

(a)

RIGHT OF WAY AND ACCESS MANAGEMENT

Notice of Readoption

Compensation of Condemnees for Income Loss Resulting from the Harvesting of Standing Crops

Readoption: N.J.A.C. 16:5

Authority: N.J.S.A. 27:1A-5, 27:1A-6, 27:7-22, 27:7-44.6, 20:3-29, and 20:3-29.1.

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

Effective Date: June 26, 2024.

New Expiration Date: June 26, 2031.

Take notice that, pursuant to N.J.S.A. 52:14B-5.1, the rules found at N.J.A.C. 16:5 were scheduled to expire on August 1, 2024. This chapter governs compensation to condemnees for loss of income resulting from harvesting of standing crops and other agricultural commodities, in compliance with the provisions at N.J.S.A. 20:3-29.

Subchapter 1, General Provisions, provides the purpose of the chapter and the definitions used throughout the rules.

Subchapter 2, Agriculture or Horticultural Land, establishes the criteria for eligibility and valuation.

Subchapter 3, Organization and Procedures, identifies the delegation of authority.

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

(b)

**DIVISION OF CAPITAL PROGRAM MANAGEMENT
BUREAU OF TRAFFIC ENGINEERING**

Notice of Readoption

Motorized Bicycles

Readoption: N.J.A.C. 16:26

Authority: N.J.S.A. 39:4-8, 39:4-8.3, 39:4-14.3, 39:4-14.3a, 39:4-14.3b, 39:4-14.3f, 39:4-198, and 39:4-202.

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

Effective Date: July 10, 2024

New Expiration Date: July 10, 2031.

Take notice that, pursuant to N.J.S.A. 52:14B-5.1.c, the rules found at N.J.A.C. 16:26 were scheduled to expire on August 21, 2024. This chapter sets forth the standards and procedures by which the operation of motorized bicycles on highways is regulated, as well as indicating those highways on which the operation of motorized bicycles is permitted or prohibited.

The rules are necessary, reasonable, adequate, and responsive for the purpose for which they were originally promulgated. The Department of Transportation has reviewed the rules and determined that they should be readopted without amendment. 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.

(c)

DIVISION OF OPERATIONS

Notice of Readoption

Newspaper Boxes on State Highway Right-of-Way

Readoption: N.J.A.C. 16:41B

Authority: N.J.S.A. 27:1A-5, 27:1A-6, 27:7-21, and 27:44-1.

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

Effective Date: July 10, 2024.

New Expiration Date: July 10, 2031.

Take notice that, pursuant to N.J.S.A. 52:14B-5.1.c, the rules found at N.J.A.C. 16:41B were scheduled to expire on August 28, 2024.

This chapter sets forth the requirements and notifications to operate, erect, place, or maintain, any news dispenser on any State highway right-of-way controlled by the Department of Transportation.

The rules are necessary, reasonable, adequate, and responsive for the purpose for which they were originally promulgated. The Department of Transportation has reviewed the rules and determined that they should be readopted without change. 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.

(d)

CAPITAL PROGRAM MANAGEMENT

Notice of Readoption

Transportation of Hazardous Materials

Readoption with Technical Changes: N.J.A.C. 16:49

Authority: N.J.S.A. 27:1A-5, 27:1A-6, and 39:5B-26 and 31; 49

U.S.C. §§ 5101 et seq.; and 49 CFR 100 through 199.

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

Effective Dates: July 10, 2024, Readoption;
August 5, 2024, Technical Changes.

New Expiration Date: July 10, 2031.

Take notice that, pursuant to N.J.S.A. 52:14B-5.1.c, the rules found at N.J.A.C. 16:49 were scheduled to expire on August 14, 2024. The Department of Transportation has reviewed the rules and determined that they should be readopted with technical changes to update a Federal regulation website and to update telephone numbers to the Department of Transportation. 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.

These rules govern the transportation of hazardous materials in the State of New Jersey. The rules provide comprehensive regulation of the shipping, packaging, marking, labeling, placarding, handling, and transportation of hazardous materials, and are consistent with the regulations issued by the United States Department of Transportation.

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

SUBCHAPTER 1. GENERAL PROVISIONS

16:49-1.2 Incorporation by reference

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

(c) Amendments to the Federal Hazardous Materials regulations and the Federal Motor Carrier Safety Administration regulations that have been adopted and incorporated by reference pursuant to this section are included in a daily updated electronic version found at: [<http://ecfr.gpoaccess.gov>] www.ecfr.gov.

(d)-(e) (No change.)

16:49-1.4 Assistance

(a) For general assistance and procedural questions in matters related to the rules of this chapter regarding transportation by motor carrier, contact:

Bureau of Trucking Services
New Jersey Department of Transportation
PO Box 600
Trenton, NJ 08625
[(609) 530-8026] (609) 963-1889

(b) For general assistance and procedural questions in matters related to the rules of this chapter regarding transportation by rail, contact:

Bureau of Rail Services
New Jersey Department of Transportation
PO Box 600
Trenton, NJ 08625
[(609) 530-2847] (609) 963-1860

(c)-(d) (No change)

(a)

DIVISION OF LOCAL RESOURCES & COMMUNITY DEVELOPMENT

BUREAU OF AERONAUTICS

**Notice of Redoption
Air Safety and Zoning**

Redoption: N.J.A.C. 16:62

Authority: N.J.S.A. 27:1A-5, 27:1A-6, 6:1-29 et seq., specifically 6:1-83 and 84 (the Air Safety and Zoning Act of 1983, P.L. 1983, c. 260, as amended).

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

Effective Date: July 10, 2024.

New Expiration Date: July 10, 2031.

Take notice that, pursuant to N.J.S.A. 52:14B-5.1.c, the rules found at N.J.A.C. 16:62 were scheduled to expire on August 14, 2024. The chapter establishes minimum standards for the control of airport and aeronautical hazards and standards for land use adjacent to public use airports, which the municipalities of this State are required to implement. The standards ensure the health, safety, and welfare of the general and flying public.

Subchapter 1, Air Safety and Zoning, provides the definitions used throughout the chapter and general requirements and provisions.

Subchapter 2, Municipal Requirements, establishes the obligations of municipalities.

Subchapter 3, Delineation of Airport Safety Zones, describes the methodology to be used in delineating airport safety zones.

Subchapter 4, Obstruction Ordinance Standards, provides the standards that a municipality must enact.

Subchapter 5, Land Use Ordinance Standards, provides the standards which a municipality must enact.

Subchapter 6, Permit for Creation or Expansion of a Prohibited Land Use or Vertical Height Development Within an Airport Safety Zone, provides the general provisions, municipal approval, permit application requirements, permit review procedures, and permit application decisions.

Subchapter 7, Provisions for Amended and Special Airport Standards, provides the general provisions, and the amended and special standards.

Subchapter 8, Permits for Developments Immune to Local Ordinance, provides the general provisions.

Subchapter 9, Existing Land Uses not Conforming to the Standards of this Chapter, provides the general provisions.

Subchapter 10, Implementation Deadlines, provides the general provisions.

Subchapter 11, Liability, provides the liability for the violation of any provisions of this chapter.

N.J.A.C. 16:62 Appendix, Airport Safety Zone Dimensions, provides dimensions.

The Department of Transportation has reviewed the rules and determined that they should be readopted without amendment. 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.

(b)

NEW JERSEY TRANSIT CORPORATION

Notice of Redoption

Proof of Payment

Redoption: N.J.A.C. 16:87

Authorized By: New Jersey Transit Corporation, Kevin S. Corbett, President and Chief Executive Officer.

Authority: N.J.S.A. 27:24-5.e and n; 27:25-15.1 and 15.1.a; and 27:25-5.14.

Effective Date: July 3, 2024.

New Expiration Date: July 3, 2031.

Take notice that in October 1998, the New Jersey Transit Corporation (NJ TRANSIT) adopted rules on proof of payment. NJ TRANSIT, pursuant to N.J.S.A. 27:25-5.n, is authorized to set and collect fares for the services it or its contractors provide to the riding public. NJ TRANSIT fare enforcement officers have been issuing citations since December 20, 1999. These rules were scheduled to expire on September 18, 2024, pursuant to N.J.S.A. 52:14B-5.1.c. NJ TRANSIT has reviewed these rules and has determined that they are necessary, reasonable, adequate, efficient, understandable, and responsive to the purpose for which they were originally promulgated. In accordance with N.J.S.A. 52:14B-5.1.c(1), timely filing of this notice extended the expiration date of the chapter seven years from the date of filing.

A summary review of each of the subchapters at N.J.A.C. 16:87 follows:

Subchapter 1 sets forth the purpose of the rules and sets forth definitions of terms used in the chapter.

Subchapter 2 sets forth the process of payment of fares and violations.

Subchapter 3 sets forth the description of penalties, which includes civil penalties, and suspension of driving privileges.

Subchapter 4 sets forth a description of venue.

OTHER AGENCIES

(c)

DELAWARE RIVER BASIN COMMISSION

Notice of Adopted Rulemaking

Amendments to Rules of Practice and Procedure

Proposed: October 16, 2023, at 35 N.J.R. 2179(a).

Adopted: June 5, 2024, by the Delaware River Basin Commission,

Pamela M. Bush, Esquire, Commission Secretary.

Filed: July 5, 2024, as R. 2024 d.070.

Authority: New Jersey Laws of 1961, Chapter 13, approved May 1, 1961 (Delaware River Basin Compact); United States Public Law 87-328, approved September 27, 1961, 75 Statutes at Large 688.

Effective Date: July 22, 2024.

SUMMARY: The Delaware River Basin Commission ("DRBC" or "Commission") is amending its Rules of Practice and Procedure to resolve ambiguities around the automatic termination of project approvals issued by the Commission and make conforming amendments to related provisions as appropriate; update the Commission's Water Resources Program and Project Review procedures to better conform them to current practice; remove incorrect references to the Federal Freedom of Information Act in the Commission's regulations providing for access to