

**G.S. 150B-21.3A Report for 15 NCAC 04, SEDIMENTATION CONTROL**

Agency - Sedimentation Control Commission

Comment Period - February 28 - April 29, 2025

Date Submitted to APO - Filled in by RRC staff

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
SUBCHAPTER 04A - SEDIMENTATION CONTROL COMMISSION ORGANIZATION		15A NCAC 04A .0101	OFFICES OF THE SEDIMENTATION CONTROL COMMISSION	Amended Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04A .0105	DEFINITIONS	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
SUBCHAPTER 4B - EROSION AND SEDIMENT CONTROL		15A NCAC 04B .0105	PROTECTION OF PROPERTY	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04B .0106	BASIC EROSION AND SEDIMENTATION CONTROL PLAN OBJECTIVES	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04B .0107	MANDATORY STANDARDS FOR LAND-DISTURBING ACTIVITY	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04B .0108	DESIGN AND PERFORMANCE STANDARD	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04B .0109	STORMWATER OUTLET PROTECTION	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04B .0110	BORROW AND WASTE AREAS	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04B .0111	ACCESS AND HAUL ROADS	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04B .0112	OPERATIONS IN LAKES OR NATURAL WATERCOURSES	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04B .0113	RESPONSIBILITY FOR MAINTENANCE	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04B .0115	ADDITIONAL MEASURES	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04B .0118	APPROVAL OF PLANS	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04B .0120	INSPECTIONS AND INVESTIGATIONS	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04B .0122	SEVERABILITY CLAUSE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. February 2, 2016 Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04B .0124	DESIGN STANDARDS IN SENSITIVE WATERSHEDS	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04B .0125	BUFFER ZONE REQUIREMENTS	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04B .0126	APPLICATION FEE	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04B .0127	CERTIFICATE OF PLAN APPROVAL	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04B .0129	EROSION CONTROL PLAN EXPIRATION DATE	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04B .0130	EMERGENCIES	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04B .0131	SELF-INSPECTIONS	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04B .0132	DESIGN STANDARDS FOR THE UPPER NEUSE RIVER BASIN (FALLS LAKE WATERSHED)	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
SUBCHAPTER 4C - SEDIMENTATION CONTROL CIVIL PENALTIES		15A NCAC 04C .0107	PROCEDURES: NOTICES	Readopted Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
SUBCHAPTER 04E - RULEMAKING PROCEDURES	SECTION .0100 - GENERAL PROVISIONS	15A NCAC 04E .0104	COPIES OF RULES	Amended Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0200 - PETITIONS FOR RULEMAKING	15A NCAC 04E .0201	FORM AND CONTENT OF PETITION	Amended Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0500 - DECLARATORY RULINGS	15A NCAC 04E .0501	DECLARATORY RULINGS: GENERALLY	Amended Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt

**G.S. 150B-21.3A Report for 15 NCAC 04, SEDIMENTATION CONTROL**

Agency - Sedimentation Control Commission

Comment Period - February 28 - April 29, 2025

Date Submitted to APO - Filled in by RRC staff

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
		15A NCAC 04E .0502	PROCEDURE FOR REQUESTING DECLARATORY RULINGS	Amended Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 04E .0503	DISPOSITION OF REQUEST	Amended Eff. April 1, 2020	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt