



SALEM COUNTY DEPARTMENT OF PLANNING & AGRICULTURE

110 FIFTH STREET, SUITE 500

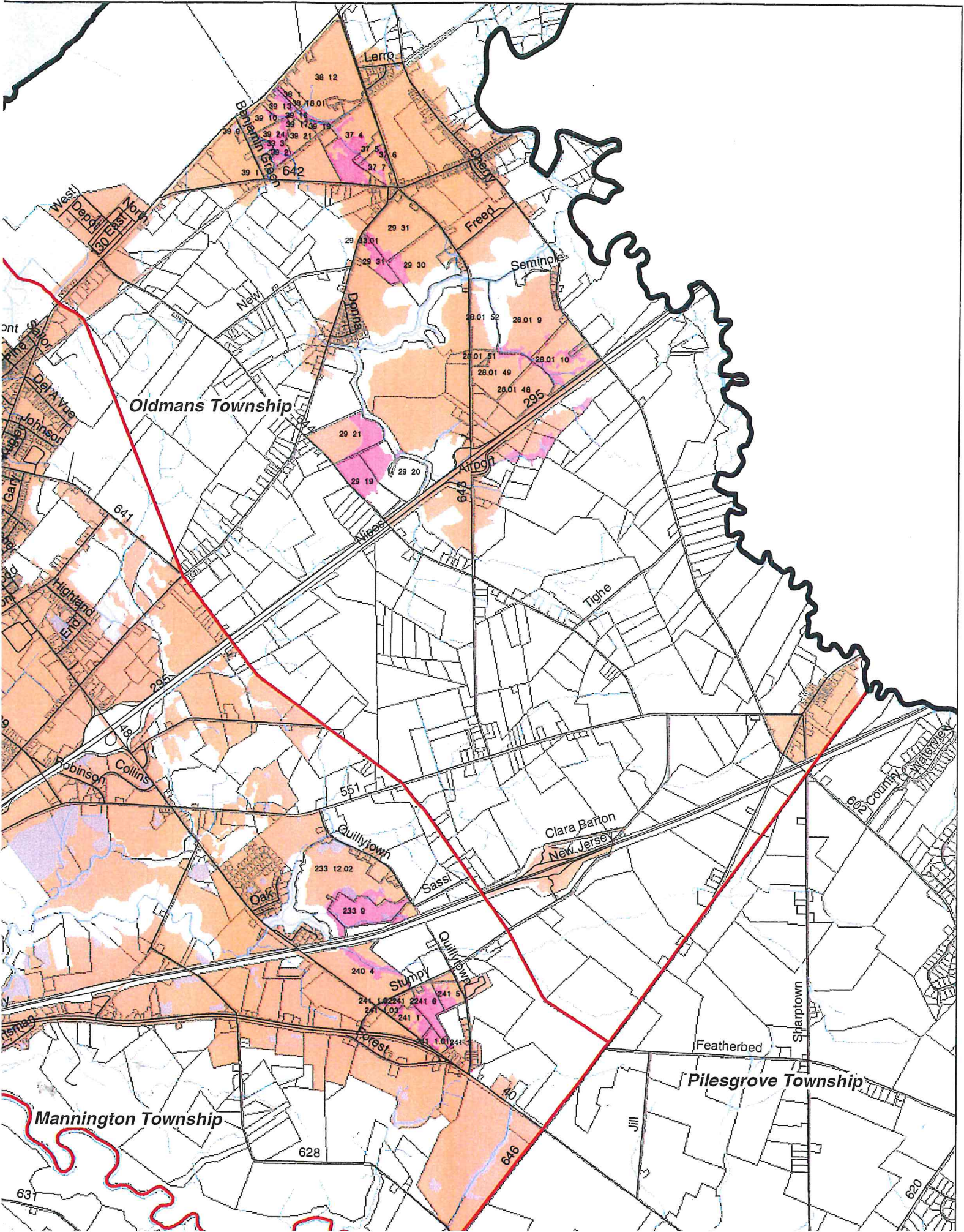
SALEM, NEW JERSEY 08079

MEMO

Date: August 6, 2013
To: Melinda Taylor, Municipal Clerk, Oldmans Township
From: Louis Joyce 
Re: Wastewater Management Plan Map

Enclosed are two copies of the Sewer Service Area map showing the proposed corrections to Oldmans' service area. The area in pink is not approved, but all of the areas in the salmon color are approved. This is the map we discussed. Please give one copy to Rae for the Planning Board.

Enc.



OLDMANS TOWNSHIP

PO BOX 416

40 Freed Road, Pedricktown, NJ 08067

Tel: 856-299-0780

Fax: 856-299-4890

Harry A. Moore, Mayor

Melinda Taylor, Municipal Clerk

George W. Bradford, Deputy Mayor

Cordy Taylor, Committeeman

July 25, 2013

Elizabeth Semple, Manager
Division of Land Use Planning
Office of Coastal & Land Use Planning
P O Box 420
Mail Code 401-07C
Trenton, NJ 08625

Re: Salem County FWSA Correction Proposal Notice
Salem County Wastewater Management Plan
Proposed Amendment to the Lower Delaware Water Quality Management Plan
Program Interest No. 435441
Activity No. WMP130002

Dear Ms. Semple:

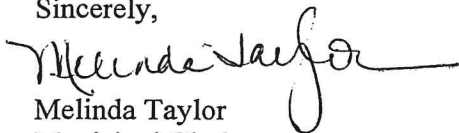
The Township is in receipt of correspondence dated July 3, 2013 and the Public Notice regarding the proposed corrections to the proposed amendment to the Lower Delaware Water Quality Management Plan. Oldmans Township is not in support of the proposed corrections to Oldmans Township. While the Township agrees to the exclusion of environmentally sensitive areas in the Management Plan, there is one area which we respectfully request be reconsidered: Block 29, Lots 19 and 20.

Parts of those two lots have already been approved by the Township Planning Board for a 42 unit housing development now known as Block 29.06 Lots 1 – 26 and Block 29.07 Lots 27- 42. The remainder lot in Block 29.06, Lot 43, has been reserved as deed restricted open space.

On the current Lot 19 and 20, the Township has approved a senior citizen housing project. The senior citizen housing unit, while benefitting area seniors, is included in the Township's COAH plan which is on file with NJDCA and the units are approved towards fulfilling the Township's affordable housing obligation.

A Township Committeeman has already met with Lou Joyce to discuss this matter. If you have any questions regarding our response, please do not hesitate to contact me.

Sincerely,



Melinda Taylor
Municipal Clerk

cc: Lou Joyce, Salem County Dept. of Planning and Agriculture

**Oldmans Township
Resolution 2012-121**

A Resolution Consenting to the Proposed Water Quality Management (WQM)
Plan Amendment Entitled: Salem County Future Wastewater Service Area

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 subject, be in conformance with an approved WQM plan; and

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

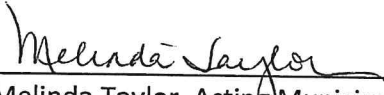
WHEREAS, a proposed WQM plan amendment noticed in the New Jersey Register on November 5, 2012 for Proposed Amendment to the Salem County Future Wastewater Service Area has been prepared by the Salem County Planning Department on behalf of the Salem County Board of Chosen Freeholders;

NOW, THEREFORE BE IT RESOLVED on this 7th day of November, 2012 by the governing body of the Township of Oldmans that:

1. The Oldmans Township Committee consents to the amendment entitled Salem County Future Wastewater Service Area, and publicly noticed on November 5, 2012, prepared by The Salem County Department of Planning and Agriculture, for the purpose of its incorporation into the Lower Delaware WQM Plan.
2. This consent shall be submitted to the NJDEP in accordance with the N.J.A.C. 7:15-3.4.

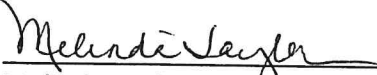
Attest:

OLDMANS TOWNSHIP


Melinda Taylor, Acting Municipal Clerk


William J. Miller, Mayor

I do hereby certify that the foregoing is a true copy of a Resolution passed the Township of Oldmans at a meeting duly held on November 7, 2012.


Melinda Taylor, Acting Municipal Clerk



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

OCT 16 2012

Louis Joyce
Salem County Department of Planning and Agriculture
Mannington Complex
164 Route 45
Mannington, New Jersey 08079

Re: Salem County Future Wastewater Service Area Map
Salem County Wastewater Management Plan
Proposed Amendment to the Lower Delaware Water Quality Management Plan (WQMP)
Program Interest No.: 435441
Activity No.: WMP120001

Dear Mr. Joyce:

Enclosed please find a copy of the public notice for the above referenced amendment to the Lower Delaware WQMP. In accordance with the Statewide Water Quality Management Planning rules (N.J.A.C. 7:15-3.4), public notice is required to be posted in the New Jersey Register and one local newspaper which is the *Todays Sunbeam* for this planning area. It is the responsibility of the applicant to publish the notice in the newspaper. In order to facilitate this, we have attached the appropriate notice for publication. We anticipate that the notice will be published in the New Jersey Register on November 5, 2012. Please arrange to have your notice published on that date. If we are unable to publish on that date, we will contact you.

It is required of you to send this office affidavits, which include a copy of the published notice, confirming that the public notice has been printed in the newspaper. This amendment cannot be approved until all proofs of publication are received.

In accordance with N.J.A.C. 7:15-3.4, the governing bodies of the following parties shall be asked to issue written statements of consent for the proposed amendment: All Salem municipalities, Carneys Point Sewerage Authority, Pennsville Sewerage Authority, Pennsgrove Sewerage Authority, Woodstown Sewerage Authority, Elmer Borough Water Supply Department, New Jersey American Water Company (Pennsgrove Water Co.), Pennsville Water and Sewer Department, Salem Water and Sewer Department, Woodstown Water Department, Handy's Mobile Home Park (Westwood Villa), Harding Woods, Inc., Oldmans Township Water Supply, Picnic Grove Mobile Homes, and the Delaware River Basin Commission. Additionally, a resolution by the Salem County Board of Chosen Freeholders approving of the proposed amendment is required.

A statement of consent by a governmental unit shall be in the form of a resolution by that unit's governing body. Tentative, preliminary, or conditional statements shall not be considered to be statements of consent.

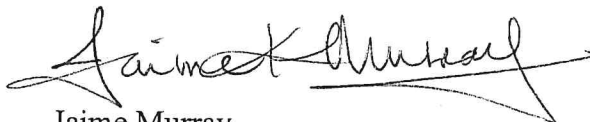
Within 15 days of receiving this letter you must send by certified mail (return receipt requested) a copy of the proposed amendment (which should include public notice, supporting documentation and/or wastewater management plan) to the parties identified above, with a request that they issue a written statement of consent for the proposed amendment within 60 days (see enclosed sample).

The applicant shall promptly forward to the Division of Coastal and Land Use Planning a copy of all written statements of consent and other written comments received, and copy of all requests for consent (with return receipts) sent to parties that did not provide written statements of consent or other written comments within 60 days of their receipt of such requests.

If a party does not respond to a statement of consent request within 60 days, or refuses to issue a written statement of consent for the proposed amendment, the Department will take into consideration the reasons for such action or inaction, if known.

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, please contact me at (609) 984-6888.

Sincerely,

A handwritten signature in dark ink, appearing to read "Jaime Murray", with a long horizontal flourish extending to the right.

Jaime Murray
Southern and Coastal Land Use Planning

Enclosures

c: David Palgutta, Sickels and Associates
All Salem County Municipal Clerks
Earl Gage, Clerk of the Board, Salem County Planning Board
Jessica Ritter Sanchez, Delaware River Basin Commission
Ron Bannister, NJDEP, Nonpoint Pollution Control
James Pontoriero, NJDEP, Construction and Connection Permits
Colleen Keller, NJDEP, Land Use Regulation
Elizabeth Semple, NJDEP, Coastal and Land Use Planning
Martin Rosen, NJDEP, Coastal and Land Use Planning
Bill Purdie, NJDEP, Coastal and Land Use Planning
Rick Brown, NJDEP, Coastal and Land Use Planning
Deborah Bechtel, NJDEP, Coastal and Land Use Planning

PUBLIC NOTICE

ENVIRONMENTAL PROTECTION

DIVISION OF COASTAL AND LAND USE PLANNING

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 (WQM) Plan. This amendment proposal, submitted on behalf of the Salem County Board of Chosen Freeholders as the responsible wastewater management planning agency, would adopt a future wastewater service area (FWSA) map for Salem County. This map has been prepared pursuant to P.L. 2011, c. 203, enacted on January 17, 2012, which permits a wastewater management planning agency to prepare and submit to the Department at least that portion of a wastewater management plan (WMP) designating sewer service area (SSA), which shall comply with the Department's regulatory criteria. If adopted, this map, titled "Future Wastewater Service Areas, Salem County New Jersey," will 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. The map identifies areas to be served by sewage treatment facilities/sewer systems as well as areas to be served by septic systems with design flows of equal to or less than 2,000 gallons per day. The proposed map modifies the previously approved SSAs to eliminate environmentally sensitive areas (ESAs) that are not currently connected to sewer systems, as well as removes areas from sewer service based on local planning initiatives. Additional new areas have been proposed for sewer service based

on local planning initiatives. This proposed amendment only modifies the wastewater service area mapping portions of the above referenced WQM Plan.

Pursuant to P.L. 2011, c. 203, 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 to update a SSA may be approved if such actions are compliant with the applicable sections of the Water Quality Management Planning rules (N.J.A.C. 7:15) regardless of whether capacity has been fully assessed. Additional issues which may need to be addressed for any new or expanded wastewater treatment facility proposal include, but are not limited to, compliance with stormwater regulations, antidegradation, effluent limitations, water quality analysis, and exact locations and designs of future treatment works. 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.

In accordance with N.J.A.C. 7:15-5, ESAs have been assessed to determine what areas are appropriately included in the proposed SSAs. Pursuant to N.J.A.C. 7:15-5.24, 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. These ESAs are not included in the proposed SSA except as noted below.

In accordance with N.J.A.C. 7:15-5.24(b)1, to determine areas designated as threatened or endangered species habitat, the Department utilized the Division of Fish and Wildlife's Landscape Project Maps of Habitat for Endangered, Threatened or Other Priority Species, versions 2.1 and 3.0, as applicable. Areas identified by the Landscape

Project as being suitable habitat for threatened and endangered species are not included in the proposed SSAs except as provided under N.J.A.C. 7:15-5.24(e) through (h), or unless a site has undergone a site specific Habitat Suitability Determination prepared in accordance with N.J.A.C. 7:15-5.26 that found the site to be not suitable habitat, or, pursuant to N.J.A.C. 7:15-5.24(g)2, the Department determined the ESAs are not critical to a population of endangered or threatened species the loss of which would decrease the likelihood of the survival or recovery of the identified species.

In accordance with N.J.A.C. 7:15-5.24(b)2, areas mapped as Natural Heritage Priority Sites are not included in the proposed SSA, except as provided under N.J.A.C. 7:15-5.24(e) through (h).

In accordance with N.J.A.C. 7:15-5.24(b)3, areas identified as special water resource protection areas along C1 waters and their tributaries are not included in the proposed SSAs, except as provided under N.J.A.C. 7:15-5.24(e) through (h). The required buffer width is applied to both sides of a stream measured from the top of bank of an intermittent or perennial stream, or centerline if the bank is not defined, and from the defined edge of a lake, pond, or reservoir at bank full flow or level. C1 waters and their tributaries are afforded a 300-foot buffer. In addition, as required under N.J.A.C. 7:15-5.20(b)3, the proposed FWSA map text indicates that development in riparian zones, or designated river areas, may be subject to special regulation under Federal or State statutes or rules. Riparian zones or buffers are established along all surface waters, based on the surface water body's classification designated at N.J.A.C. 7:9B, under the following regulations: the Flood Hazard Area Control Act rules, the Stormwater Management rules, and the Water Quality Management Planning rules. Most development within these riparian zones is limited by these regulatory programs.

In accordance with N.J.A.C. 7:15-5.24(b)4, areas mapped as wetland pursuant to N.J.S.A. 13:9A-1 and 13:9B-25 are not included in the proposed SSA, except as provided under N.J.A.C. 7:15-5.24(e) through (h).

Pursuant to N.J.A.C. 7:15-5.24(d), areas with Federal 201 grant limitations that prohibit the extension of sewers to serve development in these areas are excluded from the proposed SSA either where local mapped information exists delineating these areas, or through a narrative from a reliable source where mapping does not exist. Where a narrative approach has been used, it is noted as text on the proposed FWSA. Pre-existing grant conditions and requirements (from Federal and State grants or loans for sewerage facilities), which provide for restriction of sewer service to ESAs, will be unaffected by adoption of this amendment and compliance is required.

As provided under N.J.A.C. 7:15-5.24(e) through (h), limited ESAs have been included in SSAs. Where applicable, Department wetland, flood hazard, and state open water permits or jurisdictional determinations have been utilized to determine the extent of the SSA on individual lots.

This preliminary notice represents the Department's determination that the County's proposed SSA is in compliance with the regulatory criteria for identifying SSAs pursuant to N.J.A.C. 7:15-5.24 and 5.25. In accordance with P.L. 2011, c. 203, the Department is now accepting those site specific amendment and revision applications. Information regarding applications for these amendments and revisions can be found at <http://www.nj.gov/dep/wqmp/applications.html>.

Approval of this amendment would 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.

This notice is being given to inform the public that an amendment has been proposed for the Lower Delaware WQM Plan. All information related to the WQM Plan and the proposed amendment is located at the Department, Division of Coastal and Land Use Planning, 401 East State Street, P.O. Box 420, Mail Code 401-07C, Trenton, New Jersey 08625. The Department's file is available for inspection between 8:30 A.M. and 4:00 P.M., Monday through Friday. An appointment to inspect the documents may be arranged by calling the Division of Coastal & Land Use Planning at (609) 984-6888.

A public hearing on the proposed amendment will be held on December 6, 2012, from 6:00 P.M. to 8:00 P.M., or close of testimony, whichever comes first, at the Ware Agricultural Office Complex in the Executive Meeting Room, 51 Cheney Road, Woodstown, New Jersey 08098.

Interested persons may submit written comments on the amendment to WQM Program Docket, Division of Coastal and Land Use Planning, at the Department address cited above, with a copy sent to Mr. Louis Joyce, Salem County Planning Board, 164 Route 45, Salem, NJ 08079. All comments must be submitted within 15 days following the public hearing. All comments submitted prior to the close of the comment period shall be considered by the Department in reviewing the amendment request.

Elizabeth Semple, Manager
Division of Coastal and Land Use Planning
Department of Environmental Protection

Date

Copy



SALEM COUNTY DEPARTMENT OF PLANNING & AGRICULTURE
MANNINGTON COMPLEX

164 ROUTE 45

MANNINGTON, NEW JERSEY 08079

October 29, 2009

Ms. Susan Miller
Oldmans Township
32 West Mill Street
PO Box 416
Pedricktown, NJ 08067

Re: Salem County Wastewater Management Plan (WMP)
Septic Management Ordinance

Dear Ms. Miller,

I recently mailed to you a package of draft ordinances that are part of the Wastewater Management Plan implementation requirements. The ordinance regarding septic system maintenance was part of that package. There are important changes regarding the septic system issue that I can now bring to you.

I received updated guidance from the NJDEP on October 28, 2009 that states that an ordinance is not required at this time. What is required is a septic management plan. The DEP position is:

DEP Response:

"We don't require an ordinance - that is optional - but we require a septic management plan. The septic management plan must include an inventory database (or a plan to build the inventory over time) that includes notification, and return receipt or some way to track compliance. If there is significant noncompliance at the time of the next WMP update, then enforcement must be an included element in the septic management plan."

The contents of the draft ordinance can be modified to reflect the current DEP requirements and adopted as a septic management plan by resolution or ordinance as is appropriate for your community.

Please feel free to contact me directly if I can assist you with this effort. I will keep you informed of any additional guidance from DEP as I become aware of it.

Very truly yours,

Louis C. Joyce, PP, AICP
Planning Director

Salem County
DISCOVER THE
POSSIBILITIES

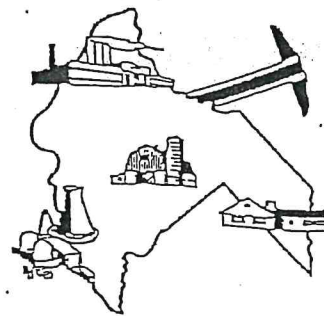


Salem County Planning Board

164 ROUTE 45 • SALEM, NEW JERSEY 08079

856-935-7510 Ext. 8413

FAX: 856-935-3830



John Willadsen, Chairman
September 30, 2009

Louis C. Joyce, PP, AICP, Director

Ms. Susan Miller
Oldmans Township
32 West Mill Street
PO Box 416
Pedricktown, NJ 08067

Re: Salem County Wastewater Management Plan (WMP)

Dear Ms. Miller,

The Salem County Planning Department has been moving forward on the many technical tasks that are required by NJDEP for the preparation of the Salem County Wastewater Management Plan (WMP). However, each local municipality must begin the process of adopting local ordinances regulating certain environmental activities as required by the rules. In addition to the stormwater management ordinances which all of the County's towns have adopted, the following local ordinances are required by the State to be in place:

1. Riparian Buffer Zones
2. Septic System Management
3. Steep Slope Development (a letter from the local engineer certifying that steep slopes do not exist in the municipality may satisfy this requirement)
4. Fertilizer Application Regulation (Alloway, Pilesgrove & Upper Pittsgrove only)

We have enclosed copies of draft model ordinances that were prepared by the NJDEP and will satisfy the requirements for local rules in the Wastewater Management Plans. We can provide electronic copies via email to you upon request. In order to comply with the WMP rules and help us keep on schedule it is necessary for you to immediately begin to work on adopting these ordinances.

We are available at your convenience to discuss the contents of the ordinances, and any concerns that you may have at this point. Further information on the Wastewater Management Planning process can be found at <http://www.state.nj.us/dep/watershedmgt/rules.htm>. I may be reached at ljoyce@salemcountynj.gov.

Very truly yours,

Louis C. Joyce, PP, AICP
Planning Director

Enc: Model Ordinances

cc: Mayor w/o enc.

DRAFT
MINIMUM ACCEPTABLE
RIPARIAN ZONE MODEL ORDINANCE
AUGUST 25, 2009

- I. Purpose and Statutory Authority**
- II. Definitions**
- III. Establishment of Riparian Zones**
- IV. Exceptions**
- V. Adjustments**
- VI. Appeals Procedures, Conflicts, and Severability**
- VII. Enforcement**
- VIII. Effective Date**

I. PURPOSE AND STATUTORY AUTHORITY

The purpose of this Ordinance is to designate riparian zones, and to provide for land use regulation therein in order to protect the streams, lakes, and other surface water bodies of [municipality] in order to provide compliance with N.J.A.C. 7:15-5.25(g)3 which requires municipalities to adopt an ordinance that prevents new disturbance for projects or activities in riparian zones. Authority is provided or limited as follows:

- A. Compliance with the riparian zone requirements of this Ordinance does not constitute compliance with the riparian zone or buffer requirements imposed under any other Federal, State or local statute, regulation or ordinance.
- B. Use powers given to [municipality] under the provisions of the New Jersey Municipal Land Use Law, N.J.S.A. 40:55D-1 *et seq.*, which authorizes each municipality to plan and regulate land use in order to protect public health, safety, and welfare through the protection and maintenance of native vegetation in riparian areas. [Municipality] is also empowered to adopt and implement this ordinance under provisions provided by the following legislative authorities of the State of New Jersey:
 - 1. Water Pollution Control Act, N.J.S.A. 58:10A-1 *et seq.*
 - 2. Water Quality Planning Act, N.J.S.A. 58:11A-1 *et seq.*
 - 3. Spill Compensation and Control Act, N.J.S.A. 58:10-23 *et seq.*
 - 4. Soil Erosion and Sediment Control Act, N.J.S.A. 4:24-39 *et seq.*
 - 5. Flood Hazard Area Control Act, N.J.S.A. 58:16A-50 *et seq.*

II. DEFINITIONS

Acid producing soils means soils that contain geologic deposits of iron sulfide minerals (pyrite and marcasite) which, when exposed to oxygen from the air or from surface waters, oxidize to produce sulfuric acid. Acid producing soils, upon excavation, generally have a pH of 4.0

or lower. After exposure to oxygen, these soils generally have a pH of 3.0 or lower. Information regarding the location of acid producing soils in New Jersey can be obtained from local Soil Conservation District offices.

Applicant means a person, corporation, government body or other legal entity applying to the Planning Board, Board of Adjustment or the Construction Office proposing to engage in an activity that is regulated by the provisions of this ordinance, and that would be located in whole or in part within a regulated Riparian Zone.

Category One waters or C1 waters shall have the meaning ascribed to this term by the Surface Water Quality Standards, N.J.A.C. 7:9B, for purposes of implementing the antidegradation policies set forth in those standards, for protection from measurable changes in water quality characteristics because of their clarity, color, scenic setting, and other characteristics of aesthetic value, exceptional ecological significance, exceptional recreational significance, exceptional water supply significance, or exceptional fisheries resources.

Intermittent Stream means a surface water body with definite bed and banks in which there is not a permanent flow of water and shown on the New Jersey Department of Environmental Protection Geographic Information System (GIS) hydrography coverages or, in the case of a Special Water Resource Protection Area (SWRPA) pursuant to the Stormwater Management rules at N.J.A.C. 7:8-5.5(h), C1 waters as shown on the USGS quadrangle map or in the County Soil Surveys.

Lake, pond, or reservoir means any surface water body shown on the New Jersey Department of Environmental Protection Geographic Information System (GIS) hydrography coverages or, in the case of a Special Water Resource Protection Area (SWRPA) pursuant to the Stormwater Management rules at N.J.A.C. 7:8-5.5(h), C1 waters as shown on the USGS quadrangle map or in the County Soil Surveys; that is an impoundment, whether naturally occurring or created in whole or in part by the building of structures for the retention of surface water. This excludes sedimentation control and stormwater retention/detention basins and ponds designed for treatment of wastewater.

Perennial stream means a surface water body that flows continuously throughout the year in most years and shown on the New Jersey Department of Environmental Protection Geographic Information System (GIS) hydrography coverages or, in the case of a Special Water Resource Protection Area (SWRPA) pursuant to the Stormwater Management rules at N.J.A.C. 7:8-5.5(h), C1 waters as shown on the USGS quadrangle map or in the County Soil Surveys.

Riparian zone means the land and vegetation within and directly adjacent to all surface water bodies including, but not limited to lakes, ponds, reservoirs, perennial and intermittent streams, up to and including their point of origin, such as seeps and springs, as shown on the New Jersey Department of Environmental Protection's GIS hydrography coverages or, in the case of a Special Water Resource Protection Area (SWRPA) pursuant to the Stormwater Management rules at N.J.A.C. 7:8-5.5(h), C1 waters as shown on the USGS quadrangle map or in the County Soil Surveys. There is no riparian zone along the Atlantic Ocean nor along any manmade lagoon or oceanfront barrier island, spit or peninsula.

Special Water Resource Protection Area or SWRPA means a 300 foot area provided on each side of a surface water body designated as a C1 water or tributary to a C1 water that is a perennial stream, intermittent stream, lake, pond, or reservoir, as defined herein and shown

on the USGS quadrangle map or in the County Soil Surveys within the associated HUC 14 drainage, pursuant to the Stormwater Management rules at N.J.A.C. 7:8-5.5(h).

Surface water body(ies) means any perennial stream, intermittent stream, lake, pond, or reservoir, as defined herein. In addition, any regulated water under the Flood Hazard Area Control Act rules at N.J.A.C. 7:13-2.2, or State open waters identified in a Letter of Interpretation issued under the Freshwater Wetlands Protection Act Rules at N.J.A.C. 7:7A-3 by the New Jersey Department of Environmental Protection Division of Land Use Regulation shall also be considered surface water bodies.

Threatened or endangered species means a species identified pursuant to the Endangered and Nongame Species Conservation Act, N.J.S.A. 23:2A-1 et seq., the Endangered Species Act of 1973, 16 U.S.C. §§1531 et seq. or the Endangered Plant Species List, N.J.A.C. 7:5C-5.1, and any subsequent amendments thereto.

Trout maintenance water means a section of water designated as trout maintenance in the New Jersey Department of Environmental Protection's Surface Water Quality Standards at N.J.A.C. 7:9B.

Trout production water means a section of water identified as trout production in the New Jersey Department of Environmental Protection's Surface Water Quality Standards at N.J.A.C. 7:9B.

III. ESTABLISHMENT OF RIPARIAN ZONES

A. Riparian zones adjacent to all surface water bodies shall be protected from avoidable disturbance and shall be delineated as follows:

1. The riparian zone shall be 300 feet wide along both sides of any Category One water (C1 water), and all upstream tributaries situated within the same HUC 14 watershed.
2. The riparian zone shall be 150 feet wide along both sides of the following waters not designated as C1 waters:
 - a. Any trout production water and all upstream waters (including tributaries);
 - b. Any trout maintenance water and all upstream waters (including tributaries) within one linear mile as measured along the length of the regulated water;
 - c. Any segment of a water flowing through an area that contains documented habitat for a threatened or endangered species of plant or animal, which is critically dependent on the surface water body for survival, and all upstream waters (including tributaries) within one linear mile as measured along the length of the regulated water; and
 - d. Any segment of a water flowing through an area that contains acid producing soils.
3. For all other surface water bodies, a riparian zone of 50 feet wide shall be maintained along both sides of the water.

B. The portion of the riparian zone that lies outside of a surface water body is measured landward from the top of bank. If a discernible bank is not present along a surface water body, the portion of the riparian zone outside the surface water body is measured landward as follows:

1. Along a linear fluvial or tidal water, such as a stream, the riparian zone is measured landward of the feature's centerline;
2. Along a non-linear fluvial water, such as a lake or pond, the riparian zone is measured landward of the normal water surface limit;
3. Along a non-linear tidal water, such as a bay or inlet, the riparian zone is measured landward of the mean high water line; and
4. Along an amorphously-shaped feature such as a wetland complex, through which water flows but which lacks a discernible channel, the riparian zone is measured landward of the feature's centerline.

[Municipalities have the ability to include a series of options, as long as the minimum requirements are met. If an existing municipal ordinance includes more stringent riparian zone requirements, or if the municipality wished to propose more stringent requirements, then the more stringent requirements should be applied.]

- C. The applicant or designated representative shall be responsible for the initial determination of the presence of a riparian zone on a site, and for identifying the area on any plan submitted to the *[municipality]* in conjunction with an application for a construction permit, subdivision, land development, or other improvement that requires plan submissions or permits. This initial determination shall be subject to review and approval by the municipal engineer, governing body, or its appointed representative, and, where required, by the New Jersey Department of Environmental Protection.

IV. EXCEPTIONS

- A. The following new disturbances for projects or activities in riparian zones are Excepted:
 1. Redevelopment within the limits of existing impervious surfaces; or
 2. New disturbance in the riparian zone necessary to protect public health, safety or welfare; to provide an environmental benefit; to prevent extraordinary hardship on the property owner peculiar to the property; or to prevent extraordinary hardship, provided the hardship was not created by the property owner, that would not permit a minimum economically viable use of the property based upon reasonable investment.
 3. An Exception to any of the disturbances listed in IV1. above shall be granted by the Town Engineer upon proof by virtue of submission of appropriate maps and drawings, that the proposed redevelopment is within the limits of impervious surfaces that existed at the time of passage of this ordinance and shall be in conformance with the Stormwater Management Rules, N.J.A.C. 7:8, and the Flood Hazard Area Control Act Rules, N.J.A.C. 7:13.
 4. For all riparian zones an Exception to any of the disturbances listed in IV2. above shall be granted by the Zoning Board of Adjustment upon proof by virtue of submission of appropriate maps, drawings, reports and testimony, that the disturbance protects public health, safety or welfare; provides an environmental benefit; prevents extraordinary

hardship on the property owner peculiar to the property; or prevents extraordinary hardship, provided the hardship was not created by the property owner, that would not permit a minimum economically viable use of the property based upon reasonable investment. Hardship variances may be granted by the Zoning Board of Adjustment in cases of a preexisting lot (existing at the time of adoption of this ordinance) when there is insufficient room outside the riparian zone for uses permitted by the underlying zoning and there is no other reasonable or prudent alternative to placement in the riparian zone, including obtaining variances from setback or other requirements that would allow conformance with the riparian zone requirements.

5. Appeals of a determination by the Town Engineer made in accordance with IV3. above may be made to the Planning Board. The party contesting the determination or decision shall have the burden of proof in case of any such appeal.

V. ADJUSTMENTS

A. Adjustments to the riparian zones established by this Ordinance are allowed to the extent they comply with the Stormwater Management Rules (N.J.A.C. 7:8), the Flood Hazard Area Control Act Rules (N.J.A.C. 7:13), and the Highlands Water Protection and Planning Act Rules (N.J.A.C. 7:38), and shall be subject to review and approval by the New Jersey Department of Environmental Protection, unless exempt. The following adjustments to riparian zones are allowed:

1. The proposed disturbance in a riparian zone is for a linear development with no feasible alternative route. If the riparian zone is associated with Category One waters, the linear development must also meet the requirements for Special Water Resource Protection Areas under the Stormwater Management rules at N.J.A.C. 7:8-5.5(h);
2. The proposed disturbance in a riparian zone is in accordance with a stream corridor restoration or stream bank stabilization plan or project approved by the New Jersey Department of Environmental Protection;
3. The proposed disturbance of a riparian zone is necessary to provide for public pedestrian access or water dependent recreation that meets the requirements of the Freshwater Wetlands Protection Act rules, N.J.A.C. 7:7A, the Flood Hazard Area Control Act rules, N.J.A.C. 7:13, or the Coastal Zone Management rules, N.J.A.C. 7:7E; or
4. The proposed disturbance of a riparian zone is required for the remediation of hazardous substances performed with New Jersey Department of Environmental Protection or Federal oversight pursuant to the Spill Compensation and Control Act, N.J.S.A. 58:10-23.11a et seq. or the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, 42 U.S.C. §§9601 et seq.

VI. APPEALS PROCEDURES, CONFLICTS, AND SEVERABILITY

- A. Any party aggrieved by the location of the riparian zone boundary determination under this Ordinance may appeal to the *[municipal contact]* under the provisions of this ordinance. The

party contesting the location of the riparian zone boundary shall have the burden of proof in case of any such appeal.

- B. Any party aggrieved by any determination or decision of the *[municipal contact]* under this Ordinance may appeal to the *[governing body]* of *[municipality]*. The party contesting the determination or decision shall have the burden of proof in case of any such appeal.
- C. **Conflicts:** All other ordinances, parts of ordinances, or other local requirements that are inconsistent or in conflict with this ordinance are hereby superseded to the extent of any inconsistency or conflict, and the provisions of this ordinance apply.
- D. **Severability:**
 - 1. Interpretation: This Ordinance shall be so construed as not to conflict with any provision of New Jersey or Federal law.
 - 2. Notwithstanding that any provision of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, all remaining provisions of the Ordinance shall continue to be of full force and effect.
 - 3. The provisions of this Ordinance shall be cumulative with, and not in substitution for, all other applicable zoning, planning and land use regulations.

VII. ENFORCEMENT

A prompt investigation shall be made by the appropriate personnel of *[municipality]*, of any person or entity believed to be in violation hereof. If, upon inspection, a condition which is in violation of this Ordinance is discovered, a civil action in the Special Part of the Superior Court, or in the Superior Court, if the primary relief sought is injunctive or if penalties may exceed the jurisdictional limit of the Special Civil Part, by the filing and serving of appropriate process. Nothing in this Ordinance shall be construed to preclude the right of *[municipality]*, pursuant to N.J.S.A 26:3A2-25, to initiate legal proceedings hereunder in Municipal Court. The violation of any section or subsection of this Ordinance shall constitute a separate and distinct offense independent of the violation of any other section or subsection, or of any order issued pursuant to this Ordinance. Each day a violation continues shall be considered a separate offense.

[The municipality should include a discussion of compliance and enforcement actions taken in the event of non-compliance.]

VIII. EFFECTIVE DATE

This Ordinance shall take effect upon final adoption and publication in accordance with the law on *[insert date]*.

SEPTIC MANAGEMENT MODEL ORDINANCE

8/06/09

The requirements set forth in this Model Ordinance will meet the requirements of the Water Quality Management Planning rule (N.J.A.C. 7:15-5.25(e)).

I. PURPOSE

The purpose of this ordinance is to help protect public health and safety, water quality and general welfare by requiring the proper operation and maintenance of individual subsurface sewage disposal systems (ISSDSs) in *[insert name of municipality]*.

II. BACKGROUND

ISSDSs that are not properly maintained can contaminate both ground water and surface water, creating health risks to humans and impairing natural ecosystems. Regularly pumping out the accumulated solids and liquids from an ISSDS before they interfere with proper function is the single most effective means to maintain an ISSDS in good working order and to extend its effective life. Therefore, regular pump outs are a key means to protect the surrounding environment as well as public health and welfare from the effects of a failed system.

III. APPLICABILITY

This ordinance is applicable to all ISSDSs, both existing and newly installed, within *[insert name of municipality]*.

IV. DEFINITIONS

“Acting Authority” means the office, agency, or other entity responsible for the implementation of this ordinance. *[Alternatively, identify the body that will be responsible, define that term instead and replace the term wherever used in the model ordinance]*

“Individual subsurface sewage disposal system” or “ISSDS” means a system for the disposal of less than or equal to 2,000 gallons per day of sanitary sewage into the ground. Such systems are generally designed and constructed to treat sanitary sewage in a manner that will retain most of the settleable solids in a tank and discharge the liquid effluent to a disposal field. Existing systems with other designs (some no longer permitted to be used), such as cesspools or those that dispose of effluent through seepage pits are also included. This term refers to both systems that serve an individual residence as well as onsite subsurface sewage disposal systems serving a property other than a single family home (such as commercial buildings, food establishments, commercial/residential mixed uses, and systems serving multiple units) with an engineering flow of less than 2,000 gallons per day, including but not limited to those systems identified in N.J.A.C. 7:9A-1.8(a)2.

“Licensed Professional Engineer” means an engineer licensed by the New Jersey State Board of Professional Engineers and Land Surveyors to practice the profession of engineering.

“Licensed Health Officer” means an individual granted a license by the Public Health Licensing and Examination Board of the New Jersey Department of Health and Senior Services.

“Licensed ISSDS installer” means an industry professional that meets a set of established criteria and is deemed qualified to install individual subsurface sewage disposal systems by the Acting Authority or its designee.

“Maintenance” means pumping out by a qualified service provider, as determined by the Acting Authority, the accumulated solids and liquids retained in an ISSDS, as well as servicing as necessary to restore an ISSDS to good working order.

“NJDEP-registered ISSDS service provider” means an industry professional that has completed the Onsite Wastewater Treatment System Professionals Voluntary Registration Form and filed it with the Department’s Bureau of Nonpoint Pollution Control.

“Owner” means any person or other entity that has legal title to property.

“Property” means either of the following that is served by an ISSDS:

1. A single lot as defined by municipal lot and block; or
2. The combined area contained within the legal boundaries of two or more contiguous lots where, for any part of each of those lots, there is a shared pecuniary, possessory or other substantial common interest by one or more persons (such as common ownership and/or operation or a common plan of development or sale).

“Registered Environmental Health Specialist” means an individual granted a license by the Public Health Licensing and Examination Board of the New Jersey Department of Health and Senior Services.

“Sanitary Sewage” means any wastes, including wastes from humans, households, commercial establishments, and/or industries, that are discharged to an ISSDS.

V. INVENTORY RECORDS

The *[insert name of municipality or Acting Authority]* shall maintain a database identifying each ISSDS in active use within *[insert name of municipality]*. The database shall include for each ISSDS the parcel block and lot and address of the property where the ISSDS is located, name and address of the property owner, a description of system size, type and location on the property and the pump out status according to the required

pump out schedule set forth in Section VI. Owners of properties served by ISSDSs are required to cooperate in the initial development and continuing update of the database as set forth below and in Section VI.

[Insert selected option for requiring property owners with ISSDS to submit information for the database. Note: Various options are available to the municipality as the means to set up the initial database. The simplest would be to require property owners with an ISSDS to submit a registration form with the required information or to obtain a permit (with or without an associated fee) for the ISSDS. Municipalities in which there are large numbers of systems may wish to develop the database in phases. The objective would be to complete the initial database prior to the deadline for submitting the 6-year WMP update required at N.J.A.C. 7:15-5.23(a). A phased system may consist of initially populating the database with those systems already known pursuant to N.J.A.C. 7:9A-3.5, which requires a permit to construct, install, or alter an individual or non-individual subsurface sewage disposal system]. For the remaining existing systems, management zones could be designated within which properties believed to be served by ISSDS are identified and the property owner required to register or obtain a permit for the system, thereby providing the information to populate the database. The universe of potential ISSDS properties in a management zone could be identified by comparing the full list of properties in the management zone according to tax rolls with properties subject to billing for sewage treatment service or eliminating properties on roads/rights-of-way where sewers are known to be in physical existence. Alternatively, there could be a presumption that a property is served by an ISSDS unless demonstration is made by the property owner that a sewer hookup exists.]

VI. ROUTINE ISSDS MAINTENANCE

A. The owner of a property served by an ISSDS must cause the ISSDS to be pumped out by an ISSDS service provider in accordance with the applicable schedule.

Documentation of compliance shall be submitted within *[insert number of days]* to *[insert recipient]* in the form of a receipt from the ISSDS service provider for the service indicating the property location, service type(s) provided and date of service.

1) Except as provided in Section VI.A.2, each ISSDS shall be pumped out every *[insert period; default recommendation is 3 years]* years following the initial scheduled pump out, as set forth in Section VI.C, unless an alternative schedule is identified by the Acting Authority, as set forth in Section VI.B;

2) In lieu of a pump out, the property owner may submit a septic system inspection report to *[insert recipient]* on a form provided by the Acting Authority indicating that the system is not in need of pumping and is in good working order. In this case, the pump out schedule will be shifted forward by one year. Said form shall be prepared, completed, and certified by one of the following:

- a. licensed ISSDS installer *[where a municipality opts to create a licensing requirement and protocol]*;
- b. NJDEP-registered ISSDS service provider;
- c. licensed professional engineer;
- d. licensed health officer or registered environmental health specialist;
- e. *[other person acceptable to the Acting Authority.]*

B. Modifications to term of scheduled maintenance: The Acting Authority may, on its own motion, upon notice and opportunity to the property owner for a hearing, or upon application for a modified schedule by a property owner, alter the time period for scheduled maintenance. The Acting Authority may consider the factors, including but not limited to those listed below, in determining that a different pumping schedule applies:

- 1) Size of the ISSDS relative to the wastewater generated by the structure(s) served (i.e. small number of users relative to system design may warrant a longer period while a large number of users relative to system design may warrant a shorter period);
- 2) ISSDSs that are cesspools;
- 3) Unusual type and/or intensity of sewage generation, such as dining establishments, pet grooming, hair salons, etc.

C. Notification of requirement for scheduled maintenance.

1) An initial notice of requirement for initial pump-out and the pump-out schedule applicable thereafter shall be mailed by the Acting Authority to owners of properties served by ISSDSs. Except as provided in Section VI.C.2, the initial scheduled pump-out is required to be conducted within ninety (90) days of the date set forth in the initial notification. *[In setting the initial pump-out date, municipality should consider the number of systems in the municipality and phase in the initial pump-out so as to avoid overwhelming the ISSDS service providers and the treatment facilities able to receive the pump-out material.]*

2) Property owners shall be exempt from the initial pump-out requirement provided documentation is submitted to *[insert recipient]* that confirms a pump-out was completed no more than 18 months prior to receiving the initial notification. In this case, the initial required maintenance will commence three years from the date of the documented pump out.

3) Sixty (60) days prior to the next scheduled maintenance, the Acting Authority shall send a "Notice for Service Due" letter to the affected property owners. *[this subsequent notification is optional but recommended]*

VII. ENFORCEMENT, VIOLATION, PENALTIES

Adherence to the provisions of this Ordinance is necessary to help protect public health and safety, water quality and general welfare. Failure to adhere to the provisions set forth in this Ordinance shall constitute a violation of this Ordinance for which a fine shall be

levied, pursuant to N.J.S.A. 40:69A-29, in the amount of *[insert amount or a schedule based on severity of violation]*.

VIII. EFFECTIVE DATE

This ordinance shall take effect thirty (30) days after adoption and publication of a Notice of Adoption in accordance with New Jersey law.

STEEP SLOPE MODEL ORDINANCE

[The requirements set forth in this Model Ordinance are consistent with those found in the State of New Jersey's Water Quality Management Planning rule (N.J.A.C. 7:15).]

I. PURPOSE

The purpose of this ordinance is to regulate the intensity of use in areas of steeply sloping terrain in order to limit soil loss, erosion, excessive stormwater runoff, the degradation of surface water and to maintain the natural topography and drainage patterns of land.

II. BACKGROUND

Disturbance of steep slopes results in accelerated erosion processes from stormwater runoff and the subsequent sedimentation of waterbodies with the associated degradation of water quality and loss of aquatic life support. Related effects include soil loss, changes in natural topography and drainage patterns, increased flooding potential, further fragmentation of forest and habitat areas, and compromised aesthetic values. It has become widely recognized that disturbance of steep slopes should be restricted or prevented based on the impact disturbance of steep slopes can have on water quality and quantity, and the environmental integrity of landscapes.

III. APPLICABILITY

This ordinance shall be applicable to new development or land disturbance on a steep slope within *[insert municipality]*.

IV. DEFINITIONS

"Disturbance" means the placement of impervious surface, the exposure or movement of soil or bedrock, or the clearing, cutting, or removing of vegetation.

"Impervious surface" means any structure, surface, or improvement that reduces or prevents absorption of stormwater into land, and includes porous paving, paver blocks, gravel, crushed stone, decks, patios, elevated structures, and other similar structures, surfaces, or improvements.

"Redevelopment" means the construction of structures or improvements on areas which previously contained structures or other improvements.

"Steep Slopes" means any slope equal to or greater than 20 percent as measured over any minimum run of 10 feet. Steep slopes are determined based on contour intervals of two feet or less.

V. DESIGNATION OF AREAS

The percent of slope (rise in feet per horizontal distance) shall be established by measurement of distance perpendicular to the contour of the slope. The percent of slope shall be calculated for each two-foot contour interval. For example, any location on the site where there is a one-foot rise over a 10-foot horizontal run constitutes a 10 percent slope; a 1.5 foot rise over a 10-foot horizontal run constitutes a 15 percent slope; a two foot rise over a 10-foot horizontal run constitutes a 20 percent slope.

VI. STEEP SLOPE LIMITS

For steep slopes any disturbance shall be prohibited except as provided below:

1. Redevelopment within the limits of existing impervious surfaces; and
2. New disturbance necessary to protect public health, safety or welfare, such as necessary linear development with no feasible alternative; to provide an environmental benefit, such as remediation of a contaminated site; to prevent extraordinary hardship on the property owner peculiar to the property; or to prevent extraordinary hardship, provided the hardship was not created by the property owner, that would not permit a minimum economically viable use of the property based upon reasonable investment. For example, redevelopment, within the footprint of existing impervious cover should be allowed to support efforts to revitalize development that has fallen into disrepair.

The applicant shall demonstrate through site plans depicting proposed development and topography that new disturbance is not located in areas with a 20 percent or greater slope.

[Municipalities may include additional restrictions for 20 percent slopes or include restrictions for lesser slopes, at their discretion, as long as the minimum requirements above are met.]

[The municipality may wish to include a section stating minimum requirements needed in a site plan and/or the approval process.]

VII. CONFLICTS AND SEVERABILITY

A. Conflicts: All other ordinances, parts of ordinances, or other local requirements that are inconsistent or in conflict with this ordinance are hereby superseded to the extent of any inconsistency or conflict, and the provisions of this ordinance apply.

B. Severability:

1. Interpretation: This Ordinance shall be so construed as not to conflict with any provision of New Jersey or Federal law.
2. Notwithstanding that any provision of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, all remaining provisions of the

Ordinance shall continue to be of full force and effect.

3. The provisions of this Ordinance shall be cumulative with, and not in substitution for, all other applicable zoning, planning and land use regulations.

VIII. ENFORCEMENT, VIOLATION AND PENALTIES

A prompt investigation shall be made by the appropriate personnel of [municipality], of any person or entity believed to be in violation hereof. If, upon inspection, a condition which is in violation of this Ordinance is discovered, a civil action in the Special Part of the Superior Court, or in the Superior Court, if the primary relief sought is injunctive or if penalties may exceed the jurisdictional limit of the Special Civil Part, by the filing and serving of appropriate process.

Nothing in this Ordinance shall be construed to preclude the right of [municipality], pursuant to N.J.S.A 26:3A2-25, to initiate legal proceedings hereunder in Municipal Court.

The violation of any section or subsection of this Ordinance shall constitute a separate and distinct offense independent of the violation of any other section or subsection, or of any order issued pursuant to this Ordinance. Each day a violation continues shall be considered a separate offense.

[The municipality should include a section on penalties that apply in the event of noncompliance.]

IX. EFFECTIVE DATE

This Ordinance shall take effect upon final adoption and publication in accordance with the law on [date].

Salem County Planning Board

164 ROUTE 45 • SALEM, NEW JERSEY 08079

856-935-7510 Ext. 8413

FAX: 856-935-3830



John Willadsen, Chairman

Louis C. Joyce, PP, AICP, Director

May 12, 2009

Mr. William Miller, Deputy Mayor
Oldmans Township
32 West Mill Street
PO Box 416
Pedricktown, NJ 08067

Re: Wastewater Management Plan (WMP) Mapping

Dear Deputy Mayor Miller:

After our meeting on April 27, 2009 I considered your concerns and have prepared the enclosed draft map of the Oldmans Township proposed Sewer Service Area (SSA). The map should incorporate all of the areas of potential development that the Township would like to include in the adopted SSA.

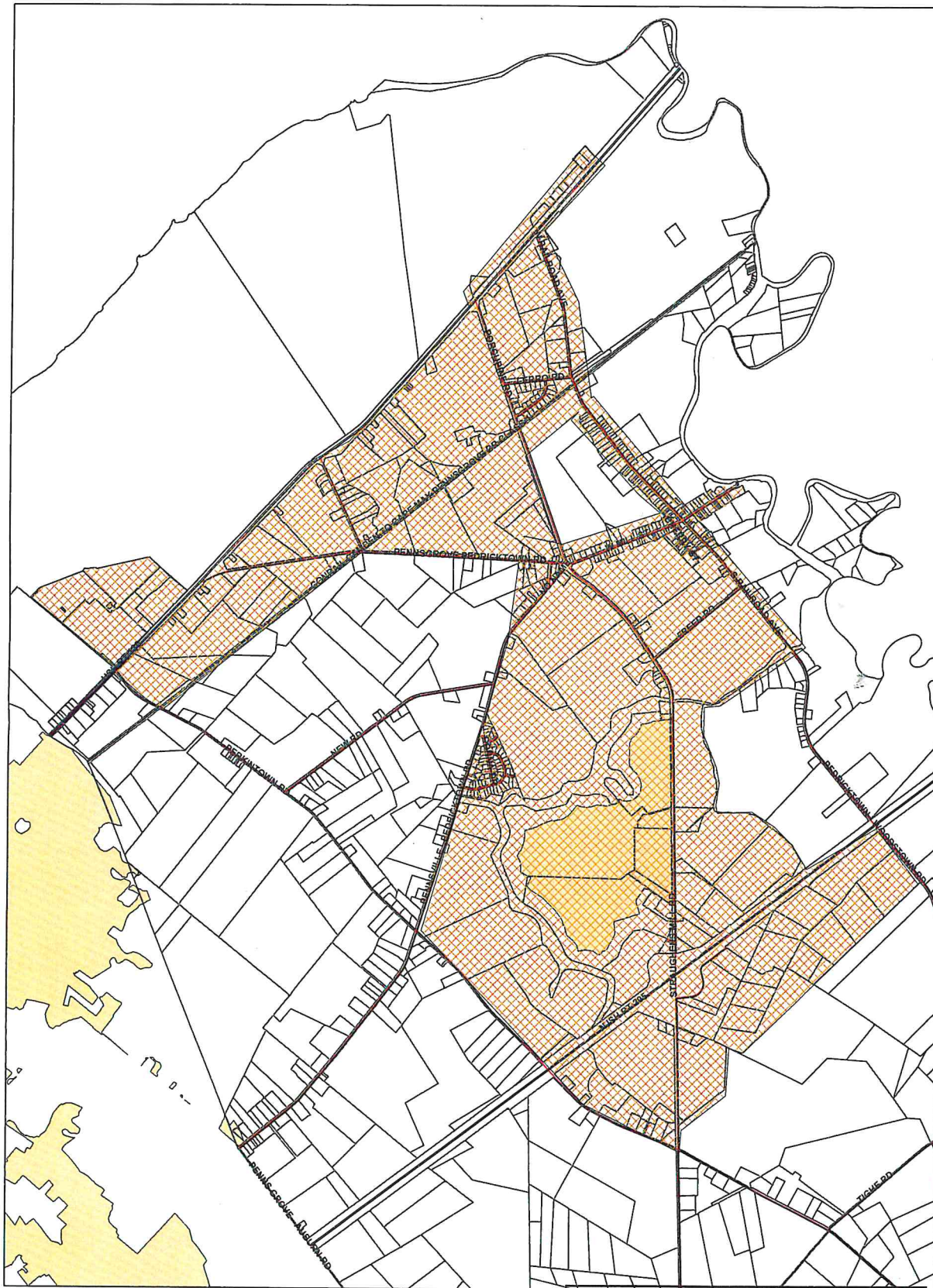
Upon your review of the map, we are prepared to meet with you to finalize any comments. We will need a resolution or official letter from the Township Committee in order to submit this map to the NJDEP to further the discussion of the Oldmans WMP and Sewer Service Areas.

Very truly yours,

Louis C. Joyce, PP, AICP
Planning Director

Enc.

cc: Earl Gage, Clerk of the Board/Administrator



Oldmans WMP



1,000 500 0 1,000 2,000 3,000 Feet

Legend

- Proposed SSA 4-30-09_2
- Proposed SSA 4-30-09
- Salem_County_Adjusted_SSA_9-17-08

Salem County Planning Board

94 MARKET STREET • SALEM, NEW JERSEY 08079

856-935-7510 Ext. 8619

FAX: 856-935-3830



John Willadsen, Chairman

June 10, 2008

Ms. Susan Miller

Oldmans Township

32 West Mill Street

PO Box 416

Pedricktown, NJ 08067

Re: Water Quality Management Plan

Dear Ms. Miller:

The New Jersey State Department of Environmental Protection has been working on readopting the Water Quality Management Planning Rules with amendments. One of the major changes proposed is to designate counties as the wastewater management planning agencies statewide. The Salem County Board of Chosen Freeholders has agreed to become a wastewater management planning agency. With this commitment, Salem County has agreed to prepare a comprehensive County Wastewater Management Plan. The State is asking that this Plan be completed within nine months of the adoption of the new regulations. Though this is a very aggressive timeline, the County will work to meet it. Through this process, your municipality may be called upon for information, meeting locations or assistance. Thank you for your anticipated cooperation. Any questions or concerns can be sent to aljensen@verizon.net or I can be reached at (908) 303-2475.

Sincerely,

Amanda L. Jensen, AICP/PP

Acting County Planning Director

**CARNEYS POINT TOWNSHIP
SEWERAGE AUTHORITY**
303 HARDING HIGHWAY
CARNEYS POINT, NJ 08069
TEL (856) 299-5210
FAX (856) 299-1983

September 29, 1999

Oldmans Township
West Mill Road
Pedricktown, NJ 08067

RE: Carneys Point Sewerage Authority Wastewater Management Plan
Amendment to the Lower Delaware Water Quality Management Plan

Gentlemen,

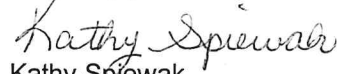
The purpose of this letter is to request a written statement of consent from you municipality for the above-cited proposed WQM plan amendment. State of New Jersey regulations (NJAC 7:15) require that all governmental entities, sewerage agencies, and BPU-related sewer and water utilities that may be affected 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 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 NJAC 7:15-3.4, this written statement of consent is required within sixty days of your receipt of this letter. Attached 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, Division of Watershed Management, P.O. Box 418, 7th Floor, Trenton, New Jersey 08625.

Please be aware that if you do not submit the requested resolution the New Jersey Department of Environmental Protection has the option of still considering approval of the proposed amendment. Therefore, it is in your best interest to submit a resolution on the amendment proposal.

If you have any questions on this matter, please call me at 299-5210.

Very truly yours,

A handwritten signature in cursive script that reads "Kathy Spiewak".

Kathy Spiewak
Office Manager

Attachment

cc: Pennsville Township
Pennsville Sewerage Authority
Salem Co. Planning Board
Penns Grove Water Supply
Delaware River Basin Commission

DEPARTMENT OF ENVIRONMENTAL PROTECTION
DIVISION OF WATERSHED MANAGEMENT

AMENDMENT TO THE LOWER DELAWARE WATER QUALITY MANAGEMENT
PLAN

Public Notice

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. This amendment, submitted on behalf of the Carneys Point Sewerage Authority (CPSA), would adopt a Wastewater Management Plan (WMP) for Carneys Point Township and a portion of Pennsville and Oldmans Townships all in Salem County. The CPSA WMP identifies a proposed sewer service area expansion of the CPSA Sewage Treatment (STP) within Carneys Point Township to serve most of the Township to the north of the New Jersey Turnpike except for two parcels, one bordered by the Oldmans Township boundary, the NJ Turnpike, West Quillytown Road and Pennsville-Auburn Road and the other a wetlands area south of Layton Well Pit in the Game Creek Watershed. Areas south of the NJ Turnpike also proposed to receive sewer service include the existing Cedar Crest Manor development, the Route 48 corridor, and the eastern portion of the U.S. Route 40 corridor. The already approved service connection to NJ Turnpike Service Areas 1S and 1N in Oldmans Township as well as other existing service area connections to the Pennsville Sewerage Authority (PSA) STP and service area of the DuPont Chambers Works Wastewater Treatment Facility are also identified. No expansion to the CPSA STP beyond the existing permitted limit of 1.3 million gallons per day has been projected to be needed to accommodate the additional sewer service area.

In addition, the WMP acknowledges that Pennsgrove Water Supply Company has been identified as the source of water supply to those areas of Carneys Point Township identified for growth via the proposed sewer service area expansion in this WMP. The additional water withdrawals that will accompany this sewer service area expansion, as well as other planned projects, may cause an increase in sodium chloride levels in Pennsgrove Water Company's existing ground water wells. If sodium chloride levels rise above safe drinking water standards or if the water use caused by this sewer service area expansion exceeds Pennsgrove Water Company's existing water allocation permit, The need for the development of alternative water supplies will be required in this region. These additional supplies will likely be more costly than the present supplies.

All existing NJPDES permitted facilities and their service areas within the Township have also been identified. Budd Chemical (NJ0033570) will tie domestic wastewater into CPSA when sewer lines are constructed. The discharge to surface water from this facility will continue. Layton Well Pit (NJ0105724) is presently closed. This area has been identified within the future sewer service area of the CPSA STP. The intent is for the NJPDES permit to remain intact for the existing use but should the use of the site change, the new use would be connected to the CPSA STP when sewer lines were available and the existing NJPDES permit would be terminated.

Seven additional NJPDES regulated facilities have been identified within the WMP Planning area. No changes to any of these facilities have been identified within this WMP. The remaining Township areas not designated as future sewer service area of the CPSA STP or any other NJPDES regulated facility have been designated as service area for subsurface sewage disposal systems with wastewater planning flows less than 2,000 gallons per day.

This amendment represents only one part of the permit process and other issues will be addressed prior to final permit issuance. Additional issues which were not reviewed in conjunction with this amendment but which may need to be addressed may include, but are not limited to, the following: 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.

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, Division of Watershed Management, P.O. Box 418, 401 East State Street, Trenton, New Jersey 08625. It is available for inspection between 8:30am and 4:00pm, Monday through Friday. An appointment to inspect the documents may be arranged by calling the Division of Watershed Management at (609) 633-3812.

Interested persons may submit written comments on the amendment to WQM Program Docket, Division of Watershed Management, at the Department address cited above with a copy sent to Mr. John Brandt, Carneys Point Economic Development Commission, 480 Hollywood Avenue, Carneys Point, NJ 08069. All comments must be submitted within 30 days of the date of this public notice. All comments submitted by the interested person in response to this notice, within the time limit, shall be considered by the Department with respect to the amendment request.

Any interested person may request in writing that the Department hold a nonadversarial 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.

RESOLUTION 99-65

A RESOLUTION CONSENTING TO THE PROPOSED WATER
QUALITY MANAGEMENT (WQM) PLAN AMENDMENT
ENTITLED: AMENDMENT TO THE LOWER DELAWARE
WATER QUALITY MANAGEMENT PLAN

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

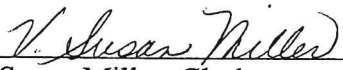
WHEREAS, a proposed WQM plan amendment entitled Amendment to the Lower Delaware Water Quality Management Plan has been prepared by the Carneys Point Township Sewerage Authority;

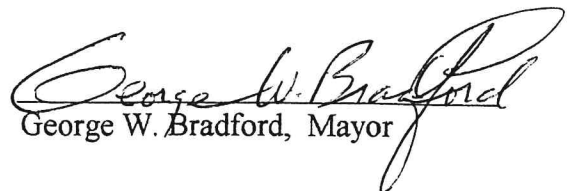
NOW, THEREFORE, BE IT RESOLVED on this 3rd day of November 1999 by the governing body of the Township of Oldmans.

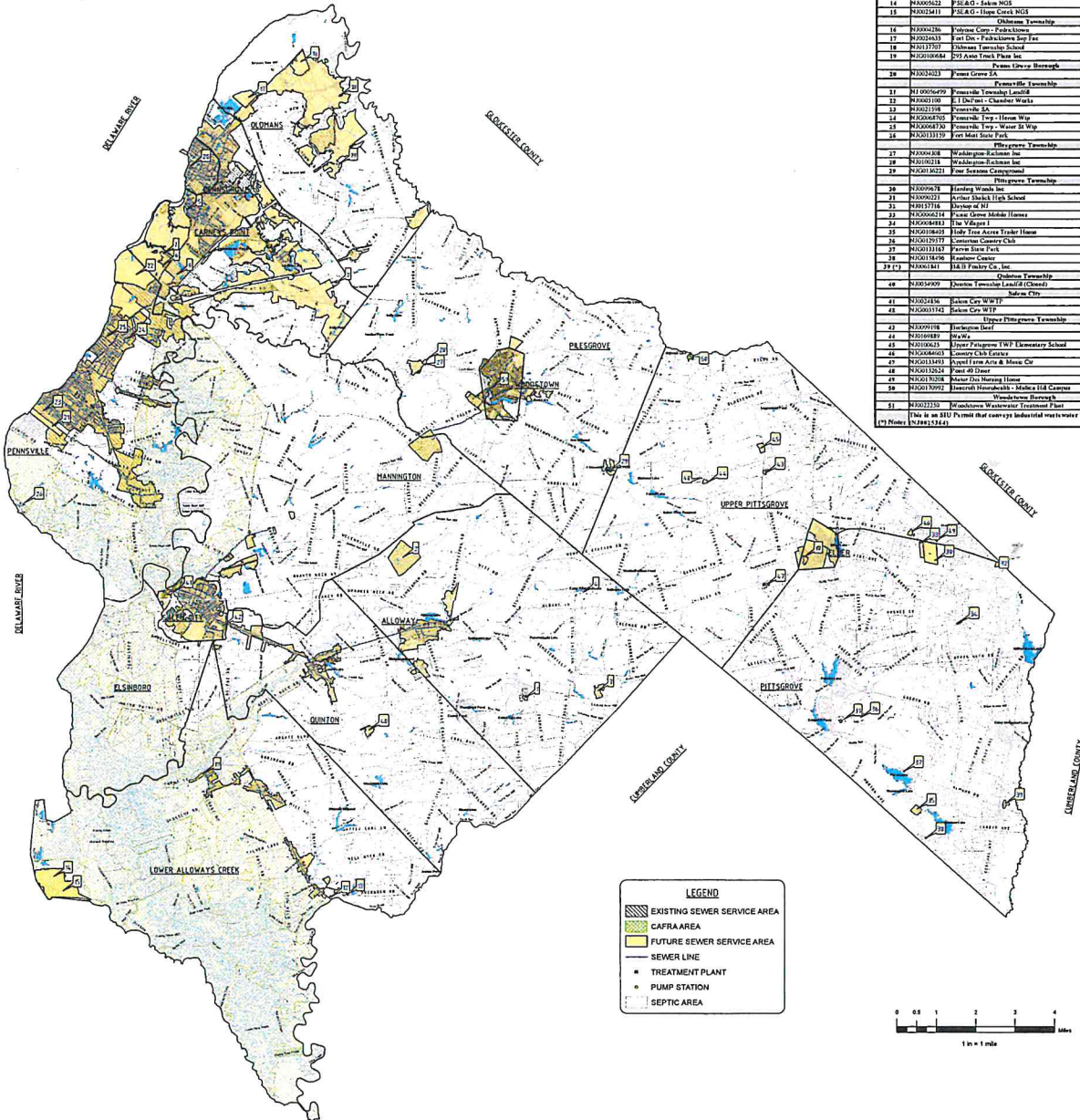
1. The Oldmans Township Committee hereby consents to the amendment entitled amendment to the Lower Delaware Water Quality Management Plan, proposed by the Carneys Point Township Sewerage Authority for the purpose of its incorporation into the applicable WQM plan(s).
2. This consent shall be submitted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

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 November 3, 1999.

ADOPTED: November 3, 1999


V. Susan Miller, Clerk


George W. Bradford, Mayor



Name of Information from Available DEP Sources		August 1982
Table #	NIPDES Facility Name DIST TYPE	
Albany Township		
1	N02054383 Albany Township Landfill (Closed)	2W/ND
2	N02054384 Albany County Solid Waste Facility	2W/ND
3	N02060097 Troy Rural Solid Waste 1st Full Event	2W/ND
4	N02060098 Albany County Solid Waste	2W/ND
Camden Township		
5	N02061061 Ramsey's 1st and 2nd SA	2W
6	N02061062 Ramsey's 3rd SA	2W
7	N02187966 Ramsey's Plant Operating Full	2W/ND
8	N02061063 Ramsey's 4th SA	2W
9	N02061065 Ramsey's 5th SA	2W
Elmer Borough		
10	N02060571 Elmer Community Landfill (Closed)	2W/ND
Lancaster-Borough Creek Township		
11	N02060642 Lancaster Borough CA - Hammonds Bridge	2W
12	N02060621 Lancaster Borough CA - Hammonds Bridge	2W
13	N02061266 Lancaster Borough CA - Campground	2W
14	N02061265 Lancaster Borough CA - Campground	2W
15	N02062411 PHL&G - Hager Creek MGS	2W
Odessa Township		
16	N02064286 Odessa Creek - Fishkill Station	2W
17	N02064435 1st Det. - Fishkill Station 1st Det	2W
18	N02064436 Odessa Creek - Fishkill Station	2W
19	N02064684 2nd Det. - Fishkill Station 2nd Det	2W
Perry Town Borough		
20	N02062423 Perry Town SA	2W
Perryville Township		
21	N01 00060496 Perryville Township - 1st SA	2W/ND
22	N02060130 1st Det. - 1st Det. - Works	2W
23	N02060138 Perryville SA	2W
24	N02060470 Perryville 2nd Det. - 1st Det. - Works	2W
25	N02060472 Perryville 2nd Det. - 2nd Det. - Works	2W
26	N02061139 3rd Det. - 3rd Det. - Works	2W
PPG Corp. Township		
27	N02064408 Midway-Park Section Inc.	2W
28	N02064409 Midway-Park Section Inc.	2W
29	N02061821 First Section Campground	2W
3rd Grade Township		
30	N02060678 Harding Waste Inc.	2W/ND
31	N02060621 Arthur Shick High School	2W/ND
32	N02060622 Arthur Shick High School	2W/ND
33	N02060623 Arthur Shick High School	2W/ND
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35	N02060625 Arthur Shick High School	2W/ND
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Purview to N.J.A.C. 7:15, Riparian zones are: 300 feet from top bank (or 100 feet if a riparian stream where no bank is apparent) for waters designated as Category One; All upstream tributaries within the same HUC 14; 150 feet for waters designated Trout Production and all upstream waters; 150 feet for water designated Trout Maintenance and all upstream waters within one-half mile measured along the length of the regulated water; 150 feet for all segments of a riparian stream where the reach contains designated habitat for a threatened or endangered species of plant or animal, which is critically dependent on the surface water body for survival, and all upstream waters (including tributaries) within one linear mile as measured along the length of the surface water body. Waters may also include riparian zone producing soils, and, 50 feet for all waters not designated as C1, trout waters, critically water dependent Threatened and/or Endangered Species Habitat, or associated with acid soils.

Surface waters are designated Category One and listed in the Surface Water Quality Standards at N.J.A.C. 7:9B. The Department's "Surface Water Quality Standards" GIS data layer was utilized to determine if any of the proposed wetlands are adjacent to waters to which these standards are applied to these wetlands and removed from the proposed sewer service area on the mapping. Lesser width buffers have not been graphically removed from the sewer service areas but are not proposed for sewer service jurisdiction. The information for the Department will be utilized to determine the extent of the sewer service areas on individual lots.

Development in areas mapped as wetlands, flood prone areas, suitable habitat for endangered and threatened species and riparian areas may be subject to additional regulatory review. Endangered, Threatened and Other Priority Wildlife at Rank 3, 4, and 5, Natural Heritage Priority Sites, riparian zones, steep slopes, or designated river areas may be subject to special regulation under the New Jersey Wetlands and Waterways Protection Act. Persons should check with the Department for the latest information. Any depiction of environmental features should be for general information purposes only and not be relied upon for legal or engineering purposes. Jurisdiction of each statute or rule.

The sewer service area identified on this map has been reviewed by Municipalities, County and DEP. This area has been defined based on environmental constraints (Landscapes Project Area GIS layer), available from the Department to clarify areas of potential sewer service. The treatment facility for the sewer service area does not guarantee that sufficient treatment or treatment capacity will be available for the complete build out of the area.

All existing, new, or expanded industrial pretreatment facilities requiring Significant Industrial User (SIU) permits and/or Treatment Works Approvals, and which are located within the specified sewer service area, are deemed to be consistent.

All areas not shown as included within a sewer service area, to be served by individual subsurface sewage disposal system with a design capacities of less than or equal to 2,000 gallons per day (septic area).

1	2-21-13	REVISED PER JUDGE COMMENTS	DISPOS
2	2-21-13	ORIGINAL COMMENTS	REVISED
NO.	DATE	REVISION	
FUTURE WASTEWATER SERVICE AREA MAP			
AMENDMENT TO THE LOWER DELAWARE			
WATER QUALITY MANAGEMENT PLAN			
SALEM COUNTY PLANNING BOARD			
SALEM COUNTY, NEW JERSEY			
			
SALEM COUNTY DEPARTMENT OF PLANNING AND AGRICULTURE			
SALEM COUNTY, NEW JERSEY 08070			
		DEEDMAN, KNOX & BODEN 100 ROUTE 63 WORTHINGTON, NEW JERSEY 08091 TEL: 609-683-0000 FAX: 609-683-0001 E-MAIL: S&B@SICKLES-ASSOCIATES.COM	
SICKLES & ASSOCIATES, INC.			
DRAWN BY: DJP		DATE: 6-16-12	
		SHEET 1 of 1	