

**G.S. 150B-21.3A Report for 15A NCAC 02G, WATER RESOURCES PROGRAMS**

Agency - Environmental Management Commission

Comment Period - March 15 - May 24, 2018

Date Submitted to APO - December 17, 2018

Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Implements or Conforms to Federal Regulation [150B-21.3A(e)]	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
	<b>SECTION .0100 - STATE PARTICIPATION IN WATER RESOURCES PROJECTS</b>	15A NCAC 02G .0102	PROJECT ELIGIBILITY	Amended Eff. December 1, 1991	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 02G .0103	PROJECT COST-SHARING AMOUNTS	Amended Eff. October 1, 1984	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 02G .0104	GRANT APPLICATIONS BY LOCAL GOVERNMENT	Amended Eff. December 1, 1991	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 02G .0105	GRANT APPLICATION REVIEW AND APPROVAL	Amended Eff. December 1, 1991	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 02G .0106	GRANT PAYMENTS	Amended Eff. July 1, 1988	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 02G .0107	SPECIAL BEACH EROSION CONTROL REQUIREMENTS	Amended Eff. April 1, 1983	Necessary without substantive public interest	No		No	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
	<b>SECTION .0300 - BEACH PROJECT REVOLVING FUND ADVANCES</b>	15A NCAC 02G .0301	APPROVAL OF ADVANCES	Eff. February 1, 1976	Unnecessary	No		No	Unnecessary	No comments with merit	Unnecessary and should expire on the first day of the month following the consultation	Rule expired - remove from Code
		15A NCAC 02G .0302	ADVANCE PRIORITIES	Eff. February 1, 1976	Unnecessary	No		No	Unnecessary	No comments with merit	Unnecessary and should expire on the first day of the month following the consultation	Rule expired - remove from Code
		15A NCAC 02G .0303	ADVANCE LIMITATION	Eff. February 1, 1976	Unnecessary	No		No	Unnecessary	No comments with merit	Unnecessary and should expire on the first day of the month following the consultation	Rule expired - remove from Code
		15A NCAC 02G .0304	DELEGATIONS OF AUTHORITY	Amended Eff. October 1, 1984	Unnecessary	No		No	Unnecessary	No comments with merit	Unnecessary and should expire on the first day of the month following the consultation	Rule expired - remove from Code
	<b>SECTION .0400 - FLOODWAY ESTABLISHMENT</b>	15A NCAC 02G .0402	FORM	Amended Eff. July 1, 1988	Unnecessary	No		No	Unnecessary	No comments with merit	Unnecessary and should expire on the first day of the month following the consultation	Rule expired - remove from Code
	<b>SECTION .0500 - ALLOCATION OF JORDAN LAKE WATER SUPPLY STORAGE</b>	15A NCAC 02G .0501	INTRODUCTION	Eff. March 1, 1988	Necessary without substantive public interest	No		Yes	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 02G .0502	DEFINITIONS	Eff. March 1, 1988	Necessary without substantive public interest	No		Yes	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 02G .0503	FORMAL APPLICATION	Eff. March 1, 1988	Necessary without substantive public interest	No		Yes	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 02G .0504	ALLOCATION OF WATER SUPPLY STORAGE	Eff. March 1, 1988	Necessary without substantive public interest	No		Yes	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 02G .0505	NOTIFICATION AND PAYMENT	Eff. March 1, 1988	Necessary without substantive public interest	No		Yes	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 02G .0506	RECIPIENTS' REQUIREMENTS	Eff. March 1, 1988	Necessary without substantive public interest	No		Yes	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
		15A NCAC 02G .0507	LOSS OF ALLOCATION	Eff. March 1, 1988	Necessary without substantive public interest	No		Yes	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note
	<b>SECTION .0600 - AQUATIC WEED CONTROL</b>	15A NCAC 02G .0602	NOXIOUS AQUATIC WEED LIST	Amended Eff. April 1, 2006	Necessary without substantive public interest	No		Yes	Necessary without substantive public interest	No comments with merit	Necessary without substantive public interest and should remain in effect without further action	Keep in Code - Update History Note

**15A NCAC 02G COMMENTS AND RESPONSES FOR  
PERIODIC REVIEW OF EXISTING RULES**

15A NCAC 02G .0501

Commenter Name: Sydney Miller  
Company/Organization: City of Durham  
Email: Sydney.Miller@durhamnc.gov  
Zip: 27701

Do I agree with the Agency's determination? Yes

I would determine this rule's classification as: undefined

Do I want to submit a written comment on this rule? Yes

My comment type on this rule is: Another type of comment

Do I want to enter a comment, or submit a file? Enter a comment

My Comment Text: This rule is important and "necessary without substantive public interest" as defined in this rules review process. The Jordan Lake water supply storage is vitally important to the Triangle Region, the economic engine of North Carolina. It is important to have the objective, fact-based process for allocating that storage as provided by this rule.

**Agency Response:**

Comments noted.

15A NCAC 02G .0502

Commenter Name: Sydney Miller  
Company/Organization: City of Durham  
Email: Sydney.Miller@durhamnc.gov  
Zip: 27701

Do I agree with the Agency's determination? Yes

I would determine this rule's classification as: undefined

Do I want to submit a written comment on this rule? Yes

My comment type on this rule is: Another type of comment

Do I want to enter a comment, or submit a file? Enter a comment

My Comment Text: This rule is important and "necessary without substantive public interest" as defined in this rules review process. The Jordan Lake water supply storage is vitally important to the Triangle Region, the economic engine of North Carolina. It is important to have the objective, fact-based process for allocating that storage as provided by this rule.

**Agency Response:**

Comments noted.

15A NCAC Subchapter 2G .0503

Commenter Name: Sydney Miller  
Company/Organization: City of Durham  
Email: Sydney.Miller@durhamnc.gov  
Zip: 27701

Do I agree with the Agency's determination? Yes

I would determine this rule's classification as: undefined

Do I want to submit a written comment on this rule? Yes

My comment type on this rule is: Another type of comment

Do I want to enter a comment, or submit a file? Enter a comment

My Comment Text: This rule is important and "necessary without substantive public interest" as defined in this rules review process. The Jordan Lake water supply storage is vitally important to the Triangle Region, the economic engine of North Carolina. It is important to have the objective, fact-based process for allocating that storage as provided by this rule.

**Agency Response:**

Comments noted.

15A NCAC 02G .0504

Commenter Name: Sydney Miller  
Company/Organization: City of Durham  
Email: Sydney.Miller@durhamnc.gov  
Zip: 27701

Do I agree with the Agency's determination? Yes  
I would determine this rule's classification as: undefined  
Do I want to submit a written comment on this rule? Yes  
My comment type on this rule is: Another type of comment  
Do I want to enter a comment, or submit a file? Enter a comment

My Comment Text: This rule is important and "necessary without substantive public interest" as defined in this rules review process. The Jordan Lake water supply storage is vitally important to the Triangle Region, the economic engine of North Carolina. It is important to have the objective, fact-based process for allocating that storage as provided by this rule.

Commenter Name: Dan LaMontagne  
Company/Organization: Chatham County  
Email: dan.lamontagne@chathamnc.org  
Zip: 27312

Do I agree with the Agency's determination? Yes  
I would determine this rule's classification as: undefined  
Do I want to submit a written comment on this rule? Yes  
My comment type on this rule is: Another type of comment  
Do I want to enter a comment, or submit a file? Enter a comment

My Comment Text: This rule is important and "necessary without substantive public interest" as defined in this rules review process. The Jordan Lake water supply storage is vitally important to the Triangle Region, the economic engine of North Carolina. It is important to have the objective, fact-based process for allocating that storage as provided by this rule."

**Agency Response:**

Comments noted.

15A NCAC 02G .0505

Commenter Name: Sydney Miller  
Company/Organization: City of Durham  
Email: Sydney.Miller@durhamnc.gov  
Zip: 27701

Do I agree with the Agency's determination? Yes  
I would determine this rule's classification as: undefined  
Do I want to submit a written comment on this rule? Yes  
My comment type on this rule is: Another type of comment  
Do I want to enter a comment, or submit a file? Enter a comment

My Comment Text: This rule is important and "necessary without substantive public interest" as defined in this rules review process. The Jordan Lake water supply storage is vitally important to the Triangle Region, the economic engine of North Carolina. It is important to have the objective, fact-based process for allocating that storage as provided by this rule.

**Agency Response:**

Comments noted.

15A NCAC 02G .0506

Commenter Name: Sydney Miller  
Company/Organization: City of Durham  
Email: Sydney.Miller@durhamnc.gov  
Zip: 27701

Do I agree with the Agency's determination? Yes  
I would determine this rule's classification as: undefined  
Do I want to submit a written comment on this rule? Yes  
My comment type on this rule is: Another type of comment  
Do I want to enter a comment, or submit a file? Enter a comment

My Comment Text: This rule is important and "necessary without substantive public interest" as defined in this rules review process. The Jordan Lake water supply storage is vitally important to the Triangle Region, the economic engine of North Carolina. It is important to have the objective, fact-based process for allocating that storage as provided by this rule.

**Agency Response:**

Comments noted.

15A NCAC 02G .0507

Commenter Name: Sydney Miller  
Company/Organization: City of Durham  
Email: Sydney.Miller@durhamnc.gov  
Zip: 27701

Do I agree with the Agency's determination? Yes  
I would determine this rule's classification as: undefined  
Do I want to submit a written comment on this rule? Yes  
My comment type on this rule is: Another type of comment  
Do I want to enter a comment, or submit a file? Enter a comment

My Comment Text: This rule is important and "necessary without substantive public interest" as defined in this rules review process. The Jordan Lake water supply storage is vitally important to the Triangle Region, the economic engine of North Carolina. It is important to have the objective, fact-based process for allocating that storage as provided by this rule.

**Agency Response:**

Comments noted.



15A NCAC 02G .0602

Commenter Name: Diana Rashash  
Company/Organization: NC Cooperative Extension  
Email: diana\_rashash@ncsu.edu  
Zip: 28540

Do I agree with the Agency's determination? Yes

I would determine this rule's classification as: undefined

Do I want to submit a written comment on this rule? Yes

My comment type on this rule is: Another type of comment

Do I want to enter a comment, or submit a file? Enter a comment

My Comment Text: Your list is a good one. It would be wonderful if the NCDA list added the plants from your "additional species" section to their list of Class B noxious weeds. The agencies need to be more coordinated in their efforts against these weed species. The lower southeast portion of the state has many issues with some of these plants, as they are able to overwinter quite well.

**Agency Response:**

Comment noted.