



STATE OF NORTH CAROLINA
OFFICE OF ADMINISTRATIVE HEARINGS

Mailing address:
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Raleigh, NC 27699-6700

Street address:
1711 New Hope Church Rd
Raleigh, NC 27609-6285

June 20, 2019

Jennifer Everett
Rulemaking Coordinator, EMC
Sent via email only to: Jennifer.Everett@ncdenr.gov

Re: Extension of the Period of Review for 15A NCAC 02T .1601, .1602, .1604, .1605, .1606, .1607, and .1608

Dear Ms. Everett:

At its meeting this morning, 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 in order to allow the agency to address technical changes and submit the rewritten rules at a later meeting.

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,

Amanda J. Reeder
Commission Counsel

cc: Michael Rogers, DEQ

Administration
919/431-3000
fax: 919/431-3100

Rules Division
919/431-3000
fax: 919/431-3104

Judges and
Assistants
919/431-3000
fax: 919/431-3100

Clerk's Office
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Rules Review
Commission
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Division
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REQUEST FOR TECHNICAL CHANGE

AGENCY: Environmental Management Commission

RULE CITATION: 15A NCAC 02T .1601, .1602, and .1604 -.1608

DEADLINE FOR RECEIPT: Wednesday, June 12, 2019

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

On the Submission for Permanent Rule form, these are not being repealed through readoption. The rules were readopted in 2018. You are simply repealing them here. Please change Box 3 to reflect simply repeals.

In both submission of the Rules, please state "15A NCAC 02T XXXX is repealed as published..." in the Introductory Statement.

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Amanda J. Reeder
Commission Counsel
Date submitted to agency: May 29, 2019

1 15A NCAC 02T .1601 - .1602 are repealed through readoption as published in 33:12 NCR 1331 as follows:

2
3 **15A NCAC 02T .1601 SCOPE**

4 **15A NCAC 02T. 1602 DEFINITIONS**

5
6 *History Note: Authority G.S. 143-214.2(b); 143-215.1; 143-215.1A;*

7 *Eff. September 1, 2006;*

8 *Readopted Eff. September 1, ~~2018~~; 2018;*

9 *Repealed Eff. July 1, 2019.*

1 15A NCAC 02T .1604 - .1608 are repealed through readoption as published in 33:12 NCR 1331 as follows:

2
3 **15A NCAC 02T .1604 APPLICATION SUBMITTAL**

4 **15A NCAC 02T .1605 DESIGN CRITERIA**

5 **15A NCAC 02T .1606 SETBACKS**

6 **15A NCAC 02T .1607 MONITORING AND REPORTING REQUIREMENTS**

7 **15A NCAC 02T .1608 REQUIREMENTS FOR CLOSURE**

8
9 *History Note: Authority G.S. 143-214.2(b); 143-215.1; 143-215.1A;*

10 *Eff. September 1, 2006;*

11 *Readopted Eff. September 1, ~~2018~~. 2018;*

12 *Repealed Eff. July 1, 2019.*