

**TRANSPORTATION**

**(a)**

**DIVISION OF LOCAL RESOURCES AND COMMUNITY DEVELOPMENT  
BUREAU OF LOCAL AID AND ECONOMIC DEVELOPMENT**

**Notice of Readoption  
Junkyards Adjacent to the Interstate and National Highway System**

**Readoption: N.J.A.C. 16:43**

Authority: N.J.S.A. 27:1A-5, 27:1A-6, 27:5E-1 et seq., particularly 27:5E-6; and 23 U.S.C. § 136.

Adopted By: Francis K. O'Connor, Acting Commissioner, Department of Transportation.

Effective Date: May 14, 2024.

New Expiration Date: May 14, 2031.

Take notice that, pursuant to N.J.S.A. 52:14B-5.1.b, the rules at N.J.A.C. 16:43 were scheduled to expire on July 28, 2024. This chapter regulates the establishment, operation, and maintenance of junkyards in areas adjacent to the interstate and national highway systems within the State. The rules meet, but do not exceed, the standards found at 23 U.S.C. § 136 and the regulations issued by the Federal Highway Administration at 23 CFR Part 751.

Subchapter 1, General Provisions, provides the declaration of policy, which is the intent and purpose of the rules, the detailed authority of the Commissioner of the Department of Transportation, the definitions used throughout the rules, and the rules' effect on county and municipal ordinances.

Subchapter 2, Illegal Junkyards, outlines the establishment, operation, and maintenance of illegal junkyards, outlines the screening and removal of illegal junkyards, and outlines the abatement of public nuisances.

Subchapter 3, Non-Conforming Junkyards, outlines the screening and removal of non-conforming junkyards, outlines the acquisition of lands in the best interest of the State, outlines the just compensation and relocation assistance for the acquisition of lands, and outlines the operation and maintenance of non-conforming junkyards.

Subchapter 4, Screening and Fencing Required by the Junkyard Control Act, outlines the requirements for the location, construction, and maintenance of screening and fencing, provides the Department of Transportation authority for maintenance of screening on the State right-of-way, and the surveillance of the junkyards for the purposes of compliance.

The Department of Transportation has reviewed the rules and determined that they should be readopted without change. The rules are necessary, reasonable, adequate, and responsive for the purpose for which they were originally promulgated. Therefore, pursuant to N.J.S.A. 52:14B-5.1.c(1), these rules are readopted and shall continue in effect for a seven-year period.

**TREASURY—GENERAL**

**(b)**

**DIVISION OF PROPERTY MANAGEMENT AND CONSTRUCTION  
RESIDENTIAL HOUSING MANAGEMENT BOARD  
Residential Housing Management Board Rules  
Readoption with Amendments: N.J.A.C. 17:17**

Proposed: March 4, 2024, at 56 N.J.R. 317(a).

Adopted: May 5, 2024, by the Residential Housing Management Board, Cindy Bussell, Secretary.

(CITE 56 N.J.R. 1108)

Filed: May 10, 2024, as R.2024 d.055, without change.

Authority: N.J.S.A. 52:31-25.

Effective Date: May 10, 2024, Readoption;  
June 17, 2024, Amendments.

Expiration Date: May 10, 2031.

**Summary of Public Comment and Agency Response:**

The Residential Housing Management Board (Board) received timely written comments from Jean Public.

COMMENT: The commenter expresses a view that a State-owned beach house used by the New Jersey governor should be sold and convert the property to a public park. The commenter further states that the State should not provide "any housing for any employee of the State."

RESPONSE: The comments submitted do not relate to or address the provisions of this current readoption, but question the underlying policy of providing employee housing and the existence of the Board. The Board has no regulatory authority over the Governor's beach residence and does not have a role in its potential disposition. Additionally, employee housing is offered primarily for the benefit of the State to either provide security or other service associated for the benefit of the respective department/agency. Rental rates are further based on the fair market value of the premises with reductions only if the residency is a condition of employment, the house is on institutional grounds, or the fair market value is disproportionate to the salary of the employee. The law that establishes the Board and its rules and regulations is set forth at N.J.S.A. 52:31-23 et seq. and N.J.A.C. 17:17. The Board thanks the commenter for the comments.

**Federal Standards Statement**

A Federal standards analysis is not required because the rules are not being readopted to implement, comply with, or participate in any program established pursuant to Federal law or a State law that incorporates or refers to Federal law, standards or requirements.

Full text of the rules proposed for readoption can be found in the New Jersey Administrative Code at N.J.A.C. 17:17.

Full text of the adopted amendments follows:

**SUBCHAPTER 1. PROCEDURAL GUIDE FOR OCCUPYING AND VACATING EMPLOYEE HOUSING UNITS**

**17:17-1.6 Annual rent review**

(a)-(b) (No change.)

(c) Routine maintenance charges shall be paid by the employee. Routine maintenance shall include, but not be limited to, repairs and replacement due to the tenant's act or neglect or damage by the tenant, tenant's household members, or guests.

**17:17-1.7 Rental reduction**

(a) The Board may authorize a reasonable reduction or waiver of rental or related fees for any one of the following reasons:

1.-3. (No change.)

**17:17-1.8 Change in employee status**

(a) An employee who becomes ineligible to occupy a unit shall vacate the unit within 30 calendar days of receipt of written notice to vacate by the department/agency, unless granted an extension by the Board for reasons of hardship, pursuant to N.J.A.C. 17:17-1.13.

(b) (No change.)

**17:17-1.9 Discrimination**

No person shall be denied occupancy of a State-owned residential housing unit on account of religious affiliation, creed, ancestry, marital status, disability, gender, national or ethnic origin, race, color, affectual or sexual orientation, sex, or gender identity or expression, or on any other grounds prohibited pursuant to the Law Against Discrimination, N.J.S.A. 10:2-1 et seq.

**17:17-1.12 Fire and other casualty**

(a)-(c) (No change.)

(d) The lease shall terminate if the property is totally destroyed or otherwise rendered uninhabitable by fire or other casualty without the act