



Regulatory Review of 15A NCAC 02G Water Resources Programs



Environmental Management Commission
Water Allocation Committee
January 10, 2018

Linwood Peele
Water Supply Planning Branch



Department of Environmental Quality



- Regulatory Review of 15A NCAC 02G
- Sections: Title of Rule (# of Rules)
 - .0100 – State Participation in Water Resources Projects (12)
 - .0300 – Beach Project Revolving Fund Advances (5)
 - .0400 – Floodway Establishment (2)
 - .0500 – Allocation of Jordan Lake Water Supply Storage (7)
 - .0600 – Aquatic Weed Control (1)



Initial Determination

- 15A NCAC 02G – 27 rules
 - No rule necessary with substantive public interest
 - 20 rules necessary without substantive public interest
 - Sections .0100, .0500 & .0600
 - 7 rules unnecessary
 - Sections .0300 & .0400



Initial Determination

- Rules listed as necessary without substantive public interest. We intend to make technical revisions later to update:
 - Names and references
 - Remove obsolete references
- Rules were deemed unnecessary because
 - The revolving fund cited never existed
 - It was repealed in 1984

Schedule

Action / Responsibility	Date
Initial Determinations / WAC	January 10, 2018
Approve Determinations for Public Comment / EMC	March 15, 2018
Public Comment Period	March – May 2018
Update to the WAC	July 11, 2018
Action to Approve Determinations / EMC	September 13, 2018
Report due to RRC	November 15, 2018 (No later)
RRC Review/Approval	December 20, 2018
Final Determination Effective in 60 days / APO	February 18, 2019
Commence Rulemaking to re-adopt rules in accordance with APA	

*Department of Environmental Quality
Division of Water Resources*





Requested Action

- DWR staff asks that the WAC send the “Report for 15A NCAC 02G” spreadsheet to the EMC as the “initial determination” for the categorization of the Water Resources Programs.



Linwood Peele
Water Supply Planning Branch Supervisor
linwood.peele@ncdenr.gov
919-707-9024
Department of Environmental Quality
Division of Water Resources

