

**General Assembly of North Carolina
Environmental Review Commission
State Legislative Building
Raleigh, North Carolina**

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AGENDA
9:30 a.m. Wednesday 15 November 2006
Room 1228 Legislative Building
Raleigh, North Carolina

1. Call to order
Representative Pryor A. Gibson, Presiding
2. Introductory remarks by Cochairs (*5 minutes*)
Representative Pryor A. Gibson
Senator Charles W. Albertson
Senator Daniel G. Clodfelter
3. Report to the Commission and explanation of agenda items (*10 minutes*)
George F. Givens, Commission Counsel
4. Study of the merger of the organization and functions of the Ecosystem Enhancement Program with the Clean Water Management Trust Fund (Part XVI, Section 16 of S.L. 2006-248) (*10 minutes*)
George F. Givens, Commission Counsel

Lisa Hollowell, Senior Fiscal Analyst
Fiscal Research Division
5. Report on recent action by the Environmental Management Commission on the Clean Air Mercury Rule (*10 minutes*)
Robin W. Smith, Assistant Secretary for Environment
Department of Environment and Natural Resources (DENR)

6. Continuation of the discussion of issues related to solid waste management (S.L. 2006-244, Sec.4) (*1 hour and 50 minutes*)

Survey of the Solid Waste Management Regulations of Other States and report on Issues Related to the Processing of Solid Waste Management Permits by the Division of Solid Waste (*30 minutes*)

Paul S. Crissman, Head

Planning and Program Management Branch, Solid Waste Section, Division of Waste Management (DWM), DENR

Ed F. Mussler, Branch Head

Solid Waste Permitting Branch, Solid Waste Section, DWM, DENR

Discussion of the Kentucky solid waste tipping fee surcharge and solid waste management programs (*10 minutes*)

Sara D. Evans, Manager

Recycling and Local Assistance Branch, Division of Waste Management, Department for Environmental Protection, Environmental and Public Protection Cabinet, Commonwealth of Kentucky

Discussion of legal limits and policy options (*20 minutes*)

Richard B. Whisnant, Associate Professor of Public Law and Government
UNC School of Government

Local government perspectives (*10 minutes*)

Paul A. Meyer, Assistant General Counsel

North Carolina Association of County Commissioners

Private solid waste management industry perspectives (*20 minutes*)

Edward Repa, Director

Environmental Program, National Solid Wastes Management Association

Environmental advocacy community perspectives (*20 minutes*)

Jim H. Stephenson, Program Analyst

North Carolina Coastal Federation

John D. Runkle, General Counsel

Conservation Council of North Carolina

Joyce F. Hartman, Realtor

Camden County

7. Air quality: reduction in vehicle miles traveled (*10 minutes*)

Annual report on development and implementation of a plan to reduce vehicle miles traveled by State employees and vehicle emissions resulting from job-related travel, including commuting to and from work (G.S. 143-215.107C(d))

Annual report on development and implementation of a plan to reduce vehicle miles traveled by private sector employees and vehicle emissions resulting from job-related travel, including commuting to and from work (G.S. 143-215.107C(e))

Miriam S. Perry, Director

Public Transportation Division, Department of Transportation

LUNCH – Estimated for noon to 1:00 p.m.

8. Hazardous Waste Management (30 minutes)

Update on the investigation of the fire at the Environmental Quality Industrial Services of North Carolina, Inc, hazardous waste facility located in Apex, North Carolina

Annual report on implementation of the Resident Inspectors Program at commercial hazardous waste facilities (G.S. 130A-295.02(m))

Annual report on the North Carolina Hazardous Waste Management Plan (G.S. 130A-294(i))

Dexter R. Matthews, Director

DWM, DENR

Elizabeth W. Cannon, Chief

Hazardous Waste Section, DWM, DENR

9. Annual report on permitting and inspecting animal waste management systems (Animal Waste Compliance Report) (G.S. 143-215.10M) (10 minutes)

Todd A. Bennett, Environmental Engineer

Animal Feeding Operation Unit, Aquifer Protection Section, Division of Water Quality (DWQ), DENR

10. Annual report on compliance with and enforcement of water quality laws for facilities that discharge into surface waters (G.S. 143-215.9A) (10 minutes)

Tom J. Belnick, Environmental Specialist

Point Source Branch, Surface Water Protection Section, DWQ, DENR

11. Annual report by the State Water Infrastructure Commission on its activities and findings, including any recommendations of the Commission that require action by the General Assembly to implement (G.S. 159G-67) (15 minutes)

William E. Holman, Chairman

State Water Infrastructure Commission and

Executive Director, Clean Water Management Trust Fund

12. Report on the evaluation of the training and qualification requirements for approval as an animal waste management systems technical specialist (S.L. 2006-38, Sec. 2) (15 minutes)

Manley S. Wilder, Director

Division of Soil and Water Conservation, DENR

13. Commission discussion and announcements (*10 minutes*)
14. Adjourn (*Estimated for 2:30 p.m.*)

SCHEDULE OF FUTURE MEETINGS:

Below is a schedule of meetings of the Commission for November 2006 through January 2007. This schedule is tentative and subject to adjustment.

To facilitate development of the agenda for meetings of the Commission and to receive input from interested persons regarding the future work of the Commission, the Commission Counsel holds informal planning meetings for staff and interested parties. The schedule of these public Commission staff planning meetings is also set out below.

9:30 a.m. Wednesday 13 December 2006

Location: 1228 LB

Staff Planning Meeting: 10:00 a.m. Friday 1 December 2006 – 605 LOB

9:30 a.m. Wednesday 17 January 2007

Location: 544 LOB

Staff Planning Meeting: 10:00 a.m. Monday 8 January 2007 – 605 LOB

9:30 a.m. Tuesday 23 January 2007

Location: 1228 LB

Staff Planning Meeting: 10:00 a.m. Monday 8 January 2007 – 605 LOB

OTHER MEETINGS:

The Commission Counsel will hold meetings of interested parties on specific topics as indicated below:

Nutrient Offset Payment Working Group (S.L. 2006-215 (SB 1862), as amended by S.L. 2006-218 (SB 927))

10:00 a.m. Wednesday 22 November 2006 – 605 Legislative Office Building