

## Burgos, Alexander N

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**Subject:** FW: 15A NCAC 04A, 04B, 04C, 04E

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**From:** Everett, Jennifer <jennifer.everett@deq.nc.gov>

**Sent:** Monday, May 18, 2026 10:39 AM

**To:** Wiggs, Travis C <travis.wiggs@oah.nc.gov>; Julie B. Eddins <julie.eddins@oah.nc.gov>

**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>; Parrish, Graham <graham.parrish@deq.nc.gov>; Zambon, Sarah <szambon@ncdoj.gov>

**Subject:** RE: 15A NCAC 04A, 04B, 04C, 04E

Great, thanks!

Jennifer Everett  
DEQ Rulemaking Coordinator  
N.C. Depart. Of Environmental Quality  
Office of General Counsel  
1601 Mail Service Center  
Raleigh, NC 27699-1601  
Tele: (919)-707-8595  
<https://www.deq.nc.gov/accessdeq/rules-regulations>

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**From:** Wiggs, Travis C <[travis.wiggs@oah.nc.gov](mailto:travis.wiggs@oah.nc.gov)>

**Sent:** Monday, May 18, 2026 10:36 AM

**To:** Everett, Jennifer <[jennifer.everett@deq.nc.gov](mailto:jennifer.everett@deq.nc.gov)>; Julie B. Eddins <[julie.eddins@oah.nc.gov](mailto:julie.eddins@oah.nc.gov)>

**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>; Parrish, Graham <[graham.parrish@deq.nc.gov](mailto:graham.parrish@deq.nc.gov)>; Zambon, Sarah <[szambon@ncdoj.gov](mailto:szambon@ncdoj.gov)>

**Subject:** Re: 15A NCAC 04A, 04B, 04C, 04E

Yes, I will recommend **December 1, 2028.**

Travis C. Wiggs  
Rules Review Commission Counsel  
Office of Administrative Hearings  
Telephone: 984-236-1929  
Email: [travis.wiggs@oah.nc.gov](mailto:travis.wiggs@oah.nc.gov)

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**From:** Everett, Jennifer <[jennifer.everett@deq.nc.gov](mailto:jennifer.everett@deq.nc.gov)>

**Sent:** Monday, May 18, 2026 10:31 AM

**To:** Wiggs, Travis C <[travis.wiggs@oah.nc.gov](mailto:travis.wiggs@oah.nc.gov)>; Julie B. Eddins <[julie.eddins@oah.nc.gov](mailto:julie.eddins@oah.nc.gov)>  
**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>; Parrish, Graham <[graham.parrish@deq.nc.gov](mailto:graham.parrish@deq.nc.gov)>;  
Zambon, Sarah <[szambon@ncdoj.gov](mailto:szambon@ncdoj.gov)>  
**Subject:** RE: 15A NCAC 04A, 04B, 04C, 04E

Hi Travis,

Thanks for responding. This agency meets quarterly and intends to readopt these rules no later than its November 2028 meeting. We do not know which day in November of 2028 will be the agency's meeting date yet, so for administrative purposes, the deadline indicates December 1, 2028. Can you agree that this readoption day of **December 1, 2028** is the agreed upon date to readopt these 28 rules?

Thanks.

Jennifer

Jennifer Everett

DEQ Rulemaking Coordinator

N.C. Depart. Of Environmental Quality

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**From:** Wiggs, Travis C <[travis.wiggs@oah.nc.gov](mailto:travis.wiggs@oah.nc.gov)>

**Sent:** Monday, May 18, 2026 10:08 AM

**To:** Everett, Jennifer <[jennifer.everett@deq.nc.gov](mailto:jennifer.everett@deq.nc.gov)>; Julie B. Eddins <[julie.eddins@oah.nc.gov](mailto:julie.eddins@oah.nc.gov)>  
**Cc:** Burgos, Alexander N <[alexander.burgos@oah.nc.gov](mailto:alexander.burgos@oah.nc.gov)>; Parrish, Graham <[graham.parrish@deq.nc.gov](mailto:graham.parrish@deq.nc.gov)>; Zambon, Sarah <[szambon@ncdoj.gov](mailto:szambon@ncdoj.gov)>  
**Subject:** Re: 15A NCAC 04A, 04B, 04C, 04E

Good morning,

I will recommend that the RRC approve our agreed upon readoption deadline of **November 1, 2028** at the RRC meeting on May 28, 2026.

Please let me know if you have any questions.

Thanks,

Travis C. Wiggs

Rules Review Commission Counsel

Office of Administrative Hearings

Telephone: 984-236-1929

Email: [travis.wiggs@oah.nc.gov](mailto:travis.wiggs@oah.nc.gov)

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## Burgos, Alexander N

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**Subject:** FW: 15A NCAC 04A, 04B, 04C, 04E  
**Attachments:** 15A NCAC 04 Readoption Timeline.pdf

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**From:** Everett, Jennifer <jennifer.everett@deq.nc.gov>  
**Sent:** Friday, May 15, 2026 1:43 PM  
**To:** Wiggs, Travis C <travis.wiggs@oah.nc.gov>; Julie B. Eddins <julie.eddins@oah.nc.gov>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>; Parrish, Graham <graham.parrish@deq.nc.gov>; Zambon, Sarah <szambon@ncdoj.gov>  
**Subject:** RE: 15A NCAC 04A, 04B, 04C, 04E

Hi Travis,

The Sedimentation Control Commission approved the attached readoption timeline. This agency meets quarterly and intends to readopt the rules in 15A NCAC 04 no later than its November 2028 meeting. For administrative purposes, the deadline indicates December 1, 2028.

Let me know if you have any questions.

Thanks.

Jennifer Everett  
DEQ Rulemaking Coordinator  
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## Sedimentation Control Commission Readoption Timeline for 15A NCAC 04 pursuant to 26 NCAC 05.0212

- July 2026 – December 2026: Stakeholder consultations on draft rule language.
- January 2027 – May 2027: Staff and Commission Rules Review Committee to complete proposed rule amendments.
- May 2027 – September 2027: Staff to develop fiscal analysis and obtain OSBM approval.
- November 2027: SCC to approve proposed rules and fiscal analysis to proceed to public comment and hearing.
- Early December 2027: File Notice of Text to OAH for publication in NC Register.
- Early January – Early March 2028: Public comment period.
  - Earliest Public Hearing date can occur on or after 15 days following publication.
  - End of Public Comment Period by Early March 2028.
- March – August 2028: Staff to develop Hearing Officer's Report (HOR).
- December 1, 2028: Sedimentation Control Commission to adopt the rules, approve the HOR including the Regulatory Impact Analysis (RIA).

## Burgos, Alexander N

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**From:** Everett, Jennifer  
**Sent:** Thursday, April 16, 2026 3:39 PM  
**To:** Wiggs, Travis C; Julie B. Eddins  
**Cc:** Burgos, Alexander N  
**Subject:** RE: 15A NCAC 04A, 04B, 04C, 04E

Thanks, received. Will be in touch.

Jennifer Everett  
DEQ Rulemaking Coordinator  
N.C. Depart. Of Environmental Quality  
Office of General Counsel  
1601 Mail Service Center  
Raleigh, NC 27699-1601  
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**From:** Wiggs, Travis C <travis.wiggs@oah.nc.gov>  
**Sent:** Thursday, April 16, 2026 3:24 PM  
**To:** Julie B. Eddins <julie.eddins@oah.nc.gov>; Everett, Jennifer <jennifer.everett@deq.nc.gov>  
**Cc:** Burgos, Alexander N <alexander.burgos@oah.nc.gov>  
**Subject:** RE: 15A NCAC 04A, 04B, 04C, 04E

Good afternoon,

The attached periodic review report has been finalized. The next step is to set a deadline for the readoption of the “Necessary” rules. Pursuant to G.S. 150B-21.3A and 26 NCAC 05 .0212, the RRC sets this deadline after consultation with the agency, and this email serves as the RRC’s request for that consultation. Please review 26 NCAC 05 .0212 for the information required to be submitted to the RRC, and the deadlines for doing so.

The deadline for your agency to provide this information is **June 17, 2026**. As a starting point, I’m proposing a few readoption deadlines options for your consideration: **May 1, 2028 or November 1, 2028**. I am open to considering a different readoption deadline based on the needs of your agency.

Please reply to confirm receipt of this email. Let me know if you have any questions.

Thank you.

Travis C. Wiggs  
Rules Review Commission Counsel  
Office of Administrative Hearings  
Telephone: 984-236-1929

Email: [travis.wiggs@oah.nc.gov](mailto:travis.wiggs@oah.nc.gov)

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**From:** Julie B. Eddins <[julie.eddins@oah.nc.gov](mailto:julie.eddins@oah.nc.gov)>  
**Sent:** Thursday, April 16, 2026 8:31 AM  
**To:** Everett, Jennifer <[jennifer.everett@deq.nc.gov](mailto:jennifer.everett@deq.nc.gov)>  
**Cc:** Wiggs, Travis C <[travis.wiggs@oah.nc.gov](mailto:travis.wiggs@oah.nc.gov)>  
**Subject:** 15A NCAC 04A, 04B, 04C, 04E

Good afternoon,

The determinations in the attached periodic review report for 15A NCAC 04A, 04B, 04C, 04E were effective April 1, 2026. Commission Counsel Travis Wiggs will reach out to you to discuss setting the readoption date.

**Please Note: pursuant to 26 NCAC 05 .0212 your agency's 60-day timeline does not begin until you receive communication from a staff attorney.**

Let me know if you have any questions.

***Julie B. Eddins***

*Publications Coordinator*

*NC Office of Administrative Hearings*

*Phone 984-236-1937 (direct)*

[\*julie.eddins@oah.nc.gov\*](mailto:julie.eddins@oah.nc.gov)



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RRC Determination  
Periodic Rule Review  
January 29, 2026  
APO Review: April 01, 2026  
Sedimentation Control Commission  
Total: 29

RRC Determination:

15A	NCAC 04A	.0101	Necessary
15A	NCAC 04A	.0105	Necessary
15A	NCAC 04B	.0105	Necessary
15A	NCAC 04B	.0106	Necessary
15A	NCAC 04B	.0107	Necessary
15A	NCAC 04B	.0108	Necessary
15A	NCAC 04B	.0109	Necessary
15A	NCAC 04B	.0110	Necessary
15A	NCAC 04B	.0111	Necessary
15A	NCAC 04B	.0112	Necessary
15A	NCAC 04B	.0113	Necessary
15A	NCAC 04B	.0115	Necessary
15A	NCAC 04B	.0118	Necessary
15A	NCAC 04B	.0120	Necessary
15A	NCAC 04B	.0122	Necessary
15A	NCAC 04B	.0124	Necessary
15A	NCAC 04B	.0125	Necessary
15A	NCAC 04B	.0126	Necessary
15A	NCAC 04B	.0127	Necessary
15A	NCAC 04B	.0129	Necessary
15A	NCAC 04B	.0130	Necessary
15A	NCAC 04B	.0131	Necessary
15A	NCAC 04B	.0132	Necessary
15A	NCAC 04C	.0107	Necessary
15A	NCAC 04E	.0104	Necessary
15A	NCAC 04E	.0201	Necessary
15A	NCAC 04E	.0501	Necessary
15A	NCAC 04E	.0502	Necessary
15A	NCAC 04E	.0503	Necessary