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“Make-ready” means the pre-wiring of electrical infrastructure at a parking space, or set of parking spaces, to facilitate easy and cost-efficient future installation of EVSE including, but not limited to, Level Two EVSE and direct current fast chargers (DCFC). Make-ready includes expenses related to service panels, junction boxes, conduit, wiring, and other components necessary to make a particular location able to accommodate EVSE on a “plug and play” basis. For the purpose of this definition, Level 2 EVSE operates on a 40 to 100 amp breaker on a 208 or 240 volt AC circuit. DCFC operates on a 60 amp or higher breaker on a 480 volt or higher three phase circuit with special grounding equipment. DCFC stations can also be referred to as rapid charging stations.

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SUBCHAPTER 2. ADMINISTRATION AND ENFORCEMENT;
PROCESS

5:23-2.36 Electric vehicle supply equipment and make-ready parking spaces

(a) Buildings containing five or more dwelling units of Groups R-2 or R-3 shall provide electrical vehicle supply equipment or make-ready parking spaces, as follows:

1. A minimum of 15 percent of the off-street parking **[required]** ***approved*** by a **[municipal ordinance]** ***municipality*** shall be electrical vehicle make-ready parking spaces. One-third of the required electrical vehicle make-ready spaces shall be provided with electrical vehicle supply equipment;

2. Non-accessible make-ready parking spaces or non-accessible parking spaces provided with electrical vehicle supply equipment shall be a minimum of 108 inches in width and 18 feet in length;

3. Accessible make-ready parking spaces or accessible spaces provided with electrical vehicle supply equipment shall comply with the requirements for a van accessible parking space that is 132 inches minimum in width with an adjoining access aisle that is 60 inches minimum in width and 18 feet in length; and

4. At least five percent of vehicle spaces served by electrical vehicle supply equipment, but not fewer than one for each type of electric vehicle charging system, shall be accessible. The types of electrical vehicle charging systems are defined within the Office of Local Planning Services, Department of Community Affairs, in its Model Statewide Municipal EV Ordinance.

(b) Buildings of other than Group R-2, R-3, and R-5 provided with off-street parking shall provide “electrical service” supply equipment or make-ready parking spaces, as follows:

1. A minimum of one make-ready parking space shall be provided where more than 25 parking spaces and 50 or fewer parking spaces are provided;

2. A minimum of two make-ready parking spaces shall be provided where more than 50 parking spaces and 75 or fewer parking spaces are provided;

3. A minimum of three make-ready parking spaces shall be provided where more than 75 parking spaces and 100 or fewer parking spaces are provided;

4. A minimum of four make-ready parking spaces shall be provided where more than 100 parking spaces and 150 or fewer parking spaces are provided.

i. One of the required make-ready spaces shall be accessible;

5. A minimum of four percent make-ready parking spaces shall be provided where more than 150 parking spaces are provided.

i. Five percent of the required make-ready spaces shall be accessible;

6. Electrical vehicle supply equipment is permitted to be installed in a required make-ready parking space;

7. Non-accessible make-ready parking spaces or non-accessible spaces provided with electrical vehicle supply equipment shall be a minimum of nine feet in width and 18 feet in length; and

8. Accessible make-ready parking spaces or accessible spaces provided with electrical vehicle supply equipment shall comply with the requirements for a van accessible parking space that is 132 inches minimum in width with an adjoining access aisle that is 60 inches minimum in width and 18 feet in length.

SUBCHAPTER 3. SUBCODES

5:23-3.14 Building subcode

(a) (No change.)

(b) The following chapters of the building subcode are modified, as follows:

1.-9. (No change.)

10. Chapter 11, Accessibility, shall be amended, as follows:

i.-xiii. (No change.)

xiv. In Section 1107.2, Electrical vehicle charging stations, “N.J.A.C. 5:23-**[3.36]*****2.36*** and” shall be inserted before “Sections.” In addition, the exception shall be deleted.

Recodify existing xiv.-lviii. as xv.-lix. (No change in text.)

(a)

DIVISION OF CODES AND STANDARDS

Notice of Administrative Correction

Uniform Construction Code

N.J.A.C. 5:23-2.38

Effective Date: August 16, 2023.

Take notice that the Department of Community Affairs (Department) discovered an error at N.J.A.C. 5:23-2.38(b) of the administration and enforcement subchapter of the Uniform Construction Code (UCC). This notice of administrative correction seeks to revise the error, as follows:

1. N.J.A.C. 5:23-2.38(b) is corrected to reflect the appropriate reference to the recreation standards in the Barrier Free subcode, N.J.A.C. 5:23-7. The Department discovered the error during an adoption that corrects a similar error in another section of the UCC. This correction is made to ensure accuracy and consistency throughout the UCC.

The Department has requested, and the Office of Administrative Law has agreed to, such correction be made administratively. This notice of administrative correction is published pursuant to N.J.A.C. 1:30-2.7.

Full text of the corrected rule follows (additions indicated in boldface **thus**; deletions indicated in brackets [thus]):

SUBCHAPTER 2. ADMINISTRATION AND ENFORCEMENT;
PROCESS

5:23-2.38 Department appeal

(a) (No change.)

(b) Any party in interest aggrieved by any decision made by a facility manager or owner or administering agency with respect to compliance with either the Barrier Free Recreation Standards (N.J.A.C. 5:23-[7.15]**7.16** through [7.31] **7.32**) or the Playground Safety Subcode (N.J.A.C. 5:23-11) shall have the right to appeal the decision to the Department.

1.-2. (No change.)

ENVIRONMENTAL PROTECTION

(b)

DIVISION OF FISH AND WILDLIFE

Notice of Administrative Correction

Marine Fisheries

N.J.A.C. 7:25-18.12

Effective Date: August 25, 2023.

Take notice that by notice published in the New Jersey Register on September 5, 2023, the Department modified the Spiny Dogfish trip limits. The notice contained an error in the rule text, misidentifying the Atlantic States Marine Fisheries Commission at N.J.A.C. 7:25-18.12(g). This notice corrects that error.