"Hearing body" means the State Soil Conservation Committee.

"Major revision" means modifications to the soil erosion and sediment control plan which require the district to reevaluate the adequacy of erosion controls for the project and compare the plan to the standards.

"Minor revision" means modifications which require minimal examination of the submittal and do not impact the integrity of the previously certified soil erosion control measures as determined by the district.

"Sequence of construction" or "sequence" means a site specific chronology of proposed erosion control plan components including temporary and permanent soil erosion and sediment control measures, integrated with site development related land disturbances that minimizes erosion and sedimentation.

"Withdrawn plan" means a plan for soil erosion and sediment control which the applicant or their agent has rescinded from further action by the district.

Amended by R.2006 d.12, effective February 6, 2006.
See: 37 N.J.R. 2313(a), 38 N.J.R. 917(a).
In introductory paragraph, added "P.L. 1975", deleted ", Laws of 1975," and substituted "rules" for "regulations"; rewrote definition "Appeal"; added definitions "Act," "Agriculture and horticulture," "Certified plan," "Committee," "Complete application," "Conservation plan," "Demolition," "Exempt municipality," "Major revision," "Minor revision," "Sequence of construction" and "Withdrawn plan."

2:90-1.3 Standards for Soil Erosion and Sediment Control

(a) The State Soil Conservation Committee adopts and hereby incorporates into these rules by reference as standards for soil erosion and sediment control those standards published in the "Standards for Soil Erosion and Sediment Control in New Jersey" and identified as adopted or revised on April 12, 1999 as the technical basis for local soil conservation district certification of soil erosion and sediment control plans. Specifically, these standards include the following:

1. Vegetative Standards:

2. Engineering Standards:

3. Copies of the Standards may be obtained by contacting the State Soil Conservation Committee at 609-292-5540, www.state.nj.us/agriculture, or any of the soil conservation districts as follows:

i. Bergen County Soil Conservation District;

ii. Burlington County Soil Conservation District;

iii. Camden County Soil Conservation District;

iv. Cape-Atlantic Soil Conservation District (Cape May and Atlantic Counties);

v. Cumberland-Salem Soil Conservation District (Cumberland and Salem Counties);

vi. Freehold Soil Conservation District (Middlesex and Monmouth Counties);

vii. Gloucester County Soil Conservation District;

viii. Hudson, Essex and Passaic Soil Conservation District (Hudson, Essex and Passaic Counties);

ix. Hunterdon County Soil Conservation District;

x. Mercer County Soil Conservation District;

xi. Morris County Soil Conservation District;

xii. Ocean County Soil Conservation District;

xiii. Somerset-Union Soil Conservation District (Somerset and Union Counties);

xiv. Sussex County Soil Conservation District;

xv. Warren County Soil Conservation District;

(b) Where it can be satisfactorily demonstrated by the applicant that unique or innovative control measures or procedures not specified in this chapter may be applicable to specific sites, such measures may be proposed for consideration and utilized subject to approval by the soil conservation district and the State Soil Conservation Committee. To secure such approval, a written request shall be sent to the soil conservation district and State Soil Conservation Committee describing the unique or innovative control measure or procedure and its proposed function or use on the project. Such approval may be granted only where it is determined that strict application of the standards as herein specified will not result in the most practical and effective control of soil erosion, sedimentation and stormwater damages.

(c) The location, address, and telephone number of the local soil conservation district may be obtained from the State Soil Conservation Committee, PO Box 330, Trenton, New Jersey 08625-0330, 609-292-5540.

As amended, R.1978 d. 5, eff. January 5, 1978.
See: 9 N.J.R. 554(a), 10 N.J.R. 54(b).
As amended, R.1980 d. 305, eff. July 3, 1980.
See: 12 N.J.R. 301(b), 12 N.J.R. 451(a).
Amended by R.1987 d. 171, effective April 6, 1987.
See: 18 N.J.R. 2081(a), 19 N.J.R. 513(a).
Completely revised vegetation standards.
Amended by R.1999 d.205, effective July 6, 1999 (operative October 1, 1999).
See: 30 N.J.R. 2106(a), 31 N.J.R. 1799(a).
Rewrote (a); and in (b), inserted a new second sentence.
Amended by R.2006 d.12, effective February 6, 2006.
See: 37 N.J.R. 2313(a), 38 N.J.R. 917(a).
Deleted former (a)3; recodified and rewrote (a)4 as (a)3.

2:90-1.4 Application

(a) Application for soil erosion and sediment control plan certification shall be made to the local district utilizing standard application forms adopted by the Committee. Such application shall indicate the information required to make a decision on certification of plans. Application forms are available at locations listed at N.J.A.C. 2:90-1.3.

(b) Applications for certifications of soil erosion and sediment control plans shall include the following items:

1. One copy of the complete subdivision, site plan or construction permit application, including key map as submitted to the municipality (architectural drawings, plans and specifications for buildings not required) which includes the following:

i. The location of present and proposed drains and culverts with their discharge capacities and velocities and supporting computations and identification of conditions below outlets;

ii. A delineation of any area subject to flooding from the 100-year storm in compliance with the Flood Hazard Area Control Act, N.J.S.A. 58:16A-50 et seq., or applicable municipal zoning;

iii. A delineation of streams and wetlands pursuant to N.J.S.A. 13:9A-1 et seq. and 13:9B-1 et seq., and other significant natural features within the project area;

iv. The soils and other natural resource information used (delineation of the project site on soil map is desirable);

v. The land cover and use of area adjacent to the land disturbance; and

vi. All hydraulic and hydrologic data describing existing and proposed watershed conditions and a completed copy of the Hydraulic and Hydrologic Data Base Summary Form SSCC 251 HDF1. Where HEC 1 and HEC 2—U.S. Army Corps of Engineers or TR20 and WSP2-USDA Natural Resources Conservation Service computer programs are used for modeling watershed hydrology and hydraulics, a copy of electronic input files shall be included. The Data Base Summary Forms and information regarding these computer programs are available at the locations listed at N.J.A.C. 2:90-1.3 above.

2. Four copies of the soil erosion and sediment control plan at the same scale as the site plan submitted to the municipality or other land use approval agency which includes the following information detailed on the plat:

i. The proposed sequence of development including duration of each phase in the sequence;

ii. A site grading plan delineating land areas to be disturbed including proposed cut and fill areas together with existing and proposed profiles of these areas;