

N.J. Dept. of Health
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RULES AND REGULATIONS

re: establishment of factory
on watershed.

The State Department of Health of the State of New Jersey, pursuant to the authority vested in it by Chapter 177, Laws of 1947, hereby establishes the following Rules and Regulations for the administration of R.S. 58:10-17 et seq. All prior Rules and Regulations in these matters adopted on various dates by the Department of Health of the State of New Jersey are hereby rescinded.

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1. A properly executed application for a written permit to establish a factory or workshop or place for the manufacture of materials or goods on any watershed of the State shall be submitted in duplicate to the State Department of Health of the State of New Jersey on application forms provided by the Department.

The permit requirement may be waived by the Department if the applicant can show that said factory or workshop will be adequately serviced by a public sewerage facility prior to beginning operations.

2. A site plan shall be submitted with each application showing on one sheet the plot dimensions, building locations and locations of any existing or proposed waste treatment facilities and discharge pipes for treated wastes and cooling water.
3. Change in the method of manufacture by which different products and wastes are produced, or transfer of a factory, workshop or other place for the manufacture of materials or goods to any other location shall nullify and void any permit issued under authority of R.S. 58:10-17.

STATE DEPARTMENT OF HEALTH OF THE STATE OF NEW JERSEY


Roscoe P. Kandle, M.D.
State Commissioner of Health

Filed Secretary of State November 1, 1962

Effective Date: December 1, 1962

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FACTORIES WITHIN WATERSHEDS

58:10-17. Permit for Locating Factory: Waiver. No factory, workshop or place for the manufacture of materials or goods shall be located or established on any watershed in this State unless the person responsible for the operation of such factory, workshop or place shall have obtained from the Department a written permit to so locate or establish the same, provided however, this requirement may be waived by the Department if such factory, workshop or place for the manufacture of materials or goods demonstrates to the Department its intention to be adequately serviced by a public sewerage facility and prior to beginning operations is so serviced.

58:10-18. Applications for Permits; Regulations. An application for such written permit shall be in writing upon forms furnished by the Department and shall be made to the Department by the person desiring to establish and operate such factory, workshop or place. The Department shall adopt rules and regulations setting forth the information required to be stated in the application in order that the Department may be fully informed as to the character and nature of any waste liquids or materials which may affect the quality of streams.

58:10-19. Penalty; Recovery. Whoever violates any of the provisions of this article shall be liable to a penalty of not less than one hundred dollars nor more than five hundred dollars, to be recovered in an action at law by the local board of health within the territorial jurisdiction of which such factory, workshop or place is located or by the Department, and each week that such factory, workshop or place shall be operated without such permit shall constitute a separate offense.

58:10-20. Enjoining Violations. Upon the violation of any of the provisions of this article the Department may, instead of suing for the recovery of the penalty prescribed by section 58:10-19 of this title file a bill in the court of chancery, in the name of the State on the relation of the Department, for an injunction to prohibit the further violation of this article.

Every such action shall proceed according to the rules and practice of bills filed in the name of the attorney general on the relation of individuals, and cases of emergency shall have precedence over other litigation pending at the time and may be heard on final hearing within such time and on such notice as the chancellor shall direct.

58:10-21. Liability for Damages. Nothing contained in this article shall operate to relieve any person from any suit or action on behalf of any person aggrieved or damaged by the location or operation of any such factory, workshop or place.

DEPARTMENT OF HEALTH OF THE STATE OF NEW JERSEY
STREAM POLLUTION CONTROL PROGRAM
P.O. Box 1540
TRENTON, NEW JERSEY, 08625

Date _____

APPLICATION FOR A PERMIT

To locate or establish a factory, workshop or place for the manufacture of materials or goods, in accordance with the provisions of R.S. 58:10-17 to 21, inclusive, of the State of New Jersey within any watershed of the State.

General

1. The name of company, corporation, partnership or individual desiring to establish and operate such factory, workshop or place is _____

and is/will be engaged in the process of manufacturing _____

2. The location of the industrial plant is/will be in _____
Municipality
_____, New Jersey.
County

3.a. The mailing address for the industrial plant is/will be _____

The present mailing address, if different from (a) _____

4. The location of the principal office is _____
Address

5. The name and address of the officer or agent in charge thereof upon whom process may be served are _____

6. The names of the principal officers are: _____

7. Will the factory, workshop or place of manufacture be adequately served by a public sewerage system? _____

8. If answer to Question 7 is Yes, the following statement is to be completed by the appropriate municipal official:

The _____
(Name of Company, Corporation, Partnership, etc.)
will be required to be connected to the public sewerage system prior to beginning manufacturing operations, and all sanitary and/or industrial wastewater originating from said factory, workshop or place of manufacture will be accepted for treatment at the sewage treatment facilities owned and operated by _____

Signed: _____

Title: _____

