area mapping on individual municipal maps as well as larger County-scale mapping. Finally, the WMP includes a County-wide Septic Management Plan and Appendices containing a separate nitrate dilution analyses report for non-compliant analyses as described below, a previously prepared WMP for Pilesgrove Township referenced in the Pilesgrove municipal chapter, and a septic area carrying capacity analyses for Pittsgrove Township prepared by Clarke Caton Hintz, all for reference only.

Where the visual depiction of future SSA on County and municipal mapping does not clearly indicate the specific sewer service area associated with the wastewater treatment facilities, the Statewide digitized Sewer Service Area mapping does. The publically available Sewer Service Area mapping is available for viewing on NJ Geo-web at <http://www.nj.gov/dep/gis/geoweb splash.htm>. It is also available for download to use in ArcGIS at <http://www.nj.gov/dep/gis/stateshp.html>.

As stated above, this amendment adds approximately 148 acres of proposed SSA to the previously adopted Salem County FWSA map on Block 2701, Lot 63; Block 3001, Lots 1, 2, 20, 22, 22.01, 38, and 39; and Block 3002, Lot 1, in Pittsgrove Township, Salem County for the “Pepco development”, which is pursuing a New Jersey Pollutant Discharge Elimination System (NJDPES) surface water discharge permit for approximately 12,000 gallons per day of wastewater. In accordance with N.J.A.C. 7:15-5.24, environmentally sensitive areas (ESAs) have been assessed to determine what areas are appropriate for inclusion in the proposed SSA. ESAs are defined as contiguous areas of 25 acres or larger consisting of habitat for threatened and endangered species as identified on the Landscape Project Maps of Habitat for Endangered, Threatened or Other

Priority Species, Natural Heritage Priority Sites, Category One (C1) special water resource protection areas, and wetlands, alone or in combination. This site removes from proposed SSA a 300 foot C1 buffer on a Maurice River tributary in the northeastern portion of the site as well as a 300 foot C1 buffer on Muddy Run on the western portion of the site. Additionally, Landscape Project Mapping Version 3.1 identified State Endangered Bald Eagle and State Threatened Red Headed Woodpecker habitats onsite. A Habitat Suitability Determination Report, completed by the Lomax Consulting Group (November 2013) was reviewed by the Department. The Department found, additionally, that Landscape Project Mapping Version 3.1 did not incorporate a 2011 State Threatened Barred Owl sighting to the south, and, taking into account the suitability of Bald Eagle and Red Headed Woodpecker habitats, as well as Barred Owl, the Department recommended removal of these habitat areas from the proposed SSA. The proposed SSA mapping for the Pepco site reflects these recommendations.

In accordance with N.J.A.C. 7:15-5.25(c) and (d)1 an environmental build-out analysis (build-out) was conducted for each SSA. For parcels in the existing SSA that are already connected to the associated treatment works facility, wastewater flow is calculated utilizing discharge monitoring report data (actual wastewater flows). Wastewater flow that would arise from undeveloped developable land within the future SSA is calculated in accordance with N.J.A.C. 7:14A-23.3 using a parcel based method, utilizing zoning. The existing wastewater flow and future wastewater flow are combined to determine the total projected wastewater flow for each SSA and that total is then compared to the permitted capacity of the associated treatment works facility serving that area. The build-out for Penns Grove Borough is based on population data as detailed in the proposed Salem County WMP instead of the parcel-based build-out method as this municipality meets the definition of an "Urban Municipality" as defined at N.J.A.C. 7:15-1.5.

In accordance with N.J.A.C. 7:15-5.25(d)2, potential wastewater generation from each SSA shall not exceed the permitted capacity for each facility. However, pursuant to P.L. 2011, c. 203, as supplemented and amended by P.L. 2013, c. 188, the Department, in consultation with the applicable wastewater management planning agency, may approve

the inclusion of land within a SSA notwithstanding that existing treatment works may not currently have the assured capacity to treat wastewater from such land without infrastructure improvements or permit modification. Therefore, amendments may be approved if such actions are compliant with the applicable sections of the Water Quality Management Planning rule regardless of whether capacity has been fully assessed. The following facilities will require new or expanded capacity to accommodate the SSA at build-out: Carneys Point Sewerage Authority (SA) wastewater treatment facility, which is permitted to discharge 1.3 million gallons per day (MGD) serves Carneys Point Township and Oldmans Township. The SSA build-out for Carneys Point is 2.192 MGD and the SSA build-out for Oldmans is 1.362 MGD, with a total Carneys Point SA SSA build-out of 3.554 MGD, resulting in a future wastewater capacity deficit of 2.254 MGD. Elmer Borough's SSA would discharge to a future facility, which would need to treat 0.142 MGD of wastewater as projected by the build-out analysis, and the buildout-out for the proposed future Pepco SSA in Pittsgrove Township is projected to be 12,000 gallons per day.

In areas outside of SSAs, the wastewater management alternative is onsite discharge to groundwater of 2,000 gallons per day or less, commonly referred to as septic systems. The assessment of water quality impacts from development on septic systems relies on nitrate concentrations; therefore, the septic carrying capacity analysis determines the capacity to support septic systems without violating the groundwater quality standard for nitrate of 2 mg/L. The analysis compares the total number of septic systems allowed in each HUC 11 watershed, in each municipality (based on the number of acres per septic system allowable that provide adequate dilution of nitrate, calculated using the Department's Wastewater Estimator tool), to the total number of systems projected in the septic area based on current zoning. If the number of septic systems based on zoning is greater than the number of systems allowed to reach nitrate dilution standards, then that municipality does not meet the 2 mg/L standard. Even though P.L. 2013, c. 188 allows portions of a WMP to be submitted and adopted, those phased portions must still comply with the nitrate dilution standard and the Water Quality Management Planning rule at N.J.A.C. 7:15-5.25. Salem County has included for adoption septic carrying capacity

analyses for the City of Salem, Woodstown Borough, and Penns Grove Borough, all of which comply with N.J.A.C. 7:15-5.25(e) and the nitrate standard, while analyses for the remaining municipalities are not compliant and are included for reference only in Appendix A. These municipalities do not have sufficient ability to meet nitrate standards as currently zoned, and have not yet taken measures to ensure compliance as outlined at N.J.A.C. 7:15-5.25(e)iv-v.

In accordance with N.J.A.C. 7:15-5.25(f), water supply analyses have been performed to evaluate whether the water supply needs can be met with existing, new or expanded water supplies that do not conflict with the currently adopted New Jersey State Water Supply Plan (NJSWSP). Where the Department determines that there is insufficient existing water supply available to provide for the needs identified based on existing water allocation permits and the available water supply established in the current NJSWSP, regional water supply plans or adopted TMDLs, the WMP agency must identify measures to ensure an adequate water supply as outlined in N.J.A.C. 7:15-5.25(f)2i-iv. The results indicate that the water purveyor, New Jersey American Water (NJAW), supplying Carneys Point Township, Oldmans Township, and the Borough of Penns Grove, does not currently have sufficient water allocation to support future water demands projected by the plan, however, NJAW could supply more than the current allocation if necessary. Similarly, the Borough of Woodstown appears to have sufficient monthly allocation to accommodate the SSA water supply build-out, but the annual diversion may be exceeded if the complete SSA build-out is realized. As development occurs within the Borough, limited water supply alternatives such as interconnection to NJAW, construction of new wells, and desalination are available. Steps to be taken to ensure adequate water supply in Woodstown Borough are discussed in further detail in Woodstown's municipal chapter.

This proposed amendment represents only one part of the permit process and other issues may need to be addressed prior to final permit issuance. Additional issues which may need to be addressed may include, but are not limited to, the following: compliance with stormwater regulations; antidegradation; effluent limitations; water quality analysis; exact

locations and designs of future treatment works (pump stations, interceptors, sewers, outfalls, wastewater treatment plants); and development in wetlands, flood prone areas, designated Wild and Scenic River areas, or other environmentally sensitive areas which are subject to regulation under Federal or State statutes or rule. Additionally, sewer service to any particular project is subject to contractual allocations between municipalities, authorities and/or private parties, and is not guaranteed by this amendment.

This notice is being given to inform the public that a plan amendment has been proposed for the Lower Delaware WQM Plan. All information relating to the WQM Plan and the proposed amendment is located at the Department, Office of Water Resources Management Coordination, P.O. Box 420, Mail Code 401-02A, 401 East State Street, Trenton, New Jersey 08625-0420. The Department's file is available for inspection between 9:00 a.m. and 4:00 p.m., Monday through Friday. An appointment to inspect the documents may be arranged by calling the Office of Water Resources Management Coordination at (609) 777-4349.

Interested persons may submit written comments on the amendment to WQM Program Docket, Office of Water Resources Management Coordination, at the Department address cited above with a copy sent to Dave Palgutta, Sickels and Associates, 833 Kings Highway, Woodbury, NJ 08096. All comments must be submitted within 30 days of the date of this public notice. All comments submitted prior to the close of the comment period shall be considered by the Department in reviewing the amendment request.

Interested persons may request in writing that the Department hold a non-adversarial public hearing on the amendment or extend the public comment period in this notice up to 30 additional days. These requests must state the nature of the issues to be raised at the proposed hearing or state the reasons why the proposed extension is necessary. These requests must be submitted within 30 days of the date of this public notice to WQM Program Docket at the Department address cited above. If a public hearing is held, the

public comment period in this notice shall be extended to close 15 days after the public hearing.



Colleen Kokas, Director
Office of WRM Coordination
Department of Environmental Protection

9-15-15

Date

September 24, 2015

Sent via Certified Mail

Oldmans Township
40 Freed Road
Pedricktown, NJ 08067

Attn: Melinda Taylor, Township Clerk

**Re: REQUEST FOR CONSENT
Salem County Wastewater Management Plan
Proposed Amendment to the Lower Delaware Water Quality Management Plan (WQMP)**

Dear Ms. Taylor,

The purpose of this letter is to request a written statement of consent from your (agency/municipality) for the above-cited proposed WQMP amendment. State of New Jersey regulations (N.J.A.C. 7:15) require that all governmental entities, sewerage agencies, and BPU related sewer and water utilities that may be affected by, or otherwise have a substantial interest in, approval of the amendment proposal, shall be requested to issue a written statement of consent. In consideration of this requirement, the governing body of your (agency/municipality) is hereby requested to issue a statement of consent on the attached amendment proposal. A statement of consent by a governmental unit shall be in the form of a resolution by that unit's governing body.

Pursuant to N.J.A.C. 7:15-3.4, this written statement of consent is required within sixty days of your receipt of this letter. Enclosed, as an aid to you to ensure that the resolution is satisfactorily worded, is a "model" resolution. Should you determine that the governing body does not support the amendment proposal, it may submit a resolution to that effect, which shall specify the reasons why the amendment proposal is not supported. A copy of the resolution should be sent to us as well as to the New Jersey Department of Environmental Protection (DEP), Office of Water Resources Management Coordination, P.O. Box 420, Mail Code 401-02A, 401 East State Street, Trenton, New Jersey 08625-0420.

Please be aware that if you do not submit the requested resolution, the DEP maintains the option of considering approval of the proposed amendment. Therefore, it is in your best interest to submit a resolution defining your position so that the DEP may consider it in their decision-making process on the amendment proposal.

If you have any questions on this matter, please contact me at 856-935-7510 ext.8414 or David Palgutta of Sickels & Associates at 856-848-6800.

Sincerely,

Salem County Department of Planning & Agriculture


Matthew J. Goff
Planning Board Secretary

Enclosure

Cc: David S. Palgutta, PE, CME, Sickels & Associates, Inc.



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of Water Resources Management Coordination

P.O. Box 420, 401 East State Street

Mail Code 401-02A

Trenton, NJ 08625-0439

Tel: (609) 777-4359

Fax: (609) 984-6505

<http://www.state.nj.us/dep/wrm/>

CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

BOB MARTIN
Commissioner

Manfredi Cold Storage & Distribution
P.O. Box 368
Kennett Square, PA 19348

SEP - 9 2015

Re: Gateway Industrial Park
Block: 29, Lot: 6.10
Oldmans Township, Salem County
Lower Delaware Water Quality Management Plan (WQMP)
Program Interest No.: 435441
Activity No.: AMD150001
Adopted Amendment

To Whom It May Concern:

A plan amendment proposal was initiated by the Department of Environmental Protection (Department). This amendment will amend the Salem County Future Wastewater Service Area Map as well as the Lower Delaware WQMP.

This amendment proposal was noticed in the DEP Bulletin on June 17, 2015 at Volume 39, Issue 12 and publically noticed in the *South Jersey Times* on June 9, 2015. Requests for consent of the amendment were sent by certified mail to all affected entities in accordance with N.J.A.C. 7:15-5.22. No comments were received during the 30 day comment period or the 60 day consent period.

Since this amendment was prepared in accordance with the provisions of the New Jersey Water Quality Planning Act (N.J.S.A. 58:11A-1 et seq.), and the Statewide Water Quality Management Planning rules (N.J.A.C. 7:15), and we received no comments during the comment period, this letter is to inform you that this amendment is now formally adopted as of the date of the attached signed final adoption notice. Final notice of this adoption will be placed in the DEP Bulletin.

This amendment represents only one part of the permit process and other issues may need to be addressed prior to final permit issuance. Additional issues which may need to be addressed may include, but are not limited to, the following: compliance with stormwater regulations; antidegradation; effluent limitations; water quality analysis; exact locations and designs of future treatment works (pump stations, interceptors, sewers, outfalls, wastewater treatment plants); and

development in wetlands, flood prone areas, designated Wild and Scenic River areas, or other environmentally sensitive areas which are subject to regulation under Federal or State statutes or rules.

If you wish to dispute the Department's factual findings or any of its conditions or if anyone is aggrieved by this determination, an adjudicatory hearing may be requested. A request for an adjudicatory hearing shall be submitted in writing by certified mail, or by other means which provides verification of the date of delivery to the Department, within 30 calendar days of notice of this decision made pursuant to N.J.A.C. 7:15-3.1 or 3.2, 3.4(g)2i or ii or 3.4(g)8ii through iv. The adjudicatory hearing request must include the information identified at N.J.A.C. 7:15-3.9. The hearing request must be submitted to the Department addressed to Office of Legal Affairs, ATTENTION: Adjudicary Hearing Requests, Department of Environmental Protection, PO Box 402, Mail Code 401-04L, 401 East State Street, Trenton, NJ 98625-0402. A copy of the request shall be submitted to Office Water Resources Management Coordination at the address contained in the letterhead above.

In the future, if you contact the Department in writing, please place the program interest number and the activity number found above at the top of all correspondence submitted to the Department. If you have any questions or require further assistance, please contact Jaime Murray at (609) 984-0361 or Jaime.Murray@dep.nj.gov.

Sincerely,



Colleen Kokas, Director
Office of WRM Coordination

Enclosures

C: Oldmans Township Clerk
Louis Joyce, Oldmans Township Planning
Julie A. Acton, Director, Salem County Board of Chosen Freeholders
Kevin Rijs, Alaimo Group
James Pontoriero, NJDEP, DWQ, BMFCP
Jaime Murray, NJDEP, OWRMC

NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF WATER RESOURCES MANAGEMENT COORDINATION

Adopted Amendment to the Lower Delaware Water Quality Management Plan (WQMP)

Public Notice

Take notice that **SEP - 9 2015**, pursuant to the provisions of the New Jersey Water Quality Planning Act, N.J.S.A. 58:11A-1 et seq., and the Statewide Water Quality Management Planning rules (N.J.A.C. 7:15-3.4), an amendment to the Lower Delaware WQMP was adopted by the Department of Environmental Protection (Department). This amendment, initiated by the Department, removes an environmentally sensitive area (ESA), specifically, bald eagle foraging habitat, from the sewer service area (SSA) on Block 29, Lot 6.10 in Oldmans Township, Salem County on a parcel that is part of the property referred to as "Gateway Business Park". The ESA which is removed from the SSA is mapped as foraging habitat for bald eagle on the Department Landscape Project Maps of Habitat for Endangered, Threatened or Other Priority Species (version 3.1).

The Department reviewed current conditions at adjacent parcels that are part of the Gateway Business Park, Block 29, Lots 6.02 and 6.09, acknowledging that several permits have been issued for both parcels, including Waterfront Development, Freshwater Wetlands and Flood Hazard Area permits for the proposed developments. These permits restrict construction in the ESAs and protect bald eagle foraging habitat identified onsite. As a result, the developments were designed outside of bald eagle foraging areas. In regards to Block 29, Lot 6.10, which is currently undeveloped, but slated for development, the Department has reviewed habitat records and land use data for bald eagle, and has determined that the removal of bald eagle foraging habitat based only on the habitat identified in the Department's Landscape Project map is neither consistent with what would be approved by the Department's Land Use Permitting program, nor is it sufficiently protective of the aforementioned habitat areas.

Therefore, this amendment assigns the appropriate 300 foot buffer to the top of bank of Beaver Creek and removes this area from SSA on Lot 6.10. Removal of the bald eagle foraging habitat will ensure that approval of future development proposals would be contingent upon providing the same protections approved through the land use permitting process as witnessed on Block 29, Lots 6.02 and 6.09 for bald eagle foraging habitat.

This amendment proposal was noticed in the DEP Bulletin on June 17, 2015 at Volume 39, Issue 12 and no comments were received during the comment period.

This amendment represents only one part of the permit process and other issues may need to be addressed prior to final permit issuance. Additional issues which may need to be addressed may

include, but are not limited to, the following: compliance with stormwater regulations; antidegradation; effluent limitations; water quality analysis; exact locations and designs of future treatment works (pump stations, interceptors, sewers, outfalls, wastewater treatment plants); and development in wetlands, flood prone areas, designated Wild and Scenic River areas, or other environmentally sensitive areas which are subject to regulation under Federal or State statutes or rules.



Colleen Kokas, Director
Office of WRM Coordination
Department of Environmental Protection

9-9-15

Date



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Coastal & Land Use Planning

P.O. Box 420, Mail Code 401-07C

401 East State Street

Trenton, New Jersey 08625-0420

Telephone: (609) 984-6888

Fax: (609) 292-0687

<http://www.nj.gov/dep/lum/lup.htm>

CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

BOB MARTIN
Commissioner

Louis Joyce
Salem County Department of Planning and Agriculture
110 Fifth Street
Salem, New Jersey 08079

Re: Salem County Future Wastewater Service Area Map Corrections
Salem County Wastewater Management Plan (WMP)
Lower Delaware Water Quality Management Plan (WQMP)
Program Interest No.: 435441
Activity No.: WMP130002
Adopted Amendment

SEP 19 2013

Dear Mr. Joyce:

A plan amendment proposal was submitted to the Department of Environmental Protection (Department). This amendment, submitted on behalf of the Salem County Board of Chosen Freeholders will amend the Lower Delaware WQMP. Since this amendment was prepared in accordance with the provisions of the New Jersey Water Quality Planning Act (N.J.S.A. 58:11A-1 et seq.), and the Statewide Water Quality Management Planning rules (N.J.A.C. 7:15), and no substantial comments were received during the comment period, I am pleased to inform you that this amendment is now formally adopted as of the date of this letter. Final notice of this adoption will be placed in the New Jersey Register.

This amendment adopts an updated future wastewater service area (FWSA) map for Salem County, correcting the previously proposed FWSA map to exclude from sewer service area (SSA) environmentally sensitive areas (ESAs) that were inadvertently included in SSA on the proposed map and to explicate that Pennsville Township SSA is to remain unchanged from the May 13, 2010, adopted Pennsville Township WMP. Notice of the proposed amendment was published in the New Jersey Register on July 15, 2013, at 45 N.J.R. 1860(a). The public comment period ended on August 14, 2013.

This amendment removes approximately 887 acres of ESAs located in Carneys Point and Oldmans Townships, pursuant to N.J.A.C. 7:15-5.24. More specifically, this amendment removes the following areas from SSA:

Carneys Point:

Approximately 500 acres of wetlands on either side of Hanby and Whooping John Creek on the Dupont Chamber Works site located on Block 185, Lot 1.

Approximately 75 acres of wetlands adjacent to Whooping John Creek tributaries in the area bounded by Shell Road (US Route 130), the Clemente Farm, Interstate 295, and Hawks Bridge Road (Route 140) on Block 193, Lots 4, 4.01, 6, 7, and 13.01.

Approximately 60 acres of wetlands as well as isolated upland areas directly east of Laytons Lake and north of and directly adjacent to the New Jersey Turnpike on Block 233, Lots 9, 10, 11, 12, and 12.02.

Approximately 48 acres of wetlands as well as isolated upland areas bounded by the New Jersey Turnpike, Harding Highway (Route 48), and East Quillytown Road on Block 240, Lot 4, and Block 241, Lots 1, 1.01, 1.02, 1.03, 2, 5, 6, and 9.

Oldmans Township:

Approximately 32 acres of State Threatened Vesper Sparrow habitat northeast of Perkintown Road and northwest of Route 295 on Blocks 29.02, 29.06, and 29.07 as depicted on the most recent versions of Oldmans Township parcel mapping as provided by the Salem County Department of Planning and Agriculture. These areas identify as portions of Block 29, Lots 19, 20, and 21, on the Department's digital mapping data in the layer named "Parcels".

Approximately 25 acres of wetlands directly southeast of Interstate 295 at the periphery of Old Mans Airport site on Block 28, Lots 11, 13, 34, 38, 39, 40, 46, and 47.

Approximately 28 acres of wetlands in an area bordered by Pennsville-Pedricktown Road (Route 601), Straughens Mill Road (Route 643), Beaver Creek and the Kay Gardens subdivision on Block 29, Lots 30, 31, and 33.01.

Approximately 34 acres of wetlands bifurcated by Beaver Creek, east of Straughens Mill Road (Route 643), west of Pedricktown Woodstown Road (Route 602), and northwest of Interstate 295 on Block 28.01, Lots 9, 10, 10.01, 48, 49, and 52.

Approximately 85 acres of freshwater wetlands bounded by Penns Grove Bridgeport Road (U.S. Route 130), Porcupine Road (Route 643), and Penns Grove-Pedricktown Road (Route 642).

Furthermore, as the removal of the aforementioned ESAs results in the isolation of small upland areas on Block 233, Lots 9, 10, 11, 12, and 12.02; Block 240, Lot 4; and Block 241, Lots 1, 1.01, 1.02, 1.03, 2, 5, 6 and 9, in Carneys Point Township, the Department, with the consent of the County, has removed those upland areas from SSA as there are currently no known local planning initiatives requiring that they be included in SSA. However, any party may submit an application to the Department for a site specific amendment or revision, as applicable, to a WQM plan to include any of these isolated upland areas in SSA, in accordance with N.J.A.C. 7:15 and P.L. 2011, c. 203, as applicable.

Additionally, the preliminary notice stated that the proposed map, titled "Future Wastewater Service Areas, Salem County New Jersey" would supersede all wastewater service area mapping currently

contained in the WQM Plan for areas within Salem County, including that which was adopted into the WQM Plan as part of approved WMPs. Pennsville Township has a current, up to date WMP, which was adopted May 13, 2010, as indicated in the adoption notice published in the New Jersey Register on June 21, 2010, at 42 N.J.R. 1252(c), and is valid for six years from the date of adoption, which is May 13, 2016, unless otherwise amended. It was the Department's intention at the time of the preliminary notice to reflect that the Pennsville Township SSA would remain unchanged from the May 13, 2010, adopted WMP. While the explanation in the preliminary notice did not clearly and expressly reflect this intention, the SSA delineation for Pennsville Township on the proposed map did accurately reflect the SSA from the May 13, 2010, Pennsville Township WMP. In order to avoid any confusion and to ensure clarity, the Department is clarifying in this notice that the proposed map would supersede all wastewater service area mapping currently contained in the WQM Plan for areas within Salem County, including that which was adopted into the WQM Plan as part of approved WMPs with the exception of Pennsville Township, which has a current, up to date WMP adopted May 13, 2010, and valid until May 13, 2016, or until otherwise amended. The Department has added a note to the adopted map indicating that the Pennsville Township SSA as adopted in the Pennsville Township WMP is not included as part of the amendment. This mapping correction remains consistent with other county FWSA mapping amendments which do not include current up-to-date WMPs in the FWSA.

The adopted map, titled "Future Wastewater Service Areas, Salem County New Jersey," supersedes all wastewater service area mapping currently contained in the WQM Plan for areas within Salem County, with the exception of Pennsville Township, which has a current, up to date WMP adopted May 13, 2010, and with the exception of those areas in Carneys Point and Oldmans Townships described above which are ESAs and have been removed from SSA pursuant to the WQM Planning rules at N.J.A.C. 7:15-5.24, as discussed in this notice.

During the comment period, the Department received information submitted by Oldmans Township in response to its request for consent. The Township requests that Block 29.06, Lots 1-26 and Block 29.07, Lots 27-42 (portions of Block 29, Lots 19 and 20 on State Parcel mapping as described above) in Oldmans Township be returned to the SSA as these lots have already been approved by the Township Planning Board for a 42 unit housing development. As described above, the currently undeveloped lots are identified as State Threatened Vesper Sparrow habitat, and pursuant to N.J.A.C. 7:15-5.24, these ESAs have been removed from the SSA. Therefore, the Township's request has not been granted. However, any party may submit an application to the Department for a site specific amendment or revision, as applicable, to a WQM Plan to include or exclude additional areas and/or facilities in accordance with N.J.A.C. 7:15 and P.L. 2011, c. 203, as applicable. The Department's review will utilize the most current Landscape Project version available at the time the amendment or revision application is submitted.

Adoption of this amendment does not eliminate the need for any permits, approvals, or certifications required by any Federal, State, county, or municipal review agency with jurisdiction over any project/activity. Approval of this amendment does not provide any implied approval for any other aspects of any project or needed permits and approvals. Further, the WQPA and implementing regulations require that full county-wide WMP updates be completed pursuant to the requirements set forth in N.J.A.C. 7:15.

The adopted map is available at the Department, Division of Coastal and Land Use Planning, 401 East State Street, Trenton, New Jersey, 08625.

This amendment represents only one part of the permit process and other issues may need to be addressed prior to final permit issuance. Additional issues which may need to be addressed may include, but are not limited to, the following: compliance with stormwater regulations; antidegradation; effluent limitations; water quality analysis; exact locations and designs of future treatment works (pump stations, interceptors, sewers, outfalls, wastewater treatment plants); and development in wetlands, flood prone areas, designated Wild and Scenic River areas, or other environmentally sensitive areas which are subject to regulation under Federal or State statutes or rules.

If you wish to dispute the Department's factual findings or any of its conditions or if anyone is aggrieved by this determination, an adjudicatory hearing may be requested. A request for an adjudicatory hearing shall be submitted in writing by certified mail, or by other means which provides verification of the date of delivery to the Department, within 30 calendar days of notice of this decision made pursuant to N.J.A.C. 7:15-3.1 or 3.2, 3.4(g)2i or ii or 3.4(g)8ii through iv. The adjudicatory hearing request must include the information identified at N.J.A.C. 7:15-3.9. The hearing request must be submitted to the Department addressed to Office of Legal Affairs, ATTENTION: Adjudicatory Hearing Requests, Department of Environmental Protection, PO Box 402, Mail Code 401-04L, 401 East State Street, Trenton, NJ 98625-0402. A copy of the request shall be submitted to Division of Land Use Planning at the address contained in the letterhead above.

Please place the program interest number and the activity number found above at the top of all written correspondence submitted to the Department. If you have any questions on this matter, please contact the Division of Coastal and Land Use Planning at (609) 984-6888.

Sincerely,

A handwritten signature in black ink, appearing to read "Jaime Murray", with a stylized flourish at the end.

Jaime Murray

Division of Coastal and Land Use Planning

C: Carneys Point Township Clerk
Oldmans Township Clerk
Pennsville Township Clerk
Evern D. Ford, Salem County Board of Chosen Freeholders
Chairman, Pennsville Sewerage Authority
Marc Holman, DuPont Chambers Works
Joseph Racite, Carneys Point Sewerage Authority
Jessica Ritter Sanchez, Delaware River Basin Commission
Jim Pontoriero, NJDEP, DWQ, BMFCP
Elizabeth Semple, NJDEP, DCLUP
Bill Purdie, NJDEP, DCLUP
Division of Coastal and Land Use Planning - File