

ASSEMBLY, No. 2108

STATE OF NEW JERSEY 219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Assemblywoman LISA SWAIN

District 38 (Bergen and Passaic)

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District 19 (Middlesex)

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SYNOPSIS

Exempts from local approvals installation of electric vehicle charging station at gasoline service station that meets certain requirements.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



A2108 SWAIN, LOPEZ

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1 AN ACT concerning the installation of electric vehicle charging
2 stations at gasoline service stations and supplementing P.L.1975,
3 c.291 (C.40:55D-1 et seq.).
4

5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:
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8 1. a. An application for development for the installation of an
9 electric vehicle charging station at a gasoline service station shall
10 not be subject to site plan or other land use board review, shall not
11 require variance relief pursuant to P.L.1975, c.291 (C.40:55D-1 et
12 seq.) or any other law, rule, or regulation, and shall be approved by
13 the appropriate administrative officer, provided the application
14 meets the following requirements:

15 (1) the proposed installation does not violate bulk requirements
16 applicable to the property or the conditions of the original final
17 approval of the site plan or subsequent approvals for the gasoline
18 service station;

19 (2) all other conditions of prior approvals for the gasoline
20 service station continue to be met; and

21 (3) the proposed installation complies with the construction
22 codes adopted in the State Uniform Construction Code, any safety
23 standards concerning the installation, and any State rule or
24 regulation concerning electric vehicle charging stations.

25 b. An electric vehicle charging station installed at a gasoline
26 service station shall be subject to local and Department of
27 Community Affairs inspection requirements.

28 c. As used in this section, "electric vehicle charging station"
29 means a station that is designed in compliance with the State
30 Uniform Construction Code adopted pursuant to P.L.1975, c.217
31 (C.52:27D-119 et seq.), that delivers electricity from a source
32 outside an electric vehicle into one or more electric vehicles. An
33 electric vehicle charging station may include several charge points
34 simultaneously connecting several electric vehicles to the station
35 and any related equipment needed to facilitate charging plug-in
36 electric vehicles.
37

38 2. This act shall take effect immediately.
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41 STATEMENT
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43 This bill exempts the installation of an electric vehicle charging
44 station at a gasoline service station from site plan or other land use
45 board review and variance relief requirements under the "Municipal
46 Land Use Law," P.L.1975, c.291 (C.40:55D-1 et seq.) or any other
47 law, rule, or regulation, and requires the appropriate administrative
48 officer to approve the application for the proposed installation if

1 certain requirements are met. The requirements to be met are as
2 follows:

3 1) the proposed installation does not violate bulk requirements
4 applicable to the property and requires no changes to the conditions
5 of the original final approval of the site plan or subsequent
6 approvals for the gasoline service station;

7 2) all other conditions of prior approvals for the gasoline
8 service station continue to be met; and

9 3) the proposed installation complies with the construction codes
10 adopted in the State Uniform Construction Code, any safety
11 standards concerning the installation, and any State rule or
12 regulation concerning electric vehicle charging stations.

13 The bill also specifies that an electric vehicle charging station
14 installed at a gasoline service station shall be subject to local and
15 Department of Community Affairs inspection requirements.

16 The bill defines “electric vehicle charging station” as a station
17 that is designed in compliance with the State Uniform Construction
18 Code adopted pursuant to P.L.1975, c.217 (C.52:27D-119 et seq.),
19 that delivers electricity from a source outside an electric vehicle
20 into one or more electric vehicles. An electric vehicle charging
21 station may include several charge points simultaneously
22 connecting several electric vehicles to the station and any related
23 equipment needed to facilitate charging plug-in electric vehicles.