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## ADOPTIONS SECTION

### ENVIRONMENTAL PROTECTION

#### WATERSHED AND LAND MANAGEMENT

#### DIVISION OF RESILIENCE ENGINEERING & CONSTRUCTION

#### BUREAU OF DAM SAFETY

##### Notice of Readoption

##### Dam Restoration and Inland Waters Projects Loan Program

##### Readoption with Technical Changes: N.J.A.C. 7:24A

Authority: N.J.S.A. 13:1D-1 et seq., and 58:4-1 et seq.; and the Green Acres, Clean Water, Farmland and Historic Preservation Bond Act of 1992, P.L. 1992, c. 88, and the Dam, Lake, Stream, Flood Control, Water Resources and Wastewater Treatment Project Bond Act of 2003, P.L. 2003, c. 162.

Authorized By: Shawn M. LaTourette, Commissioner, Department of Environmental Protection.

Effective Dates:                      October 29, 2024, Readoption;  
                                                 December 2, 2024, Technical Changes.

New Expiration Date:              October 29, 2031.

**Take notice** that pursuant to N.J.S.A. 52:14B-5.1, the Dam Restoration and Inland Waters Projects Loan Program rules at N.J.A.C. 7:24A are readopted and shall continue in effect for a seven-year period. The chapter was scheduled to expire on December 15, 2024. The Department of Environmental Protection (Department) has reviewed the chapter and has determined that it should be readopted with technical changes discussed below because the chapter is necessary, reasonable, and proper for the purpose for which it was 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.

The chapter sets forth the procedures for distribution of funds made available from the 1992 Dam Restoration and Clean Water Trust Fund established by the Green Acres, Clean Water, Farmland and Historic Preservation Bond Act of 1992, P.L. 1992, c. 88, and the 2003 Dam, Lake, and Stream Project Revolving Loan Fund established by the Dam, Lake, Stream, Flood Control, Water Resources, and Wastewater Treatment Project Bond Act of 2003, P.L. 2003, c. 162 (Bond Acts). Both Bond Acts provide for the distribution of funds for loans to local government units and to private lake associations and private dam owners as co-applicants with a local government unit for dam restoration and inland waters projects. As they are revolving loan funds, the Department is able to award additional loans as monies are repaid to the funds. The chapter establishes the basic eligibility criteria for receiving a dam restoration or inland waters project loan, the procedures for applying for and awarding a loan, the priority system for ranking projects for which funding is sought, the conditions borrowers must satisfy before receiving funds pursuant to a loan, and the Department's remedies when a borrower fails to comply with this chapter or the loan agreement.

The chapter is readopted with technical changes at N.J.A.C. 7:24A-2.1(b) and 2.2(e) to update address and title information for the Bureau of Dam Safety (the Bureau).

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

## SUBCHAPTER 2. PROJECT APPLICATION PHASE

### 7:24A-2.1 Pre-application procedures

(a) (No change.)

(b) Questions concerning the dam restoration and inland waters projects loan program and requests for a pre-application conference may be directed to:

New Jersey Department of Environmental Protection

[Division] **Bureau** of Dam Safety [and Flood Control]

501 E. State Street

Mail Code 501-01A

PO Box 420

Trenton, NJ 08625-0420

(609) 984-0859

7:24A-2.2 Application procedures

(a)-(d) (No change.)

(e) Applications shall be sent to:

New Jersey Department of Environmental Protection

[Division] **Bureau** of Dam Safety [and Flood Control]

501 E. State Street

Mail Code 501-01A

PO Box 420

Trenton, NJ 08625-0420