


SUBMISSION FOR PERMANENT RULE

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| 1. Rule-Making Agency: NC Building Code Council | |
| 2. Rule citation & name (name not required for repeal): 2018 NC Plumbing Code 1003.4 Oil separators required (211214 Item B-5) | |
| 3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL <input type="checkbox"/> READOPTIOIN <input type="checkbox"/> REPEAL through READOPTIOIN | |
| 4. Rule exempt from RRC review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No | 5. Rule automatically subject to legislative review? <input type="checkbox"/> Yes. Cite authority: <input checked="" type="checkbox"/> No |
| 6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: January 20, 2022 Link to Agency notice: https://www.ncosfm.gov/codes/building-code-council-bcc/bcc-hearing-notice Hearing on: March 15, 2022 Adoption by Agency on: June 14, 2022 <input type="checkbox"/> Notice not required under G.S.: Adoption by Agency on: | |
| 7. Rule establishes or increases a fee? (See G.S. 12-3.1) <input type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: <input checked="" type="checkbox"/> No | 8. Fiscal impact. Check all that apply. <input type="checkbox"/> This Rule was part of a combined analysis. <input type="checkbox"/> State funds affected <input type="checkbox"/> Local funds affected <input type="checkbox"/> Substantial economic impact (≥\$1,000,000) <input type="checkbox"/> Approved by OSBM <input checked="" type="checkbox"/> No fiscal note required |
| 9. REASON FOR ACTION | |
| 9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input type="checkbox"/> Legislation enacted by the General Assembly Cite Session Law: <input checked="" type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other: | |
| 9B. Explain: The intent of this modification is to eliminate the requirements for oil separators and the discharging of oil into temporary storage tanks where an approved alarm is provided in hydraulic elevator pits. The delayed effective date of this Rule is January 1, 2023. The Statutory authority for Rule-making is G. S. 143-136; 143-138. | |
| 10. Rulemaking Coordinator: David B. Rittlinger David B. Rittlinger Phone: (919)647-0008 E-Mail: david.rittlinger@ncdoi.gov Additional agency contact, if any: Phone: E-Mail: | 11. Signature of Agency Head* or Rule-making Coordinator:  *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form. Typed Name: David B. Rittlinger Title: Chief Code Consultant |
| RRC AND OAH USE ONLY | |
| Action taken: <input type="checkbox"/> RRC extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other: | |

SUBMISSION FOR PERMANENT RULE

2018 NC Plumbing Code

1003.4 Oil separators required (211214 Item B-5)

1003.4 Oil separators required. At repair garages where floor or trench drains are provided, car washing facilities, factories where oily and flammable liquid wastes are ~~produced~~ **produced**, and hydraulic elevator pits, oil separators shall be installed into which oil-bearing, ~~grease-bearing~~ **grease-bearing**, or flammable wastes shall be discharged before emptying into the building **drainage system** or other point of disposal.

Exception: An oil separator is not required in hydraulic elevator pits where an *approved* alarm system is installed. [~~Elevator sump pits with oil minder pumps shall discharge the oil into a temporary storage tank.~~] Such alarm systems shall not terminate the operation of pumps utilized to maintain emergency operation of the elevator by fire fighters.