



## State of New Jersey

THE PINELANDS COMMISSION

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### **NEW JERSEY PINELANDS COMMISSION Notice of Agency Action Pilot Program for Alternate Design Wastewater Treatment Systems**

Take notice that on October 18, 2010, the Pinelands Commission adopted amendments to the Pinelands Comprehensive Management Plan (CMP) at N.J.A.C. 7:50-2.11, 6.84, and 10.21-10.23 relating to the Commission's Pilot Program for Alternate Design Wastewater Treatment Systems, established pursuant to N.J.A.C. 7:50-10, Part IV (see 42 N.J.R. 987(a), 42 N.J.R. 2422(a)). This Pilot Program, established by the Pinelands Commission in August of 2002 (see 34 N.J.R. 2804(b)), identified alternate design systems that could be authorized to serve unsewered residential development in the Pinelands Area on lots smaller than 3.2 acres in size, subject to a number of specific standards and conditions.

The October 18, 2010 amendments to N.J.A.C. 7:50-10.23(b) authorized the Commission to approve additional technologies for participation in the pilot program. In order to be considered for participation in the pilot program, the manufacturer or agent of an alternate design treatment system that has attained verification and/or certification status through the USEPA Environmental Technology Verification Program (ETV) or National Sanitation Foundation/American National Standards Institute (NSF/ANSI) Standard 245 testing program must apply to the Commission. Any such application shall be accompanied by: (1) All laboratory test data and reports associated with the technology's participation in the USEPA ETV Program or NSF/ANSI Standards 245 testing program; (2) A description of the distribution and technical

[www.nj.gov/pinelands](http://www.nj.gov/pinelands)

General Information: [Info@njpines.state.nj.us](mailto:Info@njpines.state.nj.us)

Application Specific Information: [AppInfo@njpines.state.nj.us](mailto:AppInfo@njpines.state.nj.us)

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support system that the technology vendor will utilize to supply and support the treatment system in the Pinelands Area; (3) An estimate of the cost of the technology including but not limited to equipment, shipping, warranty, operation and maintenance services, and effluent monitoring; (4) The expected total nitrogen concentration to be achieved by the technology when serving residential development in the Pinelands Area; and (5) An escrow fee in the amount of \$2500 (pursuant to N.J.A.C 7:50-1.7) to cover the cost of review for entry into the pilot program.

N.J.A.C 7:50-10.23(b)2 provides for the Executive Director of the Pinelands Commission to periodically establish a date by which completed applications shall be received by the Commission in order to be considered for participation in the pilot program. The Executive Director has established **July 1, 2011** as the deadline for the submission of applications to the Commission.

Pursuant to N.J.A.C 7:50-10.23(b)3, the Executive Director shall review the submitted documents for each technology seeking participation in the program and shall determine the eligibility of each technology to participate based upon a comprehensive assessment of the items identified under (1) through (5), above. The Executive Director will also determine the minimum lot size on which the technology could be authorized.

Pursuant to N.J.A.C 7:50-10.23(b)4, the Executive Director will submit a report to the Commission no later than September 29, 2011, setting forth proposed findings and a recommendation as to whether each technology should be permitted to participate in the pilot program. N.J.A.C 7:50-10.22(a)6xii provides that no more than six alternate design treatment technologies shall be approved for use in the pilot program. Currently the Cromaglass and FAST wastewater treatment technologies are authorized for use in the pilot program. Therefore, up to four new technologies may currently be authorized for participation.

The Commission will then determine whether each technology should be approved for participation in the pilot program. All determinations of the Commission will be made by October 29, 2011 and will be published in the New Jersey Register and posted and made available electronically on the Commission's website.

Copies of all of the documents submitted by the NSF/ANSI Standard 245 and/or the USEPA ETV Program technologies for consideration for participation in the pilot program will be made available for public inspection between 9:00 A.M. and 5:00 P.M. on regular business days at the offices of the Pinelands Commission, 15 Springfield Road, New Lisbon, New Jersey, after the July 1, 2011 submission deadline.