



**STATE OF NORTH CAROLINA  
OFFICE OF ADMINISTRATIVE HEARINGS**

April 29, 2022

Jennifer Everett, Rulemaking Coordinator  
North Carolina Department of Environmental Quality  
217 West Jones Street  
Raleigh, NC 27603  
**Sent via email only to: [jennifer.everett@ncdenr.gov](mailto:jennifer.everett@ncdenr.gov)**

Re: Extension of the Period of Review for 15A NCAC 01C .0101, .0103, .0104, .0105, .0106, .0107, .0108, .0109, .0205, .0206, .0207, .0208, .0304, .0305, .0306, .0405, .0406, .0407, .0408, .0409, .0410, .0411.

Dear Ms. Everett:

At its April meeting last week, the Rules Review Commission extended the period of review for the above-captioned rules in accordance with G.S. 150B-21.10. They did so in response to a request from the agency to extend the period of review in order to allow the Department additional time to address technical change requests.

Pursuant to G.S. 150B-21.13, when the Commission extends the period of review, it is required to approve or object to rules or call a public hearing on the same within 70 days.

If you have any questions regarding the Commission's actions, please let me know.

Sincerely,

Lawrence R. Duke  
Commission Counsel

**Donald R. van der Vaart**, Director  
Chief Administrative Law Judge

**Fred G. Morrison, Jr.**  
Senior Administrative Law Judge

*An Equal Employment Opportunity Employer*

1711 New Hope Church Road, Raleigh, NC 27609  
Telephone: (984) 236-1850 | Facsimile: (984) 236-1871  
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**STATE OF NORTH CAROLINA  
OFFICE OF ADMINISTRATIVE HEARINGS**

April 21, 2022

Jennifer Everett  
Marine Fisheries Commission  
**Sent via email only to: [jennifer.everett@ncdenr.gov](mailto:jennifer.everett@ncdenr.gov)**

Re: Extension of the Period of Review for 15A NCAC 03I .0101, .0104, .0105, .0113, .0114, .0118, 03J .0101, .0105, .0109, .0110, .0301, .0302, .0305, .0501-.0505, 03K .0101-.0109, .0111, .0201, .0202, .0204, .0205, .0207-.0209, .0301, .0302, .0304, .0305, .0401, .0505, .0507, 03L .0101-.0103, .0105, .0201-.0205, 03M .0201, .0202, .0204, .0205, .0503, 03N .0104, .0105, 03O .0101-.0105, .0107, .0109-.0111, .0113, .0114, .0203, .0205-.0211, .0301-.0303, .0401-.0406, .0502, .0504, 03P .0101, 03R .0110, .0111, .0118, 18A .0135, .0302-.0304, .0425, .0912.

Dear Ms. Everett:

At its meeting today, the Rules Review Commission extended the period of review for the above-captioned rules in accordance with G.S. 150B-21.10. They did so in response to a request from the agency to extend the period of review in order to allow the Commission additional time to address technical change requests.

Pursuant to G.S. 150B-21.13, when the Commission extends the period of review, it is required to approve or object to rules or call a public hearing on the same within 70 days.

If you have any questions regarding the Commission's actions, please let me know.

Sincerely,

Brian Liebman  
Commission Counsel

Cc: Catherine Blum

**Donald R. van der Vaart**, Director  
Chief Administrative Law Judge

**Fred G. Morrison, Jr.**  
Senior Administrative Law Judge

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**STATE OF NORTH CAROLINA  
OFFICE OF ADMINISTRATIVE HEARINGS**

April 29, 2022

Jennifer Everett, Rulemaking Coordinator  
North Carolina Coastal Resources Commission  
217 West Jones Street  
Raleigh, NC 27603

**Sent via email only to: [jennifer.everett@ncdenr.gov](mailto:jennifer.everett@ncdenr.gov)**

Re: Extension of the Period of Review for 15A NCAC 07H .1701, .1702, .1703, .1704, .1705, .1901, .1902, .1903, .1904, .1905, .2501, .2502, .2503, .2504, .2505.

Dear Ms. Everett:

At its April meeting last week, the Rules Review Commission extended the period of review for the above-captioned rules in accordance with G.S. 150B-21.10. They did so in response to a request from the agency to extend the period of review in order to allow the Coastal Resources Commission additional time to address technical change requests.

Pursuant to G.S. 150B-21.13, when the Rules Review Commission extends the period of review, it is required to approve or object to rules or call a public hearing on the same within 70 days.

If you have any questions regarding the Commission's actions, please let me know.

Sincerely,

Lawrence R. Duke  
Commission Counsel

**Donald R. van der Vaart**, Director  
Chief Administrative Law Judge

**Fred G. Morrison, Jr.**  
Senior Administrative Law Judge

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**STATE OF NORTH CAROLINA  
OFFICE OF ADMINISTRATIVE HEARINGS**

April 29, 2022

Carrie A. Ruhlman, Senior Policy Analyst  
North Carolina Wildlife Resources Commission  
Office of Conservation Policy & Analysis  
1751 Varsity Drive  
Raleigh, NC 27606  
**Sent via email only to: [Carrie.Ruhlman@ncwildlife.org](mailto:Carrie.Ruhlman@ncwildlife.org)**

Re: Objection to 15A NCAC 10D .0106

Dear Ms. Ruhlman:

At its meeting on April 21, 2022, the Rules Review Commission objected to Rule 15A NCAC 10D .0106 finding that the rule was not clear and unambiguous. Specifically, the Commission found the Rule was unclear and ambiguous as it lacked specific guidelines under which or criteria by which the permits referenced in 15A NCAC 10D .0106 (a) and (c) would be granted.

Please respond to this objection in accordance with the provisions of G.S. 150B-21.12.

If you have any questions regarding the Commission's actions, please let me know.

Sincerely,

Lawrence R. Duke  
Commission Counsel

CC: Ashley Pekrul, Regulatory Analyst, NC Wildlife Resources Commission

**Donald Robert van der Vaart**, Director  
Chief Administrative Law Judge

**Fred G. Morrison, Jr.**  
Senior Administrative Law Judge

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