

CHAPTER 9B**SURFACE WATER QUALITY STANDARDS****Authority**

N.J.S.A. 13:1D-1 et seq., 58:10A-1 et seq. and 58:11A-1 et seq.

Source and Effective Date

R.1998 d.234, effective April 17, 1998.
See: 29 N.J.R. 5128(a), 30 N.J.R. 1778(a).

Chapter Expiration Date

In accordance with N.J.S.A. 52:14B-5.1d, the expiration date of Chapter 9B, Surface Water Quality Standards, was extended by gubernatorial directive from September 19, 2006 to March 19, 2008. See: 38 N.J.R. 4480(a).

Chapter Historical Note

Chapter 9B, Surface Water Quality Standards, was recodified from N.J.A.C. 7:9-4 by R.1993 d.610, effective December 6, 1993. See: 24 N.J.R. 3983(a), 24 N.J.R. 4471(a), 25 N.J.R. 404(a), 25 N.J.R. 5569(a).

Pursuant to Executive Order No. 66(1978), Chapter 9B, Surface Water Quality Standards, was readopted as R.1996 d.87, effective January 18, 1996. See: 27 N.J.R. 3521(a), 28 N.J.R. 1202(a). Notice of Determination to Not Adopt Proposed Amendments to Surface Water Quality Standards. See: 29 N.J.R. 1691(b).

Pursuant to Executive Order No. 66(1978), Chapter 9B, Surface Water Quality Standards, was readopted as R.1998 d.234, effective April 17, 1998. See: Source and Effective Date. See, also, section annotations.

Administrative correction. See: 30 N.J.R. 3267(a).

Petition for Rulemaking. See: 34 N.J.R. 3651(b), 3652(a).

The expiration Date of Chapter 9B, Surface Water Quality Standards, was extended by gubernatorial directive from April 17, 2003 to April 17, 2005. See: 35 N.J.R. 2264(a).

In accordance with N.J.S.A. 52:14B-5.1d, the expiration date of Chapter 9B, Surface Water Quality Standards, was extended by gubernatorial order from April 17, 2005 to August 17, 2005. See: 37 N.J.R. 1887(a).

In accordance with N.J.S.A. 52:14B-5.1c, the expiration date of Chapter 9B, Surface Water Quality Standards, was extended to February 13, 2006. See: 37 N.J.R. 3480(a).

Petition for Rulemaking: Division of Watershed Management: Surface Water Quality Standards. See: 38 N.J.R. 1586(a), 38 N.J.R. 2742(a), 38 N.J.R. 5415(a).

In accordance with N.J.S.A. 52:14B-5.1d, the expiration date of Chapter 9B, Surface Water Quality Standards, was extended by gubernatorial directive from February 13, 2006 to September 19, 2006. See: 38 N.J.R. 1317(b).

Petition for Rulemaking: Surface Water Quality Standards. See: 39 N.J.R. 566(b), 800(b).

Cross References

Flood control, storm water systems, degradation of water quality, see N.J.A.C. 7:13-2.8.

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SUBCHAPTER 1. SURFACE WATER QUALITY STANDARDS**7:9B-1.1 Scope of subchapter**

Unless otherwise provided by rule or statute, this subchapter shall constitute the rules of the Department of Environmental Protection governing matters of policy with respect to the protection and enhancement of surface water resources, class definitions and quality criteria, use designation and quality criteria for the mainstem of the Delaware River including the Delaware Bay, the classification of surface waters of the State, procedures for establishing water quality-based effluent limitations, modification of water quality-based effluent limitations, procedures for reclassifying specific segments for less restrictive uses and procedures for reclassifying specific segments for more restrictive uses pursuant to N.J.S.A. 13:1D-1 et seq., the New Jersey Water Pollution Control Act, N.J.S.A. 58:10A-1 et seq., and the Water Quality Planning Act, N.J.S.A. 58:11A-1 et seq.

Amended by R.1993 d.610, effective December 6, 1993.

See: 24 N.J.R. 3983(a), 25 N.J.R. 5569(a).

Amended by R.1998 d.234, effective May 18, 1998.

See: 29 N.J.R. 5128(a), 30 N.J.R. 1778(a).

7:9B-1.2 Construction

This subchapter shall be liberally construed to permit the Department and its various divisions to discharge their statutory functions.

Amended by R.1993 d.610, effective December 6, 1993.

See: 24 N.J.R. 3983(a), 25 N.J.R. 5569(a).

7:9B-1.3 Severability

If any subchapter, section, subsection, provision, clause, or portion of this chapter, or the application thereof to any person, is adjudged unconstitutional or invalid by a court of competent jurisdiction, such judgment shall be confined in its

operation to the subchapter, section, subsection, clause, portion, or application directly involved in the controversy in which such judgment shall have been rendered and it shall not affect or impair the remainder of this chapter or the application thereof to other persons.

New Rule, R.1993 d.610, effective December 6, 1993.
See: 24 N.J.R. 3983(a), 25 N.J.R. 5569(a).

7:9B-1.4 Definitions

The following words and terms, when used in this subchapter, shall have the following meanings, unless the context clearly indicates otherwise.

“Acute toxicity” means a lethal or severe adverse sublethal effect (for example, immobilization of daphnids) to an organism exposed to a toxic substance for a relatively short period of time. Acute toxicity is measured by short-term bioassays, generally of 48 or 96 hour duration.

“Agricultural water supply” means water used for field crops, livestock, horticulture, and silviculture.

“Ambient temperature” means the temperature of a waterbody beyond the portion of the waterbody that is affected by the localized heated waste discharge or discharge complex; or the temperature of a waterbody that would exist without the addition of heated discharges.

“Anadromous fish” means fish that spend most of their life in saline waters and migrate to fresh waters to spawn.

“Aquatic substrata” means soil material and associated biota underlying the water.

“Best management practices” or “BMPs” means the methods, measures, or practices to prevent or reduce the amount of pollution from point or non-point sources, including structural and nonstructural controls, and operation and maintenance procedures.

“Bioaccumulation” means the increase of the concentration of a substance within the tissues of an organism, to levels in excess of that substance’s ambient environmental concentration, directly from the water or through the ingestion of food (usually other organisms).

“Bioassay” means a toxicity test using aquatic organisms to determine the concentration or amount of a toxic substance causing a specified response in the test organisms under stated test conditions.

“Bioconcentration” means the net accumulation of a substance by an aquatic organism, as a result of uptake directly from the ambient water, through the gill membrane or other external body surfaces.

“Biota” means the animal and plant life of an ecosystem; flora and fauna collectively.

“C1” means Category One waters.

“C2” means Category Two waters.

“Calculable changes” means changes to water quality characteristics as demonstrated by any acceptable mathematical, predictive method.

“Carcinogen” means a toxic substance capable of inducing a cancer response, including Group A (human carcinogen), Group B (probable human carcinogen) or Group C (possible human carcinogen) categorized in accordance with the USEPA Guidelines for Carcinogen Risk Assessment, 51 Fed. Reg. 33992, 1986 incorporated herein by reference, as amended or supplemented.

“Category One waters” means those waters designated in the tables in N.J.A.C. 7:9B-1.15(c) through (h), for purposes of implementing the antidegradation policies set forth at N.J.A.C. 7:9B-1.5(d), for protection from measurable changes in water quality characteristics because of their clarity, color, scenic setting, other characteristics of aesthetic value, exceptional ecological significance, exceptional recreational significance, exceptional water supply significance, or exceptional fisheries resource(s). These waters may include, but are not limited to:

1. Waters originating wholly within Federal, interstate, State, county, or municipal parks, forests, fish and wildlife lands, and other special holdings that have not been designated as FW1 at N.J.A.C. 7:9B-1.15(h) Table 6;
2. Waters classified at N.J.A.C. 7:9B-1.15(c) through (g) as FW2 trout production waters and their tributaries;
3. Surface waters classified in this subchapter as FW2 trout maintenance or FW2 nontrout that are upstream of waters classified in this subchapter as FW2 trout production;
4. Shellfish waters of exceptional resource value; or
5. Other waters and their tributaries that flow through, or border, Federal, State, county, or municipal parks, forests, fish and wildlife lands, and other special holdings.

“Category two waters” means those waters not designated as Outstanding National Resource Waters or Category One at N.J.A.C. 7:9B-1.15 for purposes of implementing the antidegradation policies set forth at N.J.A.C. 7:9B-1.5(d).

“Chlorine produced oxidants” means the sum of free and combined chlorine and bromine as measured by the methods approved under N.J.A.C. 7:18. In fresh waters the oxidants measured are comprised predominantly of hypochlorous acid (HOCl), hypochlorite ion (OCl⁻), monochloramine and dichloramine. In saline waters the oxidants measured are comprised predominantly of the oxidants listed for fresh waters plus hypobromous acid (HOBr), hypobromite ion (OBr⁻) and bromamines.

“Chronic toxicity” means death or other adverse impacts that affect the growth, survival, or reproductive success of an organism or its progeny after a relatively long exposure

<u>Waterbody</u>	<u>Classification</u>	<u>Waterbody</u>	<u>Classification</u>
described above, except segment described below		(Middle Valley)—Confluence with Turkey Brook to Rt. 512 bridge	FW2-TP(C1)
(Monmouth Beach)—All waters south and east of a line beginning on the northwesternmost point of land on Raccoon Island (in the vicinity of the western extent of Highland Ave.) in Monmouth Beach, and bearing approximately 056 degrees T (True North) to the southernmost point of a small unnamed island, and then bearing approximately 091 degrees T (True North) to its terminus on the northernmost point of land located at the northern extent of Monmouth Parkway in Monmouth Beach and all waters south of a line beginning on the western shoreline (just east of Monmouth Parkway in Monmouth Beach) and bearing approximately 081 degrees T (True North), intersecting Channel Marker Flashing Red 4 and Channel Marker Flashing Red 2 and terminating on the eastern shoreline of the Galilee section of Monmouth Beach.	SE1(C1)	(Califon)—Rt. 512 bridge to downstream end of Packers Island, except segment described separately, below	FW2-TM
NESHANIC RIVER (Reaville)—Entire length	SE1	(Ken Lockwood Gorge)—River and tributaries within Ken Lockwood Gorge Wildlife Management Area	FW2-TM(C1)
NORTON BROOK (Norton)—Entire length	FW2-NT	(Neshanic Sta.)—Downstream end of Packers Island to confluence with North Branch, Raritan River	FW2-NT
OAKDALE CREEK (Chester)—Entire length	FW2-TP(C1)	TRIBUTARIES, SOUTH BRANCH	
OAKEYS BROOK (Deans)—Entire length	FW2-TP(C1)	RARITAN RIVER	
OCEANPORT CREEK	FW2-NT	(Long Valley)—Entire length	FW2-TP(C1)
(Fort Monmouth)—Source to a line beginning on the easternmost extent of Horseneck Point and bearing approximately 140 degrees T (True North) to its terminus on the westernmost extent of an unnamed point of land located at the westernmost extent of Monmouth Boulevard in Oceanport	FW2-NT/SE1	(High Bridge)—Entire length	FW2-TM
(Oceanport)—Creek downstream of line described above	SE1(C1)	(S. of Hoffmans)—Entire length	FW2-TP(C1)
PARKERS CREEK		(S. of Schooley's Mt.)—Entire length	FW2-TP(C1)
(Fort Monmouth)—Source to a line beginning on the easternmost extent of Horseneck Point and bearing approximately 000 degrees T (True North) to its terminus on Breezy Point on the Little Silver side (north) side of the creek.	FW2-NT/SE1	MAIN STEM RARITAN RIVER	
(Fort Monmouth)—Creek downstream of line described above	SE1(C1)	TRIBUTARIES, SOUTH BRANCH	
PEAPACK BROOK (Gladstone)—Entire length	FW2-TP(C1)	RARITAN RIVER	
PETERS BROOK (Somerville)—Entire length	FW2-NT	(Long Valley)—Entire length	FW2-TP(C1)
PIGEON SWAMP (Pigeon Swamp State Park)—All waters within the boundaries of Pigeon Swamp State Park	FW2-NT(C1)	(High Bridge)—Entire length	FW2-TM
PIKE RUN (Belle Meade)—Entire length	FW2-NT	(S. of Hoffmans)—Entire length	FW2-TP(C1)
PINE BROOK (Clarks Mills)—Entire length	FW2-NT	(S. of Schooley's Mt.)—Entire length	FW2-TP(C1)
PINE BROOK (Cooks Mill)—Entire length	FW2-TM	MAIN STEM RARITAN RIVER	
PLEASANT RUN (Readington)—Entire length	FW2-NT	TRIBUTARIES, SOUTH BRANCH	
PRESCOTT BROOK (Stanton Station)—Entire length	FW2-TM	RARITAN RIVER	
RAMANESSIN (HOP) BROOK (Holmdel)—Entire length	FW2-TM	(Long Valley)—Entire length	FW2-TP(C1)
RARITAN BAY—Entire drainage	FW2-NT/SE1	(High Bridge)—Entire length	FW2-TM
RARITAN RIVER		(S. of Hoffmans)—Entire length	FW2-TP(C1)
NORTH BRANCH (Also see INDIA BROOK)		(S. of Schooley's Mt.)—Entire length	FW2-TP(C1)
(Pleasant Valley)—Source to, but not including, Ravine Lake	FW2-TP(C1)	MAIN STEM RARITAN RIVER	
(Far Hills)—Ravine Lake dam to Rt. 512 bridge (Bedminister)—Rt. 512 bridge to confluence with South Branch, Raritan River	FW2-TM	(Bound Brook)—From confluence of North and South Branches to Landing Lane bridge in New Brunswick and all freshwater tributaries downstream of Landing Lane bridge	FW2-NT
SOUTH BRANCH RARITAN RIVER		(Sayreville)—Landing Lane bridge to Raritan Bay and all saline water tributaries	SE1
(Mt. Olive)—Source to the dam that is 390 feet upstream of the Flanders-Drakestown Road bridge and the two tributaries which originate north and east of the Budd Lake Airfield	FW2-NT	RINEHART BROOK (Hacklebarney)—Entire length	FW2-TP(C1)
(Mt. Olive)—Dam to confluence with Turkey Brook	FW2-NT(C1)	ROCK BROOK (Montgomery)—Entire length	FW2-NT
	FW2-TM(C1)	ROCKAWAY CREEK	
		NORTH BRANCH	
		(Mountainville)—Source to Rt. 523 Bridge (Whitehouse)—Rt. 523 bridge to confluence with South Branch	FW2-TP(C1)
		SOUTH BRANCH	
		(Clinton)—Headwaters to Readington Township boundary, including all tributaries	FW2-TM
		(Clinton)—Readington Township boundary to Lake Cushetunk, including all tributaries	FW2-TP(C1)
		(Whitehouse)—Lake Cushetunk to its confluence with main stem Rockaway Creek	FW2-TM(C1)
		MAIN STEM	
		(Whitehouse)—Confluence of North and South Branches to Lamington River	FW2-TM
		ROCKY RUN (Lebanon)—Entire length	FW2-NT
		ROUND VALLEY RESERVOIR (Clinton)	FW2-TP(C1)
		ROYCE BROOK (Manville)—Entire length	FW2-TP(C1)
		SANDY HOOK BAY (Sandy Hook)	FW2-NT
		SHREWSBURY RIVER	SE1
		(Little Silver)—Source to Rt. 36 highway bridge	
		(Highlands)—Rt. 36 bridge to Sandy Hook bay	SE1(C1)
		SIDNEY BROOK (Grandin)—Headwaters to its confluence with the South Branch Raritan River, including all tributaries	SE1
		SIMONSON BROOK (Griggstown)—Entire length	FW2-NT(C1)
		SIX MILE RUN (Franklin Church)—Entire length, except segment described below	FW2-NT
		(Hillsborough)—Segment within the boundaries of Six Mile Run State Park	FW2-NT
		SOUTH RIVER	FW2-NT(C1)
		(Old Bridge)—Duhernal Lake to intake of the Sayreville Water Department.	
		(Sayreville)—Below the intake of the Sayreville Water Department	FW2-NT
			SE1

<u>Waterbody</u>	<u>Classification</u>	<u>Waterbody</u>	<u>Classification</u>
SPOOKY BROOK (Bound Brook)	FW2-NT	Management Area boundaries	
SPRUCE RUN		(Rudeville)—Tributaries within the former	
(Glen Gardner)—Source to, but not including,		Hamburg Mtn. Wildlife Management	
Spruce Run Reservoir	FW2-TP(C1)	Area not classified as FW1, above	FW2-TM(C1)
(Clinton)—Spruce Run Reservoir dam to		(McAfee)—Entire length	FW2-TP(C1)
Raritan River, South Branch	FW2-TM	(Vernon Valley)—Entire length	FW2-NT
SPRUCE RUN RESERVOIR	FW2-TM(C1)	CEDAR SWAMP—See RUTGERS CREEK	
(Union)—Reservoir and tributaries		CLOVE CREEK (Colesville)—Entire length	FW2-TM
STONY BROOK (Washington)—Entire length	FW2-TP(C1)	CLOVE BROOK	
STONY BROOK		(Wantage)—Source to, but not including,	
(Hopewell)—Entire length, except that segment		Clove Acres Lake, except those	
described below	FW2-NT	tributaries described separately below	FW2-TM
(Snydertown)—Brook and tributaries within		(Sussex)—Clove Acres Lake to	
Amwell Lake Wildlife Management Area	FW2-NT(C1)	Papakating Creek	FW2-NT
STONY BROOK (Watchung)—Entire length	FW2-NT	(High Point)—Those portions of the two	
SUN VALLEY BROOK (Mt. Olive)—Entire		northern-most tributaries located	
length	FW2-TP(C1)	entirely within High Point State Park	
SWIMMING RIVER RESERVOIR (Red Bank)	FW2-NT(C1)	boundaries, immediately east of Lake	
TANNERS BROOK (Washington)—Entire length	FW2-NT(C1)	Marcia	FW1(tp)
TEETERTOWN BROOK (Lebanon)—Entire		FRANKLIN POND CREEK	
length	FW2-TP(C1)	(Hardyston)—Source to, but not including,	
TEN MILE RUN (Franklin)—Entire length	FW2-NT	Franklin Pond	FW2-TP(C1)
TENNENT BROOK (Old Bridge)—Entire length	FW2-NT	(Hamburg Mtn.)—Tributaries within the	
TEPEHEMUS BROOK (Manalapan)—Entire		Hamburg Mtn. Wildlife Management	
length	FW2-NT	Area	FW2-TM(C1)
TOWN NECK CREEK		TRIBUTARY (Hamburg Mtn.)—The first	
(Little Silver)—Source to a line beginning on		tributary to Franklin Pond Creek just	
the easternmost extent of the unnamed point		south of Hamburg Mountain, flowing	
of land located just east of Paag Circle on the		toward the Wallkill River and located	
south bank of Town Neck Creek and bearing		entirely within the former Hamburg	
approximately 095 degrees True North and		Mtn. Wildlife Management Area	FW1(tm)
terminating on Silver Point	FW2-NT/SE1	HANFORD BROOK (Hanford)—Entire	
(Little Silver)—Creek below the line described		length within New Jersey	FW2-NT
above	SE1(C1)	LAKE LOOKOUT (Wawayanda)	FW1
TROUT BROOK (Hacklebarney)—Entire length	FW2-TP(C1)	LAKE LOOKOUT BROOK	
TURKEY BROOK (Mt. Olive)—Entire length	FW2-TP(C1)	(Wawayanda)—Brook and tributaries from	
TURTLEBACK BROOK (Middle Valley)—		source in Newark City holdings, through	
Entire length	FW2-NT	the Wawayanda State Park, to confluence	
WALNUT BROOK (Flemington)—Entire length	FW2-TM	with the outlet stream from Lake	
WEAMACONK CREEK See MATCHAPONIX		Wawayanda	FW1
BROOK		LAKE RUTHERFORD (Wantage)—The	
WEMROCK BROOK		Lake and its tributaries	FW1(tm)
(Millhurst)—Entire length, except that segment		LAUREL POND (Wawayanda)—Laurel	
described below	FW2-NT	Pond, including its outlet stream and	
(Monmouth Battlefield State Park)—Those		tributaries, to the outlet stream from Lake	
segments of the brook and its tributaries		Wawayanda	FW1
within the boundaries of Monmouth		LIVINGSTON PONDS (Wawayanda)—The	
Battlefield State Park	FW2-NT(C1)	two northwestern ponds which are within	
WEMROCK POND (Monmouth Battlefield State		State Park lands	FW2-NT(C1)
Park)	FW2-NT(C1)	LIVINGSTON PONDS BROOK	
WILLOUGHBY BROOK (Buffalo Hollow)—		(Wawayanda State Park)—Source	
Entire length	FW2-TP(C1)	downstream to State line	FW2-TP(C1)
WILLOW BROOK (Holmdel)—Entire length	FW2-NT	LONG HOUSE BROOK	
YELLOW BROOK (Colts Neck)—Entire length	FW2-NT	(Upper Greenwood Lake)—Source to	
		State line, except segment described	
		below	FW2-NT
		(Upper Greenwood Lake) - Segment	
		within the boundaries of Hewitt State	
		Forest	FW2-NT(C1)
		LOUNSBERRY HOLLOW BROOK	
		(Vernon Valley)—Outlet of Glenwood	
		Lake to Pochuck Creek	FW2-TM
		MUD POND OUTLET STREAM	
		(Hamburg)—Outlet stream from the Pond	
		downstream to confluence with Hamburg	
		Creek, including all tributaries	FW2-TP(C1)
		PAPAKATING CREEK	
		MAIN STEM	
		(Frankford)—Source to Rt. 629 bridge	FW2-TM
		(Pelletstown)—Entire length of tributary	FW2-NT
		(Wantage)—Rt. 629 bridge to Wallkill	
		River	FW2-NT
		WEST BRANCH	

(g) The surface water classifications in Table 5 are for waters of the Wallkill River Basin:

TABLE 5

<u>Waterbody</u>	<u>Classification</u>
BEARFORT WATERS (Wawayanda)	FW2-NT(C1)
BEAVER RUN (Wantage)—Entire length	FW2-NT
BLACK CREEK	
(McAfee)—Source to Rt. 94 bridge,	
except those tributaries described	
separately, below	FW2-TM
(Vernon)—Rt. 94 bridge to Pochuck Creek	FW2-NT
TRIBUTARIES	
(Hamburg)—Three tributaries to Black	
Creek which originate in the former	
Hamburg Mtn. Wildlife Management	
Area from their sources to the former	FW1(TM)

SUSSEX BOROUGH WATER
SUPPLY LAND
WAWAYANDA STATE PARK

LAKE RUTHERFORD WATERSHED
Lake Rutherford, located northwest of Colesville
LAUREL POND WATERSHED
Laurel Pond, and its outlet stream and tributaries downstream to the outlet stream from Lake
Wawayanda

(i) The following are the Outstanding National Resource Waters of the State:

1. FW1 Waters; and
2. PL Waters.

New Rule, R.1989 d.420, effective August 7, 1989.

See: 20 N.J.R. 1597(a), 21 N.J.R. 2302(b).

Petition for Rulemaking: Exxon petitioning for reclassification to less restrictive uses for portion of Morses Creek.

See: 21 N.J.R. 3791(c).

Notice of denial of Petition for Rulemaking for Surface Water Quality Standards Tidal Portion of Morses Creek.

See: 23 N.J.R. 129(a).

Amended by R.1993 d.415, effective August 16, 1993.

See: 25 N.J.R. 405(a), 25 N.J.R. 3775(a).

Amended by R.1993 d.610, effective December 6, 1993.

See: 24 N.J.R. 3983(a), 24 N.J.R. 4471(a), 25 N.J.R. 5569(a).

Amended by R.1994 d.84, effective February 22, 1994.

See: 25 N.J.R. 405(a), 26 N.J.R. 1124(a).

Administrative Corrections.

See: 26 N.J.R. 1226(a).

Amended by R.1996 d.383, effective August 5, 1996.

See: 27 N.J.R. 4506(b), 28 N.J.R. 3782(b).

Amended by R.1998 d.234, effective May 18, 1998.

See: 29 N.J.R. 5128(a), 30 N.J.R. 1778(a).

Rewrote tables.

Administrative correction.

See: 31 N.J.R. 42(a).

Petition for Rulemaking.

See: 33 N.J.R. 1142(a), 33 N.J.R. 1212(a), 33 N.J.R. 1476(a), 33 N.J.R. 1793(a), 33 N.J.R. 2214(a).

Petition for Rulemaking.

See: 33 N.J.R. 2543(a).

Amended by R.2002 d.19, effective January 22, 2002.

See: 33 N.J.R. 4397(a), 34 N.J.R. 537(a).

Amended by R.2003 d.203, effective May 19, 2003.

See: 34 N.J.R. 3889(a), 35 N.J.R. 2264(b).

Rewrote the section.

Amended by R.2003 d.442, effective November 3, 2003.

See: 35 N.J.R. 158(a), 35 N.J.R. 5086(a).

Rewrote (d) through (f).

Amended by R.2004 d.308, effective August 2, 2004.

See: 35 N.J.R. 4949(a), 36 N.J.R. 3565(c).

Rewrote (c) through (f).

Amended by R.2005 d.182, effective June 20, 2005.

See: 36 N.J.R. 5612(a), 37 N.J.R. 770(a), 37 N.J.R. 2251(a).

In (c), amended the information for Shark River and its tributaries in Table 1.

Amended by R.2006 d.372, effective October 16, 2006.

See: 37 N.J.R. 3480(a), 4121(a), 4368(a), 38 N.J.R. 4449(a).

In (b)1iii, substituted "Hackensack" for "Hudson"; in (c), amended entries for "Barneget Bay", "Brigantine" and "Great Bay" in Table 1; in (d), amended entries for "Jade Run", "South Branch, Mount Misery Brook", "Paulins Kill" and "Rancocas Creek" in Table 2; in (e), amended entries for "Beech Brook", "Kikeout Brook", "Saddle River", "Stone House Brook" and "Wanaque River" in Table 3; in (f), amended entry for "Town Neck Creek" in Table 4; in (g), added entry for "Cedar Swamp", amended entries for "Franklin Pond Creek", "Long House Brook" and "Wallkill River" in Table 5; and in (h), substituted entry "Brendan T. Byrne Rancocas Creek Watershed State Forest" for "Lebanon Rancocas Creek Watershed State Forest" in Table 6.