



## Jurisdictional Determination

**DRCC #:** 22-4230D

**DATE:** July 21, 2022

**PROJECT NAME:** NJDOT Route 29 Pipe Cleaning and Video Inspection

**Latest Submission Received:** June 20, 2022

**Applicant:**

New Jersey Department of Transportation (NJDOT)

attn. Brendan K. Brock

951 Parkway Avenue

Ewing, NJ 08625

[brendan.brock@dot.nj.gov](mailto:brendan.brock@dot.nj.gov)

**Project Location:**

Road	Municipality	County	Block(s)	Lot(s)
N.J. State Highway Route No. 29	Trenton City	Mercer	N/A	N/A
Milepost 4.2-4.7 Milepost 5.7-6.3 Milepost 0.1-0.7	Hamilton Township			

**Jurisdictional Determination:**

Zone A	Exempt	Governmental
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**Documents Received:** Application received June 20, 2022; NJ-29 Pipe Cleaning and Video Inspection map (1 page).

PO BOX 539

STOCKTON, NJ 08559

609-397-2000

[www.nj.gov/dep/drcc/](http://www.nj.gov/dep/drcc/)

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**Existing conditions:** The project area consists of three sections of the northbound lanes of New Jersey State Highway Route No. 29 (Route 29) within Commission Review Zone A in Mercer County between mileposts 4.2 to 4.7 and 5.7 to 6.3 in the City of Trenton, and between mileposts 0.1 and 0.7 in Hamilton Township.

**Proposed project:** NJDOT proposes to conduct video inspection and stormwater pipe cleaning along Route 29 within the three sections of highway noted hereinabove and within the boundaries of Commission Review Zone A. Specifically, the stormwater pipes will be accessed via inlets and not through outfalls. The pipes will be plugged at the outfall to avoid contaminated water entering the canal during the cleaning process. A vacuum truck will then flush and suction debris from the pipe and inlet structures, after which the plug would be removed from the outfall. Potable water would then be passed through the pipe from the inlet and allowed to flow through the outfall.

**Findings:** The proposed activity does not meet the definition of a “governmental project” as defined in the Commission regulations at N.J.A.C. 7:45-1.3, which states in relevant part that a “governmental project” “...means the undertaking of a public improvement, disturbance, development, construction or land-use change by a State Department...” Therefore, the proposed activity is not subject to the Commission’s jurisdiction.

The New Jersey Water Supply Authority (NJWSA) operates and maintains the water transmission complex of the Delaware and Raritan Canal, which provides 100 million gallons of drinking water daily for 1 million people in central New Jersey. The applicant is advised to contact the NJWSA to discuss the project in order to ensure that the means and methods employed do not interfere with the operation of the canal water transmission complex.

**Decision:** Exempt.

This jurisdictional determination shall lapse:

1. If construction is not complete within five years from the date of the exemption letter;  
or
2. If any municipal permit(s) or approval(s) applicable to the project expires, lapses, or is revoked.

**Expiration date:** July 21, 2027

Sincerely,



John Hutchison  
Executive Director

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- c. Marc Brooks, Executive Director, NJWSA  
Darin Shaffer, Chief Engineer, NJWSA  
Michael Sellar, Facility Manager, Delaware and Raritan Canal, NJWSA  
Jesse West-Rosenthal, Ph.D., Historic Preservation Specialist 2, DEP/SHPO