



images courtesy of NJDEP

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## Stream Encroachment

- What is stream encroachment?
  - Stream encroachment in the Land Use Program is a term that refers to development, construction and/or disturbance within the flood plain.
  - "Development" means any construction activity or other manmade land disturbance.



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## Before you Buy, Before you Build

Anyone thinking of buying property by a river for a new office building, store or shopping center?

Or maybe building a little cottage by a pond, lake or stream?

Maybe expanding an existing building or home and a small stream is in the way, or crossing a stream with your new driveway.

In all these cases you are most likely in a flood plain and you probably need a Stream Encroachment Permit before you build. In New Jersey and throughout the country, building in areas subject to flooding is regulated to protect lives, property, and the environment.



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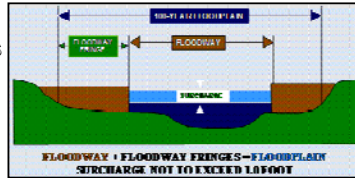
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## So what is the Flood Plain?

"Flood plain" means the area inundated by the regulatory flood including the watercourse that creates it. The extent of the flood plain is determined by the area that would flood in a 100 year storm.

(A 100 year storm is a storm that has a 1 in 100 chance of occurring during any particular year)




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## Why does the Floodplain matter?

There are two main reasons the state regulates work in the floodplain.

1. To minimize losses due to the estimated \$690 million in losses paid in NJ since 1978.
2. When you build on a flood plain and the waters begin to rise, the buildings on your property displace water thus increasing the height of the rising waters and making the flooding worse everywhere along the banks.



New Jersey Department of Environmental Protection

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## Definitions

- **The floodway** - the channel and portions of the flood plain adjoining the channel which are reasonably required to carry and discharge the regulatory flood. For the purpose of this chapter the term floodway shall refer to both the delineated floodway on State Adopted Studies and the area between the encroachment lines located on both sides of a non-delineated watercourse.
- **The flood fringe** - means that portion of the flood plain outside of the floodway or encroachment lines.




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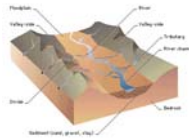
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## How to Determine if a Property is in the Floodplain

- Every body of water has a floodplain.
  - If there is a stream, lake, pond, or river on or near the property, it is likely in a flood plain.
  - If the land near the water body is flat it is more likely to be in the flood plain.
  - If there are steep slopes around the water bodies, the flood plain may be smaller and more restricted.



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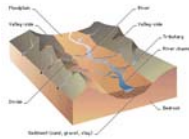
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Since a flood plain's size depends on so many factors, it can be accurately determined only through a detailed engineering analysis, in which an engineer calculates and maps the flood plain based on water movement and topography.



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## Streams, Lakes or Ponds

If your stream, lake, or pond is not already mapped, you can obtain a jurisdictional determination from the DEP. To determine who to call, click the link below and locate the appropriate number for your county.



<http://www.state.nj.us/dep/landuse/contact.html>

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## Does being in the Floodplain mean nothing can be built?

Building in the Flood Plain requires a permit.  
There are two types of permits:  
major and minor



image from <http://fcgov.com>

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## Regulatory Definitions

•A flood hazard area exists along every regulated water that has a drainage area of 50 acres or more. If a regulated water has a drainage area of less than 50 acres, the water does not have a flood hazard area that is regulated under this chapter. The flood hazard area is comprised of a flood fringe and a floodway, except for the Atlantic Ocean and other non-linear tidal waters such as bays and inlets, which do not have a floodway.

•Therefore, the entire flood hazard area along these tidal waters is considered to be a flood fringe.

•A riparian zone exists along every regulated water, except there is no riparian zone along the Atlantic Ocean nor along any manmade lagoon, stormwater management basin, or oceanfront barrier island, spit or peninsula. The regulated water itself is also part of the riparian zone.

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## Determining the Presence of a Floodway

There are six methods for determining the flood hazard area and floodway:along a regulated water:

Method 1 (Department delineation method) 2

Method 2 (FEMA tidal method)

Method 3 (FEMA fluvial method)

Method 4 (FEMA hydraulic method)

Method 5 (approximation method)

Method 6 (calculation method)

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## Building in a Floodplain requires permits:

- **Minor Permits** - a minor permit is required if the flooding impacts are easy to determine.
- **Examples:**
  - Utility Lines
  - Single Family Homes
- **Major Permits** - a major permit is required if the flooding impacts or the project are complex
- **Examples**
  - Roads over streams
  - Complex projects

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## Applying for a permit

- A form can be obtained from the NJ DEP website at <http://www.state.nj.us/dep/landuse/forms/index.html#SE>
- An engineer would most likely prepare the permit application of the proposed work.

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## Summary of Permit By Rule

Permit-by-Rule is a category of permits for developments, which the Department has determined have minimal potential for environmental impact.

Table A  
SUMMARY OF PERMITS-BY-RULE  
This Table is for informational purposes only. See N.J.A.C. 7:13-7.2(a) through (f) for specific applicable limits and requirements for each permit-by-rule

(a) Activities that require 14-day prior notice to the Department
1. Reconstructing a lawfully existing structure outside a floodway
2. Constructing in a disturbed riparian zone or at or below grade in a flood hazard area
3. Elevating a building above the flood hazard area design flood elevation
4. Constructing an addition to a building of no more than 300 square feet outside a floodway
5. Removing a major obstruction from a regulated water with machinery
6. Constructing a boat launching ramp of no more than 1,000 square feet
7. Constructing an aquatic habitat enhancement device
8. Constructing a USGS-approved flow gauge or weir

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## Riparian Zone Protection

- 300 feet on both sides of Category One water and upstream tributaries within the same HUC-14 watershed; (Hydrologic Unit Codes for 970 sub-watersheds);
- 150 feet on both sides of an upstream tributary to a trout production water not in the HUC-14 watershed;
- A trout maintenance water body and all upstream tributaries within one mile;
- Any segment of water flowing through an area containing documented habitat for a threatened or endangered species of plant or animal;
- Any segment of water flowing through an area containing acid producing soils.
- 50 feet along both sides of all other waters.

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## Allowed Riparian Disturbances

The allowed riparian zone disturbances range from 300 square feet for reconstruction of a driveway in a 50-foot riparian zone to 5,000 square feet for construction of a private residence in a 300-foot buffer that received preliminary or final subdivision approval before October 2, 2006 and that meets the Stormwater Management Regulations.



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### Riparian Zone Disturbance Will Only be Allowed if:

- The basic purpose of the project cannot be accomplished on site without disturbing vegetation in the riparian zone;
- Disturbance to the riparian zone is eliminated where possible and minimized where not possible by relocating the project, reducing the size of the project, or situating the project in portions of the riparian zone where previous development or disturbance has occurred;
- Any temporarily cleared area of vegetation must be replanted with indigenous, non-invasive vegetation;
- An applicant must also meet the additional requirements for the specific proposed activity. The riparian zone regulations also set a limit on the amount of disturbance allowed for 69 specific activities.

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## Requirements for a Regulated Activity in a Riparian Zone

Table C  
MAXIMUM ALLOWABLE DISTURBANCE TO RIPARIAN ZONE VEGETATION

Proposed Regulated Activity	See Paragraph Refer For Further Detail	Maximum Area of Vegetation Disturbance Based on the Width of the Riparian Zone		
		50-foot Riparian Zone	150-foot Riparian Zone	300-foot Riparian Zone
<b>• Railroad or public roadway</b>				
New	(a)	5,000 ft <sup>2</sup>	11,000 ft <sup>2</sup>	30,000 ft <sup>2</sup>
Reconstructed	(b)	2,500 ft <sup>2</sup>	5,500 ft <sup>2</sup>	15,000 ft <sup>2</sup>
<b>• Private roadway that serves as a driveway to one private residence</b>				
New	(a)	1,000 ft <sup>2</sup>	4,000 ft <sup>2</sup>	9,000 ft <sup>2</sup>
Reconstructed	(b)	500 ft <sup>2</sup>	2,000 ft <sup>2</sup>	4,500 ft <sup>2</sup>
<b>• All other private roadways</b>				
New	(a)	1,000 ft <sup>2</sup>	4,000 ft <sup>2</sup>	11,000 ft <sup>2</sup>
Reconstructed	(b)	500 ft <sup>2</sup>	2,000 ft <sup>2</sup>	5,500 ft <sup>2</sup>
<b>• Bank stabilization or channel restoration</b>				
Disturbance to bank, vegetation above	(c)	No limit of disturbance is specified.		
Other permanent disturbance	(d)	2,000 ft <sup>2</sup>	3,000 ft <sup>2</sup>	3,000 ft <sup>2</sup>
Other temporary disturbance	(e)	1,000 ft <sup>2</sup>	1,000 ft <sup>2</sup>	6,000 ft <sup>2</sup>
<b>• Stormwater discharge (including pipe and conduit outlet protection)</b>				
Permanent disturbance	(f)	1,000 ft <sup>2</sup>	1,000 ft <sup>2</sup>	1,000 ft <sup>2</sup>
Temporary disturbance	(g)	1,000 ft <sup>2</sup>	3,000 ft <sup>2</sup>	6,000 ft <sup>2</sup>
<b>• Utility line (temporary disturbance only)</b>				
Crossing a water	(h)	2,000 ft <sup>2</sup>	6,000 ft <sup>2</sup>	11,000 ft <sup>2</sup>
Not crossing a water	(i)	800 ft <sup>2</sup>	2,400 ft <sup>2</sup>	4,800 ft <sup>2</sup>
<b>• Other projects</b>				
Private residence	(j)	500 ft <sup>2</sup>	1,000 ft <sup>2</sup>	1,000 ft <sup>2</sup>
Address, garage, lawn or shed	(k)	1,000 ft <sup>2</sup>	1,000 ft <sup>2</sup>	1,000 ft <sup>2</sup>
Flood control project	(l)	3,000 ft <sup>2</sup>	3,000 ft <sup>2</sup>	11,000 ft <sup>2</sup>
Public access to public access area	(m)	No limit of disturbance is specified.		
Stream dependent development	(n)	No limit of disturbance is specified.		
All other regulated activities	(o)	1,000 ft <sup>2</sup>	3,000 ft <sup>2</sup>	6,000 ft <sup>2</sup>

C1 designation "targets water bodies that provide drinking water, habitat for Endangered and Threatened species, and popular recreational and/or commercial species, such as trout or shellfish. Waterways can be designated Category One because of exceptional ecological significance, exceptional water supply significance, exceptional recreational significance, exceptional shellfish resource, or exceptional fisheries resource."

## Category 1 Waters



clean and plentiful water

## Restricted Time Periods for Waters with Fisheries Resources

Water and classification	Time period (inclusive) during which activities are prohibited
<b>1. Trout Waters</b>	
• All trout production waters except rainbow trout	September 15 through March 15
• Rainbow trout production waters	February 1 through April 30
• Trout stocked waters	March 15 through June 15
• Trout maintenance waters	
• Any water located within 1 mile upstream of a trout stocked or a trout maintenance water	
<b>2. Non-Trout Waters</b>	
• Waters that support general game fish	May 1 through June 30
• Waters that support pickerel	Ice out through April 30
• Waters that support walleye	March 1 through May 30
<b>3. Sandhopper Waters</b>	
• All unimpeded tidal waters open to the Atlantic Ocean or any coastal bay	April 1 through June 30
• All waters identified as sandhopper migratory pathways	
• Delaware River upstream of U.S. Route 202	April 1 through June 30 and September 1 through November 30
• Delaware River between U.S. Route 202 and Interstate 276 (Pennsylvania Turnpike Bridge)	March 1 through June 30
• Delaware River between Interstate 276 (Pennsylvania Turnpike Bridge) and Interstate 295 (Delaware Memorial Bridge)	March 1 through June 30 and September 1 through November 30
• Tidal portions of Raccoon, Raccoon Creek, Crosswicks Creeks and Cooper River	
• All unimpeded tidal waters open to the Delaware River downstream of Interstate 295 (Delaware Memorial Bridge)	March 1 through June 30 and October 1 through November 30
• Tidal portions of the Maurice River, Cohansey River and Salem River	

A number of permits allow disturbance in the riparian zone only 25 feet from the top of bank, including:

- New private residences on a lot that received preliminary or final approval before October 2, 2006;
- An addition to an existing building or construction of a building appurtenant to an existing building;
- A public access way along a tidal water;
- Construction of a water dependent project that requires clearing, cutting, removing vegetation in the riparian zone.

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## Waivers

The New Jersey Department of Environmental Protection (NJDEP) will issue hardship waivers for projects that go beyond the limits set for riparian zone projects. The applicants must



- Provide 2:1 compensation in the form of re-vegetation;
- Place a deed restriction on the compensation area.

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- The Stream Encroachment Administrative Checklist, found at <http://www.state.nj.us/dep/landuse/forms/chkstream.doc>

is required for permits and guides you through the requirements for obtaining one

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## Other Regulations?

In addition, the following regulatory programs administered by other agencies may affect projects in New Jersey flood plains:

- NJ - IRC (International Residential Code) and NJ - IBC (International Building Code)
- Local flood damage prevention ordinances.
- The Federal Emergency Management Agency (FEMA) provides FIRMs Call (800) 358-9616. For flood insurance information call (888) 379-9531
- Federal Wetlands Program (404 Program). In some parts of New Jersey, in addition to a DEP freshwater wetlands permit, you may also need a federal wetlands permit, issued by the U.S. Army Corps of Engineers under Section 404 of the Clean Water Act. An Army Corps permit is needed in the Hackensack Meadowlands area, Greenwood Lake, and in any tidally flowed waters or wetlands. Contact the U.S. Army Corps of Engineers in Philadelphia at (215) 656-6500, or New York City at (212) 264-4185




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## Electronic Forms Available Online:

<http://www.state.nj.us/dep/landuse/forms/index.html#SE>

FLOOD HAZARD AREA FORMS & DOCUMENTS			
Description	Form ID	Date	Updated
Flood Hazard Area Applicability Determination Checklist	Word Doc	01/29/08	11/15/2007
Flood Hazard Area General Permit #1 Checklist	Word Doc	01/29/08	11/15/2008
Flood Hazard Area General Permit #2,3 Checklist	Word Doc	01/29/08	11/15/2008
Flood Hazard Area Individual Permit Checklist	Word Doc	01/29/08	11/15/2007
Flood Hazard Area Modification Checklist	Word Doc	01/29/08	11/15/2007
Flood Hazard Area (F) Certification Form - coming soon			
Flood Hazard Area Wetland Wetland - coming soon			
List of Endangered and Endangered Species that are Critically Dependent on Regulated Waters for Survival	Adobe PDF	01/29/08	11/15/2008
Completion Report	Adobe PDF	01/29/08	N/A
Contribution Report	Adobe PDF	01/29/08	N/A
Map/Map of Regulatory Jurisdiction Form	Adobe PDF	01/29/08	N/A
Stormwater Runoff Fee Worksheet	Word Doc	11/14/08	11/15/2008

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## General Information about NJDEP Land Use Regulations

[www.state.nj.us/dep/landuse/index.html](http://www.state.nj.us/dep/landuse/index.html)

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- This is the end of the Stream Encroachment section of module 4. The rest of module 4 will focus on Tidelands.



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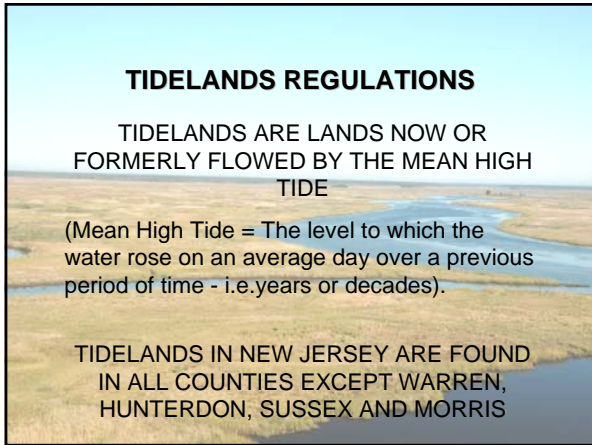
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### TIDELANDS REGULATIONS

TIDELANDS ARE LANDS NOW OR FORMERLY FLOWED BY THE MEAN HIGH TIDE

(Mean High Tide = The level to which the water rose on an average day over a previous period of time - i.e. years or decades).

TIDELANDS IN NEW JERSEY ARE FOUND IN ALL COUNTIES EXCEPT WARREN, HUNTERDON, SUSSEX AND MORRIS



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### Riparian

*Definition: Riparian means located by the banks of a river, stream, or other body of water.*



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## Tidelands Areas

- The state owns all Tide Flowed lands as Public Trusts Lands.
- Use of these areas is granted through a tidelands grant, license or lease
  - These areas are not private property – i.e. A homeowner's dock may be private property, but the tideflowed land it sits on may be state owned.
  - Property ownership in riparian areas may be regulated by the Bureau of Tidelands Management.



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## Bureau of Tidelands Management

609 – 292-2573

<http://www.state.nj.us/dep/landuse/tideland.html>

Richard G. Castagna, Acting Manager



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## The Riparian Laws

- New Jersey Statute 12:3 1 to 28
- New Jersey Statute 13:1B-13.1 to 13.14



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## Tideland Agreements

(All must be approved by the Tidelands Resource Council)

•**STATEMENTS OF NO INTEREST** : A document stating that the State of New Jersey agrees that it has no tidelands ownership interest in your property

•**NOTICES OF TITLE ACTION (LIENS)**: Serves as notice in any search there is a problem. A notice will be filed if payments are delinquent or if there is no response to a violation.

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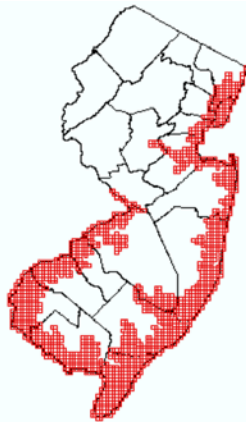
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This GIS image shows the Tidelands grid along the coast of the state.

Note: The continuation of the grid up into the river systems of the state.



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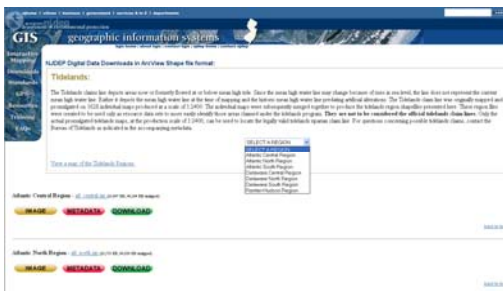
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## Download GIS Coverage

<http://www.state.nj.us/dep/gis/tidelandsshp.html>



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## FAQ's about Tidelands:

### What are riparian rights?

- Riparian rights are the rights of owners adjacent to tidelands to be the first person to request to use those areas. These lands are owned by the people of the State of New Jersey. You must first get permission from the State to use these lands, in the form of a tidelands license, lease or grant, and you must pay for this use.

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### What is a tidelands grant?

- A tidelands grant is a deed from the State of New Jersey selling its tidelands. Tidelands grants are generally only issued for lands already filled in and no longer flowed by the tide.

### What is a tidelands license?

- A tidelands license is a short term revocable rental document to use tidelands, generally for structures such as docks, mooring piles and other temporary structures, as well as dredging projects. Licenses have a specific term, presently seven years.

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### What is a tidelands lease?

- A tidelands lease is a long term rental document to use tidelands, generally issued to marinas or homes over water. The term of a tidelands lease is generally 20 years.

### What is a Statement of No Interest?

- A recordable document in which the State of New Jersey agrees that it has no tidelands ownership interest in your property. The reason may be that the State sold its tidelands, or that there is no ownership claim on your property.

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## FAQ's Online

<http://www.state.nj.us/dep/landuse/pamphlet.pdf>



### New Jersey's Tidelands

Frequently Asked Questions  
and  
Answers

State of New Jersey  
Department of Environmental Protection  
Bureau of Tidelands Management  
P. O. Box 439  
Trenton, NJ 08625-0439  
Phone (609) 292-2872  
FAX (609) 632-6892



\* This is a very  
valuable  
document to  
download!

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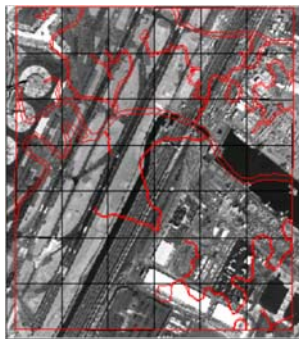
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Here is a  
typical  
Tidelands map  
showing  
Newark-Liberty  
Airport and  
Port Newark  
area...formerly  
flowed  
tidelands are  
indicated as  
**red** lines



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Note again  
Tidelands map  
showing areas  
that are currently  
developed, but  
were once  
previously flowed  
by the tide. This  
is a very good  
example why  
many property  
owners do not  
know they are  
regulated under  
Tidelands.

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## Determining a Tidelands Claim

- Ask yourself, does the State have a Tidelands Title or have Tidelands interest on a property?
- To assist you in determining the status of Tidelands ownership – Send a fax or mail a request to the BUREAU OF TIDELANDS MANAGEMENT and ask for a “DETERMINATION OF TIDELANDS OWNERSHIP INTEREST”

*(Must include tax lot and block numbers, municipality, county, nearest waterway, and a locator map (tax map, topo, survey, etc.) with the site clearly marked.)*

FAX 609-633-6493



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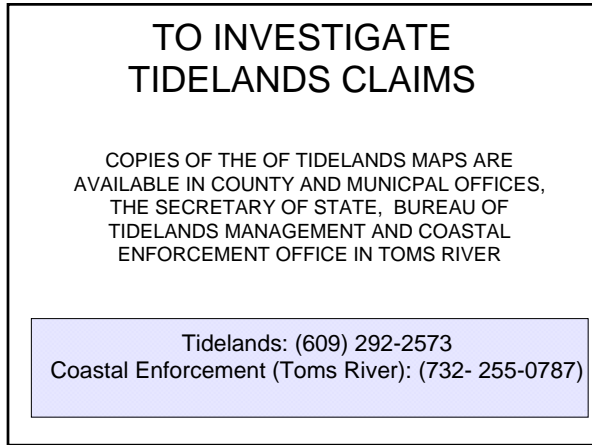
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## TO INVESTIGATE TIDELANDS CLAIMS

COPIES OF THE OF TIDELANDS MAPS ARE AVAILABLE IN COUNTY AND MUNICIPAL OFFICES, THE SECRETARY OF STATE, BUREAU OF TIDELANDS MANAGEMENT AND COASTAL ENFORCEMENT OFFICE IN TOMS RIVER

Tidelands: (609) 292-2573  
Coastal Enforcement (Toms River): (732- 255-0787)



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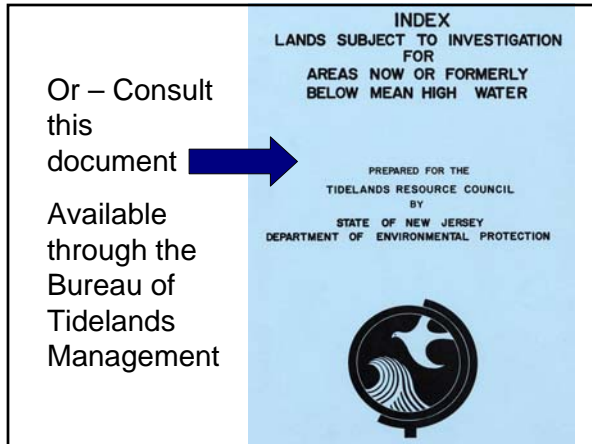
Or – Consult this document



Available through the Bureau of Tidelands Management

INDEX  
LANDS SUBJECT TO INVESTIGATION  
FOR  
AREAS NOW OR FORMERLY  
BELOW MEAN HIGH WATER

PREPARED FOR THE  
TIDELANDS RESOURCE COUNCIL  
BY  
STATE OF NEW JERSEY  
DEPARTMENT OF ENVIRONMENTAL PROTECTION



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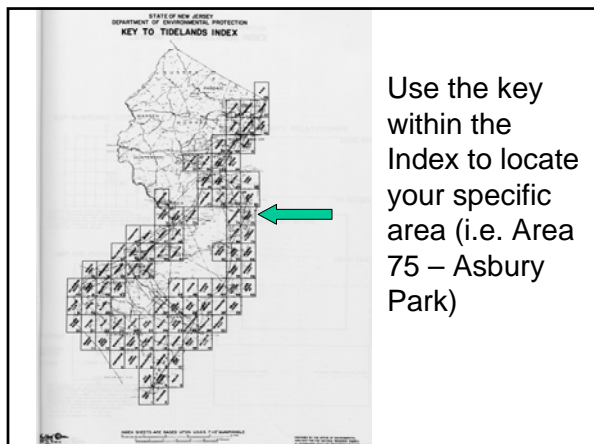
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Use the key within the Index to locate your specific area (i.e. Area 75 – Asbury Park)

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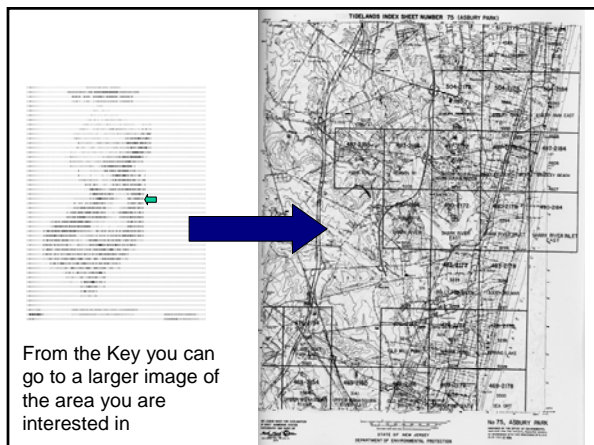
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From the Key you can go to a larger image of the area you are interested in

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To Request copies of Tidelands Maps or the Tidelands Map Index:

Write to:

The Division of Land Use Regulation  
 Bureau of Tidelands Management  
 PO Box 439  
 Trenton, NJ 0862

- Or -

Call: 609- 292-2573


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### NATURAL EVENTS

In the case of erosion, the title to lands that slowly erode, shifts to the state.



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### NATURAL EVENTS

In the case of accretion, the title to lands that slowly builds up, shifts to the upland owner.



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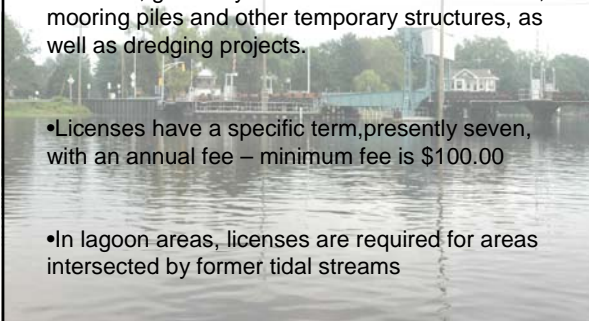
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### Tidelands License

• A short term revocable rental document to use tidelands, generally for structures such as docks, mooring piles and other temporary structures, as well as dredging projects.

• Licenses have a specific term, presently seven, with an annual fee – minimum fee is \$100.00

• In lagoon areas, licenses are required for areas intersected by former tidal streams



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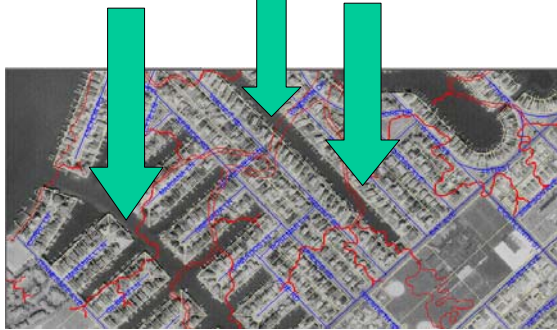
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These are lagoons with former tidal streams




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## APPLICATION Instructions for all Tidelands Conveyances

<http://www.state.nj.us/dep/landuse/appinst.pdf>

STATE OF NEW JERSEY  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
OFFICE OF TIDELANDS CONVEYANCES  
600 WEST WASHINGTON STREET  
TRENTON, NJ 08646-3000  
TEL: 609-981-2000  
FAX: 609-981-2001

**INSTRUCTIONS FOR ALL APPLICATIONS  
FOR TIDELANDS CONVEYANCES**

**GENERAL INFORMATION:**

1. Tidelands conveyances to all applicants that the State is under 700 obligations to make a grant, lease or license in any type of conveyance.
2. The rules and regulations for conveyances in the State (both water and land) are given here in Section 4 of this manual.
3. A conveyance development in other than a tidal stream may be required to perform and work. If general or special permit rules for stream/river conveyance work.
4. Current practice is to issue grants only when there is a license/lease/contract in the subject property. The Tidelands Resource Council may make a permit/contract/lease/contract when the area is not part of an artificial conveyance and within the scope of the application. Long term leases may be issued to cover when there is a license area with water or water or other conveyance. However, special permit/contract/lease/contract is required for the area. Long term leases, permits and licenses/contracts/leases in the appropriate jurisdiction. Tidelands Resource Council may have additional filing requirements. For application, submit detailed information (see information and map) and information on other conveyance and work in the State or otherwise may be allowed. Applicants for water licenses or use the license/contract/lease/contract for the specific application/permit.
5. The Tidelands Resource Council requires that applicants provide a Certified Professional Engineer (CPE) for the Council review of the application is required. A conveyance application is not those conveyance activities or activities of conveying that Council/agency. A conveyance of that the project of conveying for the individual application will be required to complete for the State. That will allow applicants when a CPE is required.
6. If you have any questions regarding these application instructions or completing for these, please call the office at 609-981-2000.

Page 1 of 10

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## Tidelands License Application

<http://www.state.nj.us/dep/landuse/licform.pdf>

STATE OF NEW JERSEY  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
OFFICE OF TIDELANDS CONVEYANCES  
600 WEST WASHINGTON STREET  
TRENTON, NJ 08646-3000  
TEL: 609-981-2000  
FAX: 609-981-2001

**APPLICATION FOR LICENSE OR AGREEMENT**

DATE: \_\_\_\_\_  
FILE # \_\_\_\_\_

APPLICANT

1. NAME OF THE TIDELANDS \_\_\_\_\_  
2. ADDRESS \_\_\_\_\_  
3. BUSINESS \_\_\_\_\_  
4. PHONE \_\_\_\_\_

WHERE LOCATED IN STATE

5. COUNTY \_\_\_\_\_  
6. CITY/TOWNSHIP \_\_\_\_\_  
7. NAME OF WATERWAY \_\_\_\_\_  
8. LOCAL BEACH \_\_\_\_\_

INTENDED USE

9. \_\_\_\_\_  
10. \_\_\_\_\_

NAME AND ADDRESS OF THE GRANTOR AND ADJOINING OWNERS

11. \_\_\_\_\_  
12. \_\_\_\_\_  
13. \_\_\_\_\_

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**License Application Requirements**

1. Application Form
2. Recorded Deed
3. Affidavit of Title
4. Agent's Authorization Form
5. Survey copies
6. LURP #1 form or issued permit and approved plan

*(The LURP #1 is proof of a permit application, but license application will not go to the Tidelands Resource Council until an actual permit is issued or a signed statement a permit is not required is received.*

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**Tidelands License Assignments**

**When property ownership changes, the current license can be re-assigned.....**

**Unless:**

1. A license is delinquent
2. If a license is about to expire or renew

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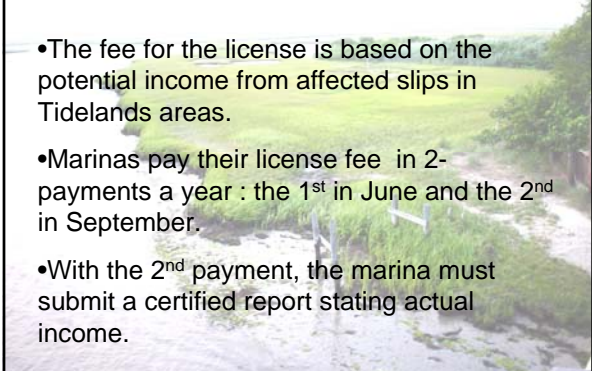
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**Tidelands Licenses and Marinas**

- The fee for the license is based on the potential income from affected slips in Tidelands areas.
- Marinas pay their license fee in 2-payments a year : the 1<sup>st</sup> in June and the 2<sup>nd</sup> in September.
- With the 2<sup>nd</sup> payment, the marina must submit a certified report stating actual income.



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**Tidelands Grant Application Requirements**

The Grant recipient must be the upland property owner

There must be an accompanying narrative appraisal, survey, recorded deed and agent's authorization form.

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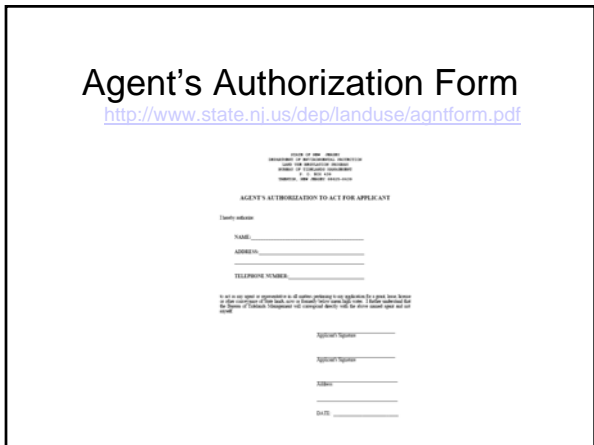
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**Agent's Authorization Form**  
<http://www.state.nj.us/dep/landuse/agtform.pdf>

STATE OF NEW JERSEY  
 DEPARTMENT OF ENVIRONMENTAL PROTECTION  
 DIVISION OF LAND USE AND PLANNING  
 260 WEST WASHINGTON STREET  
 TRENTON, NEW JERSEY 08646

**AGENT'S AUTHORIZATION TO ACT FOR APPLICANT**

Identify address:

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

TELEPHONE NUMBER: \_\_\_\_\_

In full or in part, the applicant or its agent, attorney or other representative has been found to be ineligible for participation in the program based on the information provided. The applicant or its agent, attorney or other representative shall not be eligible for participation in the program until such time as the Department of Environmental Protection has received satisfactory information that the applicant or its agent, attorney or other representative is eligible for participation in the program.

APPLICANT SIGNATURE: \_\_\_\_\_

AGENT SIGNATURE: \_\_\_\_\_

DATE: \_\_\_\_\_

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**Statement of No Interest**

- This statement is a formal, recordable state declaration that there are no Tidelands claims on a property in question.
- There is a \$250.00 fee associated with this statement.

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# Tidelands Resource Council Questionnaire

<http://www.state.nj.us/dep/landuse/gfquform.pdf>

STATE OF NEW JERSEY  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
BUREAU OF TIDELANDS MANAGEMENT  
TIDELANDS RESOURCE COUNCIL QUESTIONNAIRE

This form must be completed by the owner or the person who will be applying for the permit. In the event the owner is a corporation, the person who will be applying for the permit must be an officer or director of the corporation. If the applicant is a partnership, the person who will be applying for the permit must be a partner in the partnership. If the applicant is a trust, the person who will be applying for the permit must be a trustee of the trust. If the applicant is a partnership, the person who will be applying for the permit must be a partner in the partnership. If the applicant is a trust, the person who will be applying for the permit must be a trustee of the trust.

TITLE COMPANY \_\_\_\_\_  
YOUR NAME \_\_\_\_\_  
TITLE AND BLOCK NUMBER IDENTIFYING THE PROPERTY AND NAME OF MUNICIPALITY \_\_\_\_\_

1. Why are you applying for a tideland permit?
2. Do you plan to use dredge or the bottom of the water high water line on the project? If so, what material will you use?

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# Corporate Data Form

<http://www.state.nj.us/dep/landuse/corpform.pdf>

STATE OF NEW JERSEY  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
BUREAU OF TIDELANDS MANAGEMENT  
CORPORATE DATA SHEET

NAME OF CORPORATION \_\_\_\_\_  
ADDRESS OF PRINCIPAL OFFICE \_\_\_\_\_  
REGISTERED AGENT AND ADDRESS \_\_\_\_\_

STATE OF INCORPORATION \_\_\_\_\_  
NAME AND HOME ADDRESS OF PRESIDENT \_\_\_\_\_  
NAME AND HOME ADDRESS OF SECRETARY \_\_\_\_\_  
NAME AND HOME ADDRESS OF PRINCIPAL STOCKHOLDER \_\_\_\_\_

DATE THIS FORM WAS FILED WITH THE SECRETARY OF STATE \_\_\_\_\_  
DATE THIS FORM WAS FILED WITH THE SECRETARY OF STATE \_\_\_\_\_

It is certified that the information furnished herein is true and correct to the best of the knowledge and belief of the undersigned and that the undersigned is a duly authorized officer or director of the corporation.

Signature \_\_\_\_\_  
Name \_\_\_\_\_  
DATE \_\_\_\_\_ (This form shall be properly returned)

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# For Existing Applications

<http://www.state.nj.us/dep/landuse/acptform.pdf>

STATE OF NEW JERSEY  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
BUREAU OF TIDELANDS MANAGEMENT  
ACCEPTANCE OF REVOCABLE LICENSE

FILE # \_\_\_\_\_  
DATE \_\_\_\_\_  
TO THE BUREAU OF TIDELANDS MANAGEMENT

The undersigned hereby accepts the revocable license issued by the Department of Environmental Protection, Bureau of Tidelands Management, to \_\_\_\_\_, owner of \_\_\_\_\_, situate in \_\_\_\_\_, \_\_\_\_\_, New Jersey, and applicable laws, rules and regulations, with the understanding that the obtaining of a revocable permit is a condition precedent to performing any work within the licensed area, the location of such permit being within the site and within the boundaries of the site. Further understood that it is the responsibility to pay the annual fee on time and if such fee is not paid, the same may constitute a cause for suspension. The license fee has been recorded in the County Clerk's Office in \_\_\_\_\_, New Jersey, on \_\_\_\_\_, 19\_\_\_\_, and a copy of page one of that recorded license is attached.

Applicant's Signature \_\_\_\_\_  
Name \_\_\_\_\_  
DATE \_\_\_\_\_ (This form shall be properly returned)

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