

DEPARTMENT OF ENVIRONMENTAL PROTECTION
DIVISION OF WATERSHED MANAGEMENT

REVISION TO THE ATLANTIC COUNTY WATER QUALITY
MANAGEMENT PLAN

TAKE NOTICE that on **JUN - 1 2009**, pursuant to the provisions of the Water Quality Planning Act, N.J.S.A.58:11A-1 et seq, and the Statewide Water Quality Management Planning rules, N.J.A.C. 7:15-3.5, a revision to the Atlantic County Water Quality Management Plan (WQMP) was adopted by the Department. This revision modifies the Atlantic County WQMP to identify Block 3302, Lots 32 and 33 and Block 3304, Lots 1, and 25 in Egg Harbor Township, Atlantic County as sewer service area of the Atlantic County Utilities Authority (ACUA) City Island Treatment Plant (WTP), (NJ0024473). This revision also modifies the Egg Harbor Township Wastewater Management Plan (WMP). This revision allows for the construction of a 19,256 square foot commercial office building and associated site improvements on the above referenced parcel. The total project site is 2.125 acres, which includes Lot 24 in Block 3304. Lot 24 will be used for the building's stormwater basin and will not have any sewage generating structures. The projected wastewater flow for the proposed new development, calculated in accordance with N.J.A.C. 7:14A-23.3 is 1,926 gallons per day (gpd). No expansion of the WTP is proposed to accommodate the new development.

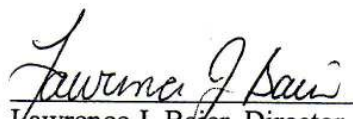
The project location is bounded on the west by English Creek Avenue (County Route 575), Francis Drive ("paper" street) to the south, Verona Drive ("paper" street) to the north, and the cleared utility right-of-way to the east. On the WMP's map entitled "WMP Primary Map" dated July 18, 1996 the site is currently located in an area designated as Wetlands Areas and is adjacent to the Proposed Sewer Service Area. A portion of Lot 33 and Lot 1 are within the delineated sewer service area. This map contains a note describing the delineation of wetlands areas on the map and reads specifically as follows: "The Wetland areas are generally accurate. If site specific field verification of an area which is depicted as Wetlands is in fact found to be upland, it is understood that the area may be provided with sewer service if it meets other criteria for development and the area adjacent to the Wetlands is shown on the WMP as a proposed sewer area."

The proposed project site is located within a NJ Pinelands Regional Growth area and is subject to jurisdiction under the Pinelands Comprehensive Management

Plan (CMP). This development proposal was reviewed by the NJ Pinelands Commission (Commission) under application No. 2001-0390.002 and received a Certificate of Filing on November 30, 2006 and a "No Call Up" letter on December 22, 2008. Based upon the Commission's review, preliminary and final site plan approvals issued by the Atlantic County Department of Planning and Regional Development can take effect. The review found that while there were no wetlands on the above referenced property, wetlands buffers exist on the site, as depicted on the site plans approved by the Commission, due to the presence of wetlands located within 300 feet of the site. The Certificate of filing states that "All development including clearing and land disturbance shall be located at least 240 feet from any fresh water wetlands. The above referenced plan indicates that this requirement is being met".

A review by the Department of Landscape Project data indicated the presence of State Threatened and Endangered Species Habitat for the following: Great Blue Heron, and Barred Owl. The Division of Fish and Wildlife's Endangered and Nongame Species Program has developed the Landscape Project, which identifies State and Federal listed Endangered and Threatened Species habitat. The Commission determined: that Great Blue Heron habitat would not be present due to the lack of wetlands on the site, and concurred with habitat assessments for Barred Owl and Cooper's Hawk which found that the proposed project would not adversely impact habitat for the aforementioned species. Pursuant to N.J.A.C. 7:15-3.7, the Department is to ensure that revisions and amendments are consistent with the intent and programs of the Pinelands Protection Act, N.J.S.A. 13:18A-1 et seq in the Pinelands Area and the Pinelands National Reserve Area defined at N.J.S.A. 13:18A-11 and 16 U.S.C. 471i(c), respectively.

As provided under N.J.A.C. 7:15-3.5(b)1, the Department has determined that the proposed activity qualifies as a revision in order to correct, clarify, or update erroneous, unclear, or outdated statements in an areawide WQMP.



Lawrence J. Bajer, Director
Division of Watershed Management
Department of Environmental Protection



Date