



## State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
Bureau of Nonpoint Pollution Control  
Division of Water Quality  
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JON S. CORZINE  
*Governor*

MARK N. MAURIELLO  
*Commissioner*

### PUBLIC NOTICE

**March 25, 2009**

Notice is hereby given that the New Jersey Department of Environmental Protection (“the Department”) intends to renew the New Jersey Pollutant Discharge Elimination System (NJPDES) Hot Mix Asphalt Producers Stormwater General Permit (NJ0132721), in accordance with N.J.A.C. 7:14A, and by authority of the Water Pollution Control Act at N.J.S.A. 58:10A-1 et seq.

The Hot Mix Asphalt Producers Stormwater General Permit (“permit”) authorizes new and existing industrial stormwater discharges to the surface and/or ground waters of the State from facilities engaged in the manufacture of asphalt concrete.

A draft renewal permit has been prepared and is based on the administrative record, which includes the name and address of the permittees authorized under the permit.

The draft renewal permit and the Fact Sheet can be viewed or downloaded on the Division of Water Quality website at <http://www.state.nj.us/dep/dwq/hot.htm> . A copy of the draft renewal permit and Fact Sheet can be obtained, for a nominal charge, and the administrative record is available for inspection by appointment only, Monday through Friday. If you are interested in obtaining a copy of the draft renewal permit, Fact Sheet or scheduling an appointment to review the administrative record, contact Louisa Lubiak of the Bureau of Nonpoint Pollution Control at (609) 633-7021.

As part of the renewal, the Department is proposing to modify certain conditions of the permit. A highlight of the changes include: no longer authorizing the discharge of process wastewater including air compressor condensate; monitoring for the parameter Oil and Grease will be replaced with the more appropriate parameter Total Petroleum Hydrocarbons; if the benchmark for Total Suspended Solids of 100 mg/L (monthly average) is exceeded twice in four consecutive quarters by more than 40% it will automatically become an effluent limitation for surface water discharges; modify monitoring for Total Dissolved Solids and Chemical Oxygen Demand to “report only” for surface water discharges; eliminate monitoring for Zinc and Copper for surface and groundwater discharges; eliminate monitoring for Total Suspended Solids, Total Dissolved Solids and surfactants for groundwater discharges; change monitoring report forms from WCRs to DMRs; eliminating the reporting of storm event data for surface water discharges ; modify definition of storm event and eliminate definition of asphalt millings; modify the design storm for discharges to groundwater from a 10 year- 24 hour storm to a 2 year – 24 hour storm; and eliminating the requirement to submit a renewal report. In addition the Department proposes significant formatting changes to further develop, simplify and refine certain aspects of the general permit.

The public comment period is scheduled to begin on March 25, 2009 and end on April 23, 2009. In accordance with N.J.A.C. 7:14A-15.10(c)1i, the public comment period will close thirty (30) days after the last newspaper publication. Comments must be received by the end of the public comment period. This notice is scheduled to appear in the DEP Bulletin, *Atlantic City Press*, *Trenton Times* and the *Star-Ledger*.

Written comments, or a request that the Department hold a non-adversarial public hearing on the draft modifications must be submitted in writing by certified mail (return receipt requested), or by other means which provides verification of the date of delivery to the Department to Barry Chalofsky, P.P., Chief, or Attention: Comments on Public Notice NJ0132721, Bureau of Nonpoint Pollution Control, PO Box 029, Trenton, NJ, 08625-0029.

The Department will respond to all significant and timely comments upon issuance of the final permit decision. Permittees and each person who requests notice or submits written comments will receive notice of the Department's final permit decisions.