



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

May 20, 2022

Jonathan Avery, Assistant General Counsel
Department of Natural and Cultural Resources
Sent via email only to: Jonathan.avery@ncdcr.gov

Re: Objection to 07 NCAC 02H .0306

Dear Mr. Avery:

At its meeting on May 19, 2022, the Rules Review Commission objected to Rule 07 NCAC 02H. .0306 finding that the rule was not reasonably necessary reasonably necessary to implement or interpret an enactment of the General Assembly, or of Congress, or a regulation of federal agency, pursuant to G.S. 150B-21.9(3).

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,

/s/ William W. Peaslee

William W. Peaslee
Commission Counsel

Donald Robert van der Vaart, Director
Chief Administrative Law Judge

Fred G. Morrison, Jr.
Senior Administrative Law Judge

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1711 New Hope Church Road, Raleigh, NC 27609
Telephone: (984) 236-1850 | Facsimile: (984) 236-1871
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