

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
OFFICE OF WATER RESOURCES MANAGEMENT COORDINATION

REVISION TO THE CAPE MAY COUNTY WATER QUALITY  
MANAGEMENT PLAN

TAKE NOTICE that on **JUN 23 2016**, 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 (Program Interest No.: 435464; Activity No.: REV160001) to the Cape May County Water Quality Management Plan (WQMP) was adopted by the Department. This revision modifies the Cape May County Wastewater Management Plan (WMP) and the Cape May County Future Wastewater Service Area (FWSA) Map. The revision, entitled "Burke Property", submitted on behalf of RDK Holdings expands the Cape May County Municipal Utilities Authority's Seven Mile Middle Sewage Treatment Plant's (CMCMUA STP) sewer service area (SSA) by 2.14 acres. The site is located in Middle Township on a portion of Block 132.01, Lot 28 along the northern side of Stone Harbor Boulevard (County Route 657) east of the Garden State Parkway and was recently added to the Cape May Court House Regional Center.

In accordance with N.J.A.C. 7:7-13.16, the New Jersey Department of Environmental Protection (Department) had determined to accept a changed Cape May Court House Regional Center boundary that had been formally approved by the New Jersey State Planning Commission (Commission) as a changed Coastal Area Facility Review Act (CAFRA) Regional Center boundary in the coastal zone. Notice of this decision was formally published in the April 18, 2016 New Jersey Register at 48 N.J.R. 646(a). The Department had evaluated the proposal to change the boundary that added portions of two properties, including the one that is the subject of this WQMP Revision, to the CAFRA regional Center and determined that it was consistent with the purposes of the CAFRA and the Coastal Zone Management Rules at N.J.A.C. 7:7. The changes to the Cape May Court House Regional Center boundary alter the limits of the Center that was previously noticed in the New Jersey Register at 44 N.J.R. 1524(a) as accepted by the Department for use in the coastal area on May 7, 2012. The resulting administrative change to the CAFRA planning map became operative on May 18, 2016.

The Department's review determined that the project site is located on a parcel of property containing delineated wetlands. The CMCMUA STP that would serve this site was funded under the federal construction grant program administered under Section 201 of the Federal Clean Water Act. The CMCMUA STP is subject to a federal Environmentally Sensitive Area (ESA) grant condition included in the grant agreement executed between the CMCMUA and United States Environmental Protection Agency (USEPA) under project number C34-387-01. This ESA grant condition prohibits any sewer connections to federally

funded facilities from any sewage generating structure located on a parcel of property containing wetlands and/or floodplains unless a mapping revision or a waiver is obtained. Pursuant to N.J.A.C. 7:15-5.24(f)1, the provisions of N.J.A.C. 7:15-5.24(d)1 have been satisfied by the submission of a grant waiver issued by the USEPA to the CMCMUA on June 6, 1990.

This revision is being adopted in accordance with N.J.A.C. 7:15-3.5(b)4v, which allows revisions when the Department has determined that the proposed project activity qualifies as a revision for the expansion of a future sewer service area to contiguous lots where the expansion involves less than 100 areas and contributes less than 8,000 gpd of additional wastewater and that a significantly new pattern of sewer development or incentive for additional revisions or amendments to open new areas to sewer development will not be created.



---

Colleen Kokas, Director  
Office of WRM Coordination  
Department of Environmental Protection

6.23.16

---

Date