

which are set forth in the North American Electric Reliability Corporation (NERC) FAC-003-4, which is incorporated herein by reference, as amended and supplemented and available at [www.nerc.com](http://www.nerc.com).

(c)-(i) (No change.)

## TRANSPORTATION

(a)

### DIVISION OF OPERATIONS

#### Notice of Readoption

#### Highway Occupancy Permits

#### Readoption with Technical Changes: N.J.A.C. 16:41

Authority: N.J.S.A. 27:1A-5, 27:1A-6, and 27:1A-7.

Authorized By: Diane Gutierrez-Scaccetti, Commissioner,  
Department of Transportation.

Effective Dates: January 18, 2023, Readoption;  
February 21, 2023, Technical Changes.

New Expiration Date: January 18, 2030.

Take notice that, pursuant to N.J.S.A. 52:14B-5.1.b, the rules at N.J.A.C. 16:41 were scheduled to expire on February 19, 2023. The Department of Transportation (Department) has reviewed the rules and determined that they should be readopted with technical changes. The rules are necessary, reasonable, adequate, and responsive for the purpose for which they were originally promulgated. Therefore, pursuant to N.J.S.A. 52:14B-5.1.c(1), these rules are readopted and shall continue in effect for a seven-year period.

These rules outline the standards and procedures applicable for filing applications to obtain permits for the performance of work over, under, or within any portion of State highway right-of-way or property under the jurisdiction of the Department. Permits are also necessary for the initiation of activities that may interfere with the free and safe movement of normal traffic on the State highway system. The Department is making technical changes to update telephone numbers and addresses to the Department of Transportation and update dates of publication standards.

Full text of the technical changes follows (additions indicated in boldface thus; deletions indicated in brackets [thus]):

#### SUBCHAPTER 1. PURPOSE, SCOPE, AND CONTACT INFORMATION

##### 16:41-1.3 Contact information

(a) Applicants shall direct requests for permits, except for wireless communications site survey permits, to the Operations Permit Office. The address and telephone number of the Operations Permit Office is:

Operations Permit Office  
New Jersey Department of Transportation  
1035 Parkway Avenue  
PO Box 600  
E&O Bldg., 4th Floor]  
Trenton, NJ 08625  
[(732) 625-4330] (609) 963-1487  
(609) 588-6212-Central, (609) 588-6211-North, (609) 588-6213-South (Emergency only)

(b) Applicants shall direct requests for wireless communications site survey permits to the following address:

Wireless Communications Unit  
New Jersey Department of Transportation  
1035 Parkway Avenue  
PO Box 600  
Trenton, NJ 08625-0600  
(609) [530-3875] 963-1209 and (609) 963-1203

(c) Applicants shall direct requests for field markouts of fiber optic cables or conduit facilities to the Department's website or Traffic Operations Centers listed below:

1. (No change.)

2. Traffic Operations North (Bergen, Essex, Hudson, Hunterdon, Middlesex, Morris, Passaic, Sussex, Somerset, Union, and Warren counties):

New Jersey Department of Transportation  
670 River Drive  
Elmwood Park, NJ 07407  
(201) [797-7076] 421-2923

3. Traffic Operations South (Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, Mercer, Monmouth, Ocean, and Salem counties):

New Jersey Department of Transportation  
One Executive Campus  
Route 70 at Cuthbert Road  
Cherry Hill, NJ 08002  
(856) [486-6610] 414-8511

4. For emergency markouts Statewide call (609) 588-6212-Central, (609) 588-6211-North, or (609) 588-6213-South.

(d)-(e) (No change.)

#### SUBCHAPTER 3. GENERAL PROVISIONS

##### 16:41-3.2 Inspection, material, and workmanship

(a) Activity within State highway rights-of-way or property under the jurisdiction of the Department is subject to inspection and approval by the Department. Construction, as far as is practicable, shall conform in quality and appearance to similar Department construction. Material shall conform to the Department's "Standard Specifications for Road and Bridge Construction", [2007] 2019 edition, and any updates or superceding editions, unless otherwise specified in the permit. If the Department's inspector determines that the permittee is providing insufficient traffic protection or that some other deficiency exists, the Department's inspector shall prohibit the permittee from conducting further activity until the permittee corrects the deficiency.

(b)-(c) (No change.)

#### SUBCHAPTER 4. STANDARDS

##### 16:41-4.1 Standards

(a) All activity performed within State highway rights-of-way or property under the jurisdiction of the Department and all signs, markings, or other traffic control devices used by the permittee shall be in compliance with the design standards in this section, unless otherwise specified in the permit.

1. "New Jersey Department of Transportation Roadway Design Manual," [2007] 2015, incorporated herein by reference, as amended and supplemented, available from the Department's Engineering Documents Unit at [609-530-5587] (609) 963-1465, or on the Department's website at: [www.nj.gov/transportation/eng/documents/RDM/](http://www.nj.gov/transportation/eng/documents/RDM/).

2. "New Jersey Department of Transportation Bridges and Structures Design Manual," [5th] 6th edition, incorporated herein by reference, as amended and supplemented, available from the Department's Engineering Documents Unit at [609-530-5587] (609) 963-1465 or on the Department's website at: [www.nj.gov/transportation/eng/documents/BSDM/](http://www.nj.gov/transportation/eng/documents/BSDM/).

3. "A Policy on Design Standards-Interstate System," [2005] 2016 edition, incorporated herein by reference, as amended and supplemented, available from the American Association of State Highway and Transportation Officials (AASHTO), Suite 249, 444 North Capitol St., NW, Washington, DC 20001, or on the AASHTO website at: <https://bookstore.transportation.org/>.

4. "New Jersey Department of Transportation Standard Electrical Details," 2007, incorporated herein by reference, as amended and supplemented, available from the Department's Engineering Documents Unit at [609-530-5587] (609) 963-1465 or on the Department's website at: [www.nj.gov/transportation/eng/elect/](http://www.nj.gov/transportation/eng/elect/).

5. (No change.)

6. "New Jersey Department of Transportation Standard Specifications for Road and Bridge Construction," [2007] 2019 edition, incorporated herein by reference, as amended and supplemented, available from the Department's Engineering Documents Unit at [609-530-5587] (609) 963-1465 or on the Department's website at: [www.nj.gov/transportation/eng/](http://www.nj.gov/transportation/eng/).

7. "A Policy on Geometric Design of Highways and Streets," [6th] 7th edition, incorporated herein by reference, as amended and supplemented, available from the American Association of State Highway and Transportation Officials (AASHTO), Suite 249, 444 North Capitol St., NW, Washington, DC 20001, or on the AASHTO website at: <https://bookstore.transportation.org/>.

8. (No change.)

9. "New Jersey Department of Transportation Sample Plans," [2007] 2016, incorporated herein by reference, as amended and supplemented, available from the Department's Engineering Documents Unit at [609-530-5587] (609) 963-1465 or on the Department's website at: [www.nj.gov/transportation/eng/](http://www.nj.gov/transportation/eng/).

10. "New Jersey Department of Transportation Standard Roadway Construction/Traffic Control/Bridge Construction Details," [2007] 2016,

incorporated herein by reference, as amended and supplemented, available from the Department's Engineering Documents Unit at [609-530-5587] (609) 963-1465 or on the Department's website at: [www.nj.gov/transportation/eng/](http://www.nj.gov/transportation/eng/).

(b) When performing activity within State highway rights-of-way or property under the jurisdiction of the Department, the permittee shall be responsible for the following:

1.-7. (No change.)

8. Immediately notifying the Operations Permit Office, at [(732) 625-4330] (609) 963-1487, of any threat to public health, safety, or welfare.