

G.S. 150B-21.3A Report for 15A NCAC 02U, Reclaimed Water												
Agency - Environmental Management Commission												
Comment Period - March 15 - May 22, 2024												
Date Submitted to APO - October 31, 2024												
Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Required to Implement or Conform to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]	RRC Determination of Public Comments [150B-21.3A(c)(2)]	RRC Final Determination of Status of Rule for Report to APO [150B-21.3A(c)(2)]	OAH Next Steps
	SECTION .0100 – GENERAL REQUIREMENTS	15A NCAC 02U .0101	PURPOSE	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0102	SCOPE	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0103	DEFINITIONS	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0105	GENERAL REQUIREMENTS	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0106	SUBMISSION OF PERMIT APPLICATIONS	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0107	STAFF REVIEW AND PERMIT PREPARATION	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0108	FINAL ACTION ON PERMIT APPLICATIONS TO THE DIVISION	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0109	PERMIT RENEWALS	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0110	MODIFICATION AND REVOCATION OF PERMITS	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0111	CONDITIONS FOR ISSUING GENERAL PERMITS	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0112	DELEGATION OF AUTHORITY	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0113	PERMITTING BY REGULATION	Readopted Eff. March 21, 2019	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0114	WASTEWATER DESIGN FLOW RATES	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0115	OPERATIONAL AGREEMENTS	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0116	CERTIFICATION OF COMPLETION	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0117	TREATMENT FACILITY OPERATION AND MAINTENANCE	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0118	DEMONSTRATION OF FUTURE WASTEWATER TREATMENT CAPACITIES	Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0120	HISTORICAL CONSIDERATION IN PERMIT APPROVAL	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0200 - APPLICATION REQUIREMENTS	15A NCAC 02U .0201	APPLICATION SUBMITTAL	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0202	APPLICATION SUBMITTAL FOR DEDICATED RECLAIMED WATER SYSTEMS	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0300 - EFFLUENT STANDARDS	15A NCAC 02U .0301	RECLAIMED WATER EFFLUENT STANDARDS	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt

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	SECTION .0400 - DESIGN STANDARDS	15A NCAC 02U .0401	DESIGN CRITERIA FOR RECLAIMED WATER TREATMENT FACILITIES	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0402	DESIGN CRITERIA FOR DEDICATED RECLAIMED WATER TREATMENT FACILITIES	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0403	DESIGN CRITERIA FOR DISTRIBUTION LINES	Readopted Eff. March 21, 2019	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0404	DESIGN CRITERIA FOR CLOSED-LOOP RECYCLE SYSTEMS	Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0500 - GENERAL UTILIZATION REQUIREMENTS	15A NCAC 02U .0501	RECLAIMED WATER UTILIZATION	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0600 - BULK DISTRIBUTION OF RECLAIMED WATER	15A NCAC 02U .0601	BULK DISTRIBUTION OF RECLAIMED WATER	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0700 - SETBACKS	15A NCAC 02U .0701	SETBACKS	Readopted Eff. March 21, 2019	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0800 -- OPERATIONAL PRACTICES	15A NCAC 02U .0801	OPERATION AND MAINTENANCE	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 02U .0802	RESIDUALS MANAGEMENT	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0900 - LOCAL PROGRAM APPROVAL	15A NCAC 02U .0901	LOCAL PROGRAM APPROVAL	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .1100 - WETLANDS AUGMENTATION	15A NCAC 02U .1101	WETLANDS AUGMENTATION	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .1400 - IRRIGATION TO FOOD CHAIN CROPS	15A NCAC 02U .1401	IRRIGATION TO FOOD CHAIN CROPS	Readopted Eff. September 1, 2018	Necessary	Yes If yes, include the citation to the federal law	CWA Sect. 102(a)	Yes	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt

Agency	Rule	Name	Type of Comment	Comment	Agency Response
Copy all columns in this row to the right of this yellow cell and paste in new rows					
Environmental Management Commission	All rules in Subchapter 02U	Reclaimed Water	Public Comment as defined in G.S. 150B-21.3A(a)(5)	<p>From: Albert Robert (Bob) Rubin, Emeritus Professor Sent: Thursday, March 21, 2024 8:37 AM To: DEQ Subject: Re: FW: Public Comment EMC Water-related rules</p> <p>Thank you Karen - I do believe that most of our rules are necessary and essential. I apologize, I just received this message and can not respond with specific items. I am most appreciative of the work that you and our DEQ folks do everyday. Thank you most sincerely.</p> <p>Be well. Do good. Stay safe.</p> <p>-- --</p> <p>Albert Robert (Bob) Rubin, Emeritus Professor Biological and Agricultural Engineering North Carolina State University</p>	We appreciate the comment.