

NEW JERSEY STATE LIBRARY

CHAPTER 4C

HISTORIC PRESERVATION BOND PROGRAM

Authority

N.J.S.A. 13:1B-15.111 et seq. and P.L. 1992, c.88.

Source and Effective Date

R.1994 d.541, effective November 7, 1994.
See: 26 N.J.R. 3253(b), 26 N.J.R. 4350(a).

Executive Order No. 66(1978) Expiration Date

Chapter 4C, Historic Preservation Bond Program, expires on November 7, 1999.

CHAPTER TABLE OF CONTENTS

SUBCHAPTER 1. GENERAL PROVISIONS

- 7:4C-1.1 Purpose
- 7:4C-1.2 Severability
- 7:4C-1.3 Definitions

SUBCHAPTER 2. APPLICATION PROCEDURE AND ELIGIBILITY FOR HISTORIC PRESERVATION GRANTS

- 7:4C-2.1 Eligible applicants
- 7:4C-2.2 Eligible property
- 7:4C-2.3 Activities eligible for funding
- 7:4C-2.4 Procedures
- 7:4C-2.5 Matching funds

SUBCHAPTER 3. ALLOCATION OF HISTORIC PRESERVATION GRANT FUNDS

- 7:4C-3.1 Allocation of historic preservation grant funds
- 7:4C-3.2 Criteria for review and ranking of applications for historic preservation grants
- 7:4C-3.3 Grant payment
- 7:4C-3.4 Grant amount

SUBCHAPTER 4. EASEMENT

- 7:4C-4.1 Easement on the historic property

SUBCHAPTER 5. PROJECT SIGNS

- 7:4C-5.1 Project signs

SUBCHAPTER 6. FEES

- 7:4C-6.1 Fees

SUBCHAPTER 1. GENERAL PROVISIONS

7:4C-1.1 Purpose

This chapter constitutes the rules of the New Jersey Historic Trust in the Department of Environmental Protection for the Historic Preservation Bond Program for the award of grants on a competitive basis for the restoration, restoration or rehabilitation of historic properties owned by State, county and municipal government agencies or entities and by tax-exempt nonprofit organizations in accord with the "New Jersey Green Acres, Clean Water, Farmland and Historic Preservation Bond Act of 1992," P.L. 1992, c.88.

7:4C-1.2 Severability

If any portion of this chapter is declared invalid by a court of competent jurisdiction, the remainder of this chapter is not to be affected.

7:4C-1.3 Definitions

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

"Act" means the "New Jersey Green Acres, Clean Water, Farmland, and Historic Preservation Bond Act of 1992," P.L. 1992, c.88.

"Applicant" means the State, county and municipal government entity or agency, or nonprofit organization that submits an application for an historic preservation grant.

"Approved project period" means the amount of time prescribed in the "project agreement" during which the grant recipient must complete satisfactorily the approved historic preservation project to be eligible for the full funding authorized for the project.

"Deputy State Historic Preservation Officer" means the person(s) designated in writing by the Commissioner of the Department of Environmental Protection to administer the State Historic Preservation Program to identify and nominate eligible properties to the National Register of Historic Places.

"Grant recipient" means the applying State government agency, county or municipal government entity or agency, or nonprofit organization names in a project agreement executed with the Trust which has been selected to receive grant funds for a historic preservation project.

"Historic" as applied to any property, structure, facility or site means any area, site, structure or object approved for listing or which has been certified as meeting the criteria for listing in the New Jersey Register of Historic Places as set forth at N.J.A.C. 7:4.

"Historic preservation grant" means monies approved by the New Jersey Historic Trust to fund an historic preservation project.

"Historic preservation project" means work directly related to the restoration, preservation or rehabilitation of an historic property, structure, facility or site.

"National Register of Historic Places" means the national list of districts, sites, buildings, structures and objects significant in American history, architecture, archaeology, engineering or culture maintained by the Secretary of the United States Department of the Interior under authority of the National Historic Preservation Act, as amended (16 U.S.C. §§ 470 et seq.)

"Nonprofit organization" means a corporation organized under the New Jersey Nonprofit Corporation Act, N.J.S.A. 15A:1-1 et seq. and qualified for tax-exempt status under the Internal Revenue Code of 1986 (26 U.S.C. § 501(c)).

"Preservation" means the act or process of applying measures necessary to sustain the existing form, integrity, and material of an historic property.

"Project agreement" means a document executed by the New Jersey Historic Trust and a grant recipient which provides a specified amount of grant assistance for an historic preservation project approved by the Trust and subject to conditions to assure benefit to the public and continued preservation of the property, structure or site.

"Property" means the historic site, structure or facility which is the subject of the historic preservation project.

"Reconstruction" means the act or process of depicting, by means of new construction, the form, features, and detailing of a non-surviving site, landscape, building, structure, or object for the purpose of replicating its appearance at a specified period of time and in its historic location.

"Rehabilitation" means the act or process of making possible a compatible use for a property through repair, alterations, and additions while preserving those portions or features which convey its historical, cultural or architectural values.

"Restoration" means the act or process of accurately depicting the form, features, and character of a property as it appeared at a particular period of time by means of the removal of features from other periods in its history and reconstruction of missing features from the restoration period.

"Secretary of the Interior's Standards" means the Standards for the Treatment of Historic Properties (Revised 1992) adopted by the Secretary of the United States Department of the Interior, as from time to time modified, changed or amended, incorporated herein by reference.

"Site" means the location of a significant event, a prehistoric or historic occupation or activity, or a building or structure whether standing, ruined or vanished where the location itself maintains historic or archaeological value regardless of the value of any existing structure.

"State Historic Preservation Officer" means the Commissioner of the Department of Environmental Protection designated by the Governor to administer the State Historic Preservation Program to identify and nominate eligible properties to the National Register of Historic Places. The State Historic Preservation Officer establishes the procedures and criteria under N.J.A.C. 7:4 for receiving and processing nominations and approving areas, sites, structures and objects, both publicly and privately owned, for listing in the State Register of Historic Places.

"State Register of Historic Places" means the New Jersey Register of Historic Places consisting of areas, sites, structures and objects significant in American history, architecture, archaeology and culture which the Commissioner of the Department of Environmental Protection is authorized to maintain and expand under the "New Jersey Register of Historic Places Act," N.J.S.A. 13:1B-15.128 et seq.

"State Review Board" means a body whose members represent the professional fields of American history, architectural history, prehistoric and historic archaeology, and other professional disciplines appointed by the State Historic Preservation Officer as part of the State Historic Preservation Program for the purpose of reviewing and recommending to the State Historic Preservation Officer whether to approve New Jersey and National Register nominations based on whether or not they meet the criteria for evaluation in N.J.A.C. 7:4-2.3.

"Structure" means a work constructed by humans and made up of interdependent and interrelated parts in a definite pattern or organization.

"Trust" means the New Jersey Historic Trust, a body corporate and politic with corporate successor established in the Department of Environmental Protection under N.J.S.A. 13:1B-15.111 et seq.

SUBCHAPTER 2. APPLICATION PROCEDURE AND ELIGIBILITY FOR HISTORIC PRESERVATION GRANTS

7:4C-2.1 Eligible applicants

State, county, and municipal government agencies or entities, and tax-exempt nonprofit organizations that own or lease on a long-term basis a historic structure, facility, or property, are eligible to submit applications for historic preservation grants.