

NOTE: THIS IS A COURTESY COPY OF THIS PLAN AMENDMENT PROPOSAL. THE OFFICIAL VERSION WILL BE PUBLISHED IN THE SEPTEMBER 21, 2020 NEW JERSEY REGISTER. SHOULD THERE BE ANY DISCREPANCIES BETWEEN THIS TEXT AND THE OFFICIAL VERSION OF THE AMENDMENT, THE OFFICIAL VERSION WILL GOVERN.

## **PUBLIC NOTICE**

### **ENVIRONMENTAL PROTECTION**

### **WATER RESOURCE MANAGEMENT**

### **DIVISION OF WATER MONITORING AND STANDARDS**

### **Proposed Amendment to the Monmouth County 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 Monmouth County 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 (Program Interest No. 435462, Activity No. AMD200001) to construct a new “Colts Neck Police Department Building” would establish a new sewer service area (SSA) of 0.55 acres within the Colts Neck Township Municipal Complex, located on Block 16, Lot 11 (portion), Colts Neck Township, Monmouth County. The new building will be constructed in the footprint of the existing Police Department Building. Three existing buildings are located within the parcel; First Aid, Library, and Township Hall would become part of the new SSA. Each building is currently served by a separate individual subsurface sewage disposal system (ISSDS), that will remain unchanged. The sanitary wastewater from the new Police Department Building will be sent to a new onsite septic system. As calculated in accordance with N.J.A.C. 7:9A-7.4, the projected wastewater flow for the newly constructed Police Department Building and the three existing buildings is 3,202 gallons per day (gpd). Based on the projected wastewater flow for the new SSA, the Colts Neck Municipal Complex

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will require a New Jersey Pollutant Discharge Elimination System (NJPDES) discharge to ground water (DGW) permit. 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 modifications of 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 must update 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 less than 100 acres and will generate less than 20,000 gpd of wastewater flow; therefore, update of the wastewater treatment capacity analysis is not required.

Pursuant to N.J.A.C. 7:15-4.4(d), the following are not eligible for delineation as SSAs, except as otherwise provided at N.J.A.C. 7:15-4.4(i), (j), (k), and (l): environmentally sensitive areas (ESAs) identified under N.J.A.C. 7:15-4.4(e) as a contiguous area of 25 acres or greater, alone or in combination consisting of the following features 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 under N.J.A.C. 7:15-4.4(f); and ESAs subject to 201 Facilities Plan grant conditions under 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 <http://www.nj.gov/dep/gis/listall.html> 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 proposed SSA does not contain any areas mapped as

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endangered or threatened wildlife species habitat Rank 3, 4 or 5 on the Department's Landscape Maps of Habitat for Endangered, Threatened or Other Priority Wildlife based on the "Landscape Project Data" Version 3.3 GIS data layers in accordance with N.J.A.C. 7:15-4.4(e)1.

- 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, based on a review of the "Surface Water Quality Standards" GIS data layer, two of the existing structures proposed as SSA, the Police Department Building and Township Hall are within a 300-foot riparian zone associated with the onsite unnamed tributary to the Yellow Brook, a designated C1 waterbody. However, the buildings were constructed in 1962, with additions in 1964 and 1988, which predate the designation of Yellow Brook as a C1 waterbody in the Surface Water Quality Standards. The new sewer service area is limited to the footprint of the existing buildings; therefore, it will not encompass any additional areas within the 300-foot riparian zone of the C1 waterbody. Furthermore, the discharge from each building is to an ISSDS and not to the C1 waterbody.
- The Department determined that the proposed SSA does not contain any wetlands based on the "Wetlands 2012" GIS data layer in accordance with N.J.A.C. 7:15-4.4(e)4.
- 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

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endangered or threatened wildlife species habitat Rank 3, 4 or 5 on the Department's Landscape Maps project based on the US Environmental Protection Agency list of New Jersey Counties 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 or county master plans, and other local land use objectives. The police department building project is specifically addressed in the Colts Neck Township Master Plan. Site plan approval is not required by the Colts Neck Township Planning Board as this is a municipal project. The proposed project is consistent with the Monmouth County Master Plan's objective of providing public health and safety services that protect the community.

This notice is to inform the public that a plan amendment has been proposed for the Monmouth County WQM Plan. All information related to these plans and the proposed amendment is located at:

Monmouth County Division of Planning

Hall of Records Annex

One East Main Street

Freehold, New Jersey 07728

AND

New Jersey Department of Environmental Protection

Division of Water Monitoring and Standards

Bureau of Environmental Analysis, Restoration and Standards

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Water Quality Management Planning Program

P.O. Box 420, Mail Code 401-041

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, upon request. An appointment to inspect the file must be arranged by calling the Bureau of Environmental Analysis, Restoration and Standards at (609) 633-1441.

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](mailto:wqmp.publiccomments@dep.nj.gov) and to the county at the following address:

Ms. Linda Brennen

Monmouth County Division of Planning

One East Main Street

Freehold, New Jersey 07728

Comments should reference Program Interest No. 435462, Activity No. AMD200001 and must be submitted within 60 days of the date of this public notice.

Interested persons may request in writing that the Department hold a non-adversarial public hearing on the amendment or extend the public comment period specified in this notice. Such requests should reference Program Interest No. 435462, Activity No. AMD200001 and must demonstrate sufficient

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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 date.

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 if this amendment is adopted, since it represents only one part of the permit process and other issues may need to be addressed. Inclusion in the sewer service area does not eliminate the need to obtain all necessary permits, approvals or certifications required by any Federal, State, county or municipal review agencies with jurisdiction over this project/activity.

8/19/20

SIGNED

Date \_\_\_\_\_

\_\_\_\_\_

Kimberly Cenno, Bureau Chief  
Bureau of Environmental Analysis, Restoration and Standards  
Division of Water Monitoring and Standards





