



## State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Bureau of Nonpoint Pollution Control

Division of Water Quality

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[http://www.state.nj.us/dep/dwq/bnpc\\_home.htm](http://www.state.nj.us/dep/dwq/bnpc_home.htm)

JON S. CORZINE  
Governor

MARK N. MAURIELLO  
Acting Commissioner

May 27, 2009

John MacKinnon  
94 Hutchins Drive  
Portland, ME 04102

Re: Extension of Conditional Interim Certification for the Downstream Defender by Hydro International

**Expiration Date: May 15, 2011**

Dear Mr. MacKinnon:

The Stormwater Management Rules under N.J.A.C. 7:8-5.5(b) and 5.7(c) allow the use of manufactured treatment devices (MTDs) for compliance with the design and performance standards at N.J.A.C. 7:8-5 if the pollutant removal rates have been verified by New Jersey Corporation for Advanced Technology and have been certified by the New Jersey Department of Environmental Protection (NJDEP).

The certification process has been revised. The revised process places MTDs into five categories. The Downstream Defender by Hydro International has been qualified for Category II, MTDs with Interim Certifications.

The NJDEP received the maintenance plan required under Category II and acknowledges that the requirements for this category are met; therefore, the expiration of the interim certification letter dated October 14, 2008 has been extended until May 15, 2011.

The Department anticipates proposing further adjustments to this process through the readoption of the Stormwater Management Rules. Additional information regarding the implementation of the Stormwater Management Rules N.J.A.C. 7:8 are available at [www.njstormwater.org](http://www.njstormwater.org). If you have any questions regarding the above information, please contact Ms. Sandra Blick of my office at (609) 633-7021.

Sincerely,

Barry Chalofsky, P.P., Chief  
Bureau of Nonpoint Pollution Control