

**TOWNSHIP OF RARITAN  
COUNTY OF HUNTERDON, NEW JERSEY**

**RESOLUTION #19-110**

**A RESOLUTION IN OPPOSITION TO THE NEW JERSEY  
DEPARTMENT OF ENVIRONMENTAL PROTECTION'S PROPOSED  
CATEGORY 1 WATER UPGRADES**

**WHEREAS**, the New Jersey Department of Environmental Protection (NJDEP) has proposed significant changes to the Surface Water Quality Standards, Proposed Category 1 Water Upgrades ("C1 Buffer Rule") DEP Docket Number 01-19-01, PRN 2019-028; and

**WHEREAS**, these proposed changes purport to add approximately 749 miles of rivers and streams to be designated Category One (C1); and

**WHEREAS**, this proposal will negatively impact economic development, the ability to provide affordable housing and property values in Raritan Township, as demonstrated by the C1 Buffer Map attached hereto; and

**WHEREAS**, the Raritan Township Municipal Utilities Authority ("RTMUA") will be so adversely affected by the designation of the South Branch of the Raritan River as a C1 as to effectively render the facility incapable of any expansion or increase in capacity; and

**WHEREAS**, the Department of Environmental Protection has solicited public comment on the proposed rulemaking by June 3, 2019; and

**WHEREAS**, the Mayor and Township Committee has sent a letter opposing the new Water Quality Standards and in conjunction with the RTMUA sought the data used in the rulemaking process from the Department of Environmental Protection so as to further provide comments by June 3, 2019; and

**WHEREAS**, the Department of Environmental Protection has not provided the data requested to date which seems in direct conflict with Executive Order 63, recently issued by Governor Murphy which directed state agencies like the NJDEP to better engage with and gather information from the regulated communities in advance of formulating a proposed rule; and

**WHEREAS**, the lack of information provided by the NJDEP is of great concern to the Township, particularly because we believe that more than 749 miles of streams will be impacted by this rule change including many streams in the Township; and

**WHEREAS**, the lack of information provided by the NJDEP also demonstrates that the impact statements included in the proposed rule are inadequate, for example, there is no reference in the rulemaking to negative impacts to municipal utility authorities such as the RTMUA.

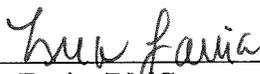
**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that the Township of Raritan is strongly opposed to this proposal by the Department of Environmental Protection to the C1 Buffer Rule due to the tremendous negative impact to the residents and businesses of Raritan Township and the financial stability of the Township as a whole.

**BE IT FURTHER RESOLVED** that the Mayor and the Township Committee shall work tirelessly and exhaust all means necessary in opposition of this proposal to protect the future economic viability and quality of life of its residents and businesses.

**BE IT FURTHER RESOLVED** that all facts set forth in the preceding "Whereas" clauses are adopted herein and the Mayor is authorized to transmit any other necessary documents to the DEP demonstrating the negative impact of the proposed C1 Buffer Rule to the Township.

**BE IT FURTHER RESOLVED** that a copy of this resolution shall be transmitted to the NJDEP (Attn: Gary J. Brower, Esq.), the Office of the Governor, Members of the Legislature representing legislative District 16, the Clerk of every Hunterdon County Municipality, the County of Hunterdon, the New Jersey State League of Municipalities, and the New Jersey Business and Industry Association.

**ATTEST:**

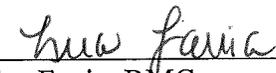
  
\_\_\_\_\_  
Lisa Fania, RMC  
Township Clerk

**TOWNSHIP COMMITTEE OF THE  
TOWNSHIP OF RARITAN**

  
\_\_\_\_\_  
Jeff Kuhl  
Mayor

**CERTIFICATION**

I, Lisa Fania, Clerk of the Township of Raritan, County of Hunterdon, State of New Jersey, hereby certify that the foregoing resolution is a true, complete and accurate copy of a resolution adopted by the Township Committee of the Township of Raritan at a meeting held on May 7, 2019.

  
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Lisa Fania, RMC  
Township Clerk