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ENVIRONMENTAL PROTECTION

WATER RESOURCE MANAGEMENT

Agricultural, Aquacultural, and Horticultural Water Usage Certification

Readoption:	N.J.A.C. 7:20A
Authority:	N.J.S.A. 58:1A-1 et seq.
Authorized by:	Catherine R. McCabe, Commissioner, Department of Environmental Protection.
Effective Date:	October 01, 2020
New Expiration Date:	October 01, 2027

Take notice that, pursuant to the provisions of N.J.S.A. 52:14B-5.1, the Department of Environmental Protection's (Department) Agricultural, Aquacultural, and Horticultural Water Usage Certification rules at N.J.A.C. 7:20A are readopted and shall continue in effect for a seven-year period. The rules had been scheduled to expire on November 4, 2020. The Department has reviewed these rules and has determined that the rules should be readopted because they are necessary, reasonable and proper for the purpose for which they were originally promulgated. In accordance with N.J.S.A. 52:14B-5.1(c), timely filing of this notice extended the expiration date of the chapter seven years from the date of filing.

The Agricultural, Aquacultural, and Horticultural Water Usage Certification rules at N.J.A.C. 7:20A establish procedures for persons having the capability to divert 100,000 or more

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gallons of water per day for agricultural, aquacultural, or horticultural purposes to obtain a water usage certification in order to divert that water. A certification allows a person to divert 100,000 gallons or more of water per day from ground and surface water sources for those purposes for a five-year period. A person who has the capability to divert 100,000 gallons or more but who does not divert and does not intend to divert that quantity of water must register the diversion source under the rules. The rules prescribe the application, review, notification, and modification and renewal procedures for water usage certifications and registrations.