

## **TREATMENT WORKS APPROVALS**

Pursuant to N.J.A.C. 7:14A-22 governing Treatment Works Approvals, SBRSA shall issue Treatment Works Approvals for any new Discharge or a Discharge of 2,000 gallons per day or more and for any smaller projects requiring NJDEP approval. SBRSA requires a Treatment Works Approval so that it can assure compatibility of waste types and will be aware of any impact on its Treatment Works capacity. The issuance of any Treatment Works Approval does not constitute any assurance or guarantee that any industrial Pretreatment works is capable of meeting, or will meet, any applicable categorical or local Effluent Limitation.

The standards and procedures for submitting a Treatment Works Application are outlined in Revised Resolution Affirming Terms for approval for TWA-1 Sewer Extension Applications (Amended 11/26/01).

The NJDEP TWA application can be found in the link provided  
<http://www.state.nj.us/dep/dwq/twa.htm>

**Original 02/19/92**  
**Amended 08/17/92**  
**Amended 07/22/96**  
**Amended 11/26/01**

**Revised Resolution Affirming Terms for Approvals for TWA-1 Sewer Extension Applications**

**RESOLUTION**

**WHEREAS**, Stony Brook Regional Sewerage Authority (SBRSA) is a public body organized under the New Jersey Sewerage Authority Law, N.J.S.A. 40:14A-1 *et seq.*, and

**WHEREAS**, the SBRSA operates three sewage treatment plants located in Hopewell and Pennington Boroughs and Princeton Township, and

**WHEREAS**, applicants seeking to have particular property served by the SBRSA must obtain approval of a treatment works/sewer extension application, hereinafter “TWA-1 Treatment Works Approval Application” from SBRSA pursuant to N.J.S.A. 40:14A-1 *et seq.* and the SBRSA Administrative Regulations. Applicants also must subsequently obtain approval from the New Jersey Department of Environmental Protection (NJDEP) for all flows regulated by NJDEP, and

**WHEREAS**, SBRSA has previously established a standard and procedure for review of such applications, and

**WHEREAS**, SBRSA operates its treatment works approval process consistent with the NJDEP regulations and SBRSA procedures concerning extensions have not been revised since NJDEP regulatory changes were adopted concerning issuing treatment works approval extensions, and

**WHEREAS**, in order to effectively plan and operate, SBRSA needs to monitor the status of projects and Treatment Works which have obtained SBRSA TWA-1 approvals, and

**WHEREAS**, SBRSA has been advised that the regulated community benefits and others benefit when SBRSA Rules are consistent with NJDEP regulations, and

**WHEREAS**, requiring applicants to obtain final Planning Board approval prior to submitting a TWA-1 application to the SBRSA is important to SBRSA’s planning process because approvals and the related capacity require no further Planning Board approval (except as provided below), and

**WHEREAS**, South Brunswick Township is the only portion of the SBRSA service area where applicants must obtain SBRSA TWA-1 approval before final Planning Board approval for a project is issued.

**NOW THEREFORE, BE IT RESOLVED** by the Stony Brook Regional Sewerage Authority, as follows:

**A. NEW APPLICATIONS**

1. TWA-1 applications will be considered in the order received.
2. Before a TWA-1 application for any project will be considered by SBRSA, the project must have received final municipal approval, whether by way of site plan, Subdivision or other approval, unless the project is located in a service area which will not issue final Planning Board approval until SBRSA approval is obtained. When a project is located in a service area which will not issue final Planning Board approval until SBRSA approval is obtained, if the applicant provides documentation to demonstrate that final Planning Board approval is likely within ninety (90) days, the SBRSA may act on the application. The SBRSA approval shall expire and be of no further force and effect if the applicant does not submit proof of final municipal approval to SBRSA within 90 days of SBRSA action
3. SBRSA TWA-1 approvals shall be conditioned upon the applicant obtaining, within one year of the SBRSA approval, a Treatment Works Approval from NJDEP based on the TWA-1 application. The SBRSA approval shall be further conditioned upon the applicant submitting annual reports describing all treatment works and project construction and accounting for connected and unconnected flows, until all allocated flows are connected or the project is completed.
4. If the applicant receives Treatment Works Approval for the project, the SBRSA TWA-1 approval will remain in effect for two years from the date of said approval during which period the applicant must start construction of the Treatment Works. The SBRSA approval shall expire and be of no further force and effect if the applicant shall fail to obtain the required NJDEP Treatment Works Approval within the time limit set forth above, shall fail to proceed with construction of the Treatment Works within the two year period following Treatment Works Approval, or shall fail to submit the required flow accounting reports. Interruption of construction of the Treatment Works for a period of more than two years may serve as a basis for permit revocation.
5. For projects which do not require NJDEP approval, such as those projects with a flow less than 8,000 GPD, the SBRSA approval shall expire and be of no further force and effect if the applicant shall fail to proceed with construction of the Treatment Works within the two year period following SBRSA approval.

**B. Time Extensions**

SBRSA will not undertake consideration of extensions of time of the time limits set forth herein unless the criteria set forth hereafter are met:

1. The applicant must establish to the satisfaction of the SBRSA in accordance with the procedure set forth below, that it has made a good faith effort since the issuance of the sewer extension permit or the last renewal thereof to proceed with construction of the proposed project. All requests for extensions shall be submitted in writing to SBRSA at least sixty days prior to expiration of the original permit approved by NJDEP or the last renewal thereof.
2. All requests for extensions shall include the following:
  - a. A properly executed resolution of the governing body of the member municipality in which the project is located approving the requested extension.
  - b. An affidavit or certification executed by the applicant describing:
    - i. the nature and location of the project,
    - ii. any changes or modifications to the proposed project (i.e., reduction or increase in number of units to be constructed, engineering modifications, etc.) since the original permit date or the last renewal thereof,
    - iii. all substantive steps taken by the applicant to proceed with construction of the project or to obtain the approvals required for construction of the project since the original permit date or the last renewal thereof,
    - iv. the hardship which would be suffered by the applicant if the extension were not granted, and
    - v. a good faith estimate as to when construction of the project will commence or, if it has commenced when construction will be completed.
  - c. Copies of any permits or other documents referred to in the affidavit or certification or which may assist the SBRSA in rendering a decision.
3. The SBRSA may, in its discretion, recommend to NJDEP modification of conditions of any sewer extension permit in conjunction with rendering a decision on whether to endorse an extension thereof.

4. Each extension, if approved, will be for a maximum period of one year. No permit will be extended beyond a total of five years from the original date of the SBRSA TWA-1 approval.

This Resolution shall take effect immediately.

MOVED: Mr. Marciano

SECONDED: Mr. Morehouse

ADOPTED: November 26, 2001