

## New Jersey Soil Conservation District Authority and Responsibility

The State Soil Conservation Committee and fourteen Soil Conservation Districts located throughout New Jersey have the responsibility for implementing and enforcing N.J.S.A. 4:24-39 et seq., the Soil Erosion and Sediment Control Act and rules N.J.A.C. 2:90-1 et seq. The authority of districts includes the review of plans for development and conducting ongoing inspection(s) of project sites as necessary for ensuring compliance with the Standards for Sediment and Erosion Control and the proper implementation of measures to control erosion. A component of district responsibility also includes the issuance of report of compliance documents pursuant to N.J.A.C. 2:90-1.14.

In accordance with the Uniform Construction Code (UCC) (N.J.A.C. 5:23), no Temporary Certificate of Occupancy (TCO) or Certificate of Occupancy (CO) for a building or structure on a project, or any portion thereof, shall be issued by a municipality or any other public agency unless there has been a report of compliance issued by the district (see DCA Bulletins 91-2 and 01-2). The district shall provide the municipality or other public agency with a copy of the CRC, ROC or FROC in accordance with above.

*Additional Information: The subsection below outlines the conditions necessary for the issuance of a Conditional Report of Compliance (CRC), Report of Compliance (ROC), or a Final Report of Compliance (FROC). The determination of the appropriate report of compliance document depends on the assessment by the local soil conservation district at the time of inspection as related to the certified Soil Erosion and Sediment Control plans and the Standards for Soil Erosion and Sediment Control in New Jersey.*

CRCs are typically issued during non-growing season periods or when site conditions indicate that “the project or portion thereof is not yet in full compliance with the certified plan but is in satisfactory compliance to the extent practicable and in accord with the sequence of development and requirements thereof, such that the issuance of a temporary and conditional approval is appropriate with such conditions as may be imposed by the district. Satisfactory compliance means temporary measures and appropriate permanent measures for soil erosion and sediment control have been implemented according to the Standards including provisions for stabilization, site work and that no other site-specific concerns exist.” (N.J.A.C. 2:90-1.14(c))

A ROC may be issued by the district when it has been determined that the project or portion thereof is in full compliance with the certified plan and the Standards for Soil Erosion and Sediment Control in New Jersey (see N.J.A.C. 2:90-1.3), and that the permanent measures to control soil erosion and sedimentation are in effect for the area encompassed by the ROC. (N.J.A.C. 2:90-1.14(b)).

A Final Report of Compliance (FROC) will be issued upon the district's determination that the project is in full and complete compliance with the requirements and provisions of the certified plan, such that all permanent measures to control soil erosion and sedimentation are in effect for the entire project (N.J.A.C. 2:90-1.14 (a)).

*NOTE: As each construction project is unique and is subject to site-specific conditions and circumstances, any specific questions regarding a site should be directed to the appropriate Soil Conservation District. (<https://www.nj.gov/agriculture/divisions/anr/>). Any access to project files and details is subject to NJ OPRA rules and guidelines (N.J.S.A. 47:1A-1 et seq.)*