



**State of New Jersey**  
**Department of Environmental Protection**



Revised: September 2018

Website: [www.nj.gov/dep/landuse](http://www.nj.gov/dep/landuse)

**COASTAL ZONE MANAGEMENT CHECKLIST**

**Written Determination of Exemption from the Waterfront Development Law**

CALL NJDEP AT (609) 777-0454 IF YOU HAVE ANY QUESTIONS

Development that is exempt from the Waterfront Development Law requires **NO** certification or approval from the Department, but a written determination of exemption may be required by other programs administered by the Department. To request a written determination of exemption from the Waterfront Development Law, please submit the information below to:

**Postal Mailing Address**

NJ Department of Environmental Protection  
Division of Land Use Regulation  
P.O. Box 420, Code 501-02A  
Trenton, New Jersey 08625-  
**Attn: Application Support**

**Street Address (Courier, Overnight Mail & Hand Carry Only)**

NJ Department of Environmental Protection  
Division of Land Use Regulation  
501 East State Street  
Station Plaza 5, Second Floor  
Trenton, New Jersey, 08609  
**Attn: Application Support**

1. The following information must be included in any request for a written determination of exemption from the Waterfront Development Law:
  - i. Completed application form;
  - ii. The appropriate application fee, as specified in N.J.A.C. 7:7-25.1, in the form of a check (personal, bank, certified, or attorney), money order, or government purchase order made payable to "Treasurer State of New Jersey."
  - iii. A written description of the proposed development; and
  - iv. The general site location of the development identified on a county or local road map or an insert from a USGS quad map.
2. In addition to the information required under item 1 above, for a written determination of exemption pursuant to N.J.A.C. 7:7-2.4(d)1, 2, and 3:
  - i. A site plan depicting:
    - A. The location of the proposed construction, reconstruction, alteration, conversion, expansion, or enlargement;
    - B. The location of the mean high water line; and
    - C. For written determinations pursuant to N.J.A.C. 7:7-2.4(d)3 only, the limits of all special areas as described at N.J.A.C. 7:7-9.

3. A written determination of exemption for wind turbines pursuant to N.J.A.C. 7:7-2.4(d)4:

i. A site plan depicting:

- A. The location of the proposed wind turbine(s);
- B. The height of the wind turbine(s) in relation to the ground surface elevation; and
- C. Details of the wind turbine monopole.

4. A written determination of exemption for solar panels pursuant to N.J.A.C. 7:7-2.4(d)5:

i. A site plan depicting:

- A. The location of the proposed solar panels; and
- B. The floodway, if appropriate; and height of the wind turbine(s) in relation to the ground surface elevation; and

ii. If located on a sanitary landfill, a copy of the solid waste landfill closure and post-closure plan or disruption approval issued by the Department pursuant to N.J.A.C. 7:26-2A.8 or 2A.9.

5. A written determination of exemption for structures pursuant to N.J.A.C. 7:7-2.4(d)6 and 7:

- i. A copy of the Tidelands instrument (grant, lease, or license);
- ii. If applicable, a copy of any previous waterfront development permit issued for the structures to be replaced, renovated, or reconstructed;
- iii. A copy of the applicable portion of the Tidelands Map or coastal wetlands map showing the location and dimensions of the structures to be replaced, renovated, or restricted;
- iv. Color photographs depicting the location of the proposed development, mounted on 8 1/2 inch by 11 inch paper and accompanied by a map showing the location and direction from which each photograph was taken. Copies of photographs are acceptable provided they are color copies. Black and white photographs are not acceptable.
- v. The general site location of the development identified on a county or local road map or an insert from a USGS quad map; and
- vi. A site plan showing the location and dimensions of the structures to be replaced, renovated, or reconstructed.

6. In addition to the information required at 1 above, for a written determination of exemption for bridges pursuant to N.J.A.C. 7:7-2.4(d)8:

- i. A site plan depicting the location of the existing and proposed bridge surface to be redecked.