

General Assembly of North Carolina

Environmental Review Commission State Legislative Building Raleigh, North Carolina

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SENATOR DANIEL G. CLODFELTER

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REPRESENTATIVE EDITH D. WARREN
REPRESENTATIVE LARRY W. WOMBLE



AGENDA

9:30 a.m. Tuesday 27 November 2007
Room 544 Legislative Office Building
Raleigh, North Carolina

GEORGE F. GIVENS
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JENNIFER R. F. MUNDT
COMMISSION ANALYST

MARIAH B. MATHESON
COMMISSION ASSISTANT

JESSICA BENNETT
COMMISSION CLERK

1. Call to order
Representative Lucy T. Allen, Presiding
2. Introductory remarks by Cochairs (*5 minutes*)
Representative Lucy T. Allen
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. Introduction of newly appointed staff in the Department of Environment and Natural Resources (*5 minutes*)
William G. Ross, Jr., Secretary
DENR
5. Update on current drought conditions in light of conservation efforts and recent rain events; process for development of recommendations to improve future responses to drought conditions (*30 minutes*)
Thomas C. Fransen, Chief
River Basin Management Section, Division of Water Resources, DENR

Robin W. Smith, Assistant Secretary for Environment
DENR

6. Discussion of precision farming using the Global Positioning Systems (GPS) to control the application of fertilizers *(30 minutes)*

Marc Thigpen, Owner
Thigpen Farms, Duplin County

Discussion of precision farming using GPS under the Agriculture Cost Share Program

Manly S. Wilder, Assistant Secretary for Natural Resources
DENR

7. Water quality reports *(30 minutes)*

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)*

Paul E. Rawls, Chief
Surface Water Protection Section, Division of Water Quality, DENR

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

Todd A. Bennett, Supervisor
Animal Feeding Operation Unit, Aquifer Protection Section,
Division of Water Quality, DENR

Update on the implementation of the Lagoon Conversion Program and the Swine Farm Methane Capture Pilot Program (Section 2 and Section 4 of S.L. 2007-523) *(10 minutes)*

Manly S. Wilder, Assistant Secretary for Natural Resources
DENR

Patricia K. Harris, Director
Division of Soil and Water Conservation, DENR

8. Report on the Catawba/Wateree River Basin Advisory Commission (G.S. 77-117) *(10 minutes)*

Thomas C. Fransen, Chief
River Basin Management Section, Division of Water Resources, DENR

9. Presentation and comment on the use of pervious pavement for vehicle parking areas as required by Section 6.22.(a) of S.L. 2007-323 *(35 minutes)*

Thomas A. Reeder, Chief *(10 minutes)*
Wetlands and Stormwater Branch, Surface Water Quality Section,
Division of Water Quality, DENR

Elizabeth Dalton, Director *(5 minutes)*
Government Relations, North Carolina Retail Merchants Association

Duane A. Coen, Engineering Manager (*10 minutes*)
Lowe's Companies, Inc.

Todd Simmons, PE (*10 minutes*)
Freeland & Kauffman, Inc.

10. Report on the Implementation of the Ecosystem Enhancement Program and use of the Ecosystem Enhancement Fund, including inventory of property and easements and a discussion of the in-lieu fee program (G.S. 143-214.13) (*20 minutes*)

William D. Gilmore, Director
Ecosystem Enhancement Program, DENR

Manly S. Wilder, Assistant Secretary for Natural Resources
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) (*20 minutes*)

William E. Holman, Emeritus Chair
State Water Infrastructure Commission

12. Hazardous waste management (*30 minutes*)

Annual report on the implementation of the resident inspectors program for commercial hazardous waste facilities including implementation of the amendments to the program made by S.L. 2007-107 (G.S. 130A-295.02(m)) (*10 minutes*)

Elizabeth W. Cannon, Chief
Hazardous Waste Section
Division of Waste Management, DENR

Annual report on the Inactive Hazardous Sites Program including discussion of the reorganization of contaminated sites program in the Department (G.S. 130A-310.10) (*10 minutes*)

Dexter R. Matthews, Director
Division of Waste Management, DENR

Report on the effectiveness of the Brownfields Property Reuse Act (G.S. 130A-310.40) (*10 minutes*)

Dexter R. Matthews, Director
Division of Waste Management, DENR

13. Commission discussion and announcements

14. Adjourn

SCHEDULE OF FUTURE MEETINGS:

Below is a schedule of meetings of the Commission for December 2007 through May 2008. This schedule is tentative and subject to adjustment. In particular, the March meeting may take place over two days at a location outside Raleigh in order to focus on parks and recreation matters.

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 public planning meetings for staff and interested parties. The schedule of these meetings is also set out below.

<u>Commission Meeting</u>	<u>Location</u>	<u>Staff Planning Meeting</u>	<u>Location</u>
Wednesday 19 December 2007	544 LOB	Wednesday 5 December 2007	605 LOB
Wednesday 23 January 2008	544 LOB	Friday 11 January 2008	605 LOB
Thursday 14 February 2008	544 LOB	Tuesday 5 February 2008	605 LOB
Tuesday 18 March 2008	544 LOB	Friday 7 March 2008	605 LOB
Thursday 10 April 2008	544 LOB	Friday 28 March 2008	605 LOB
Friday 9 May 2008	544 LOB	Tuesday 29 April 2008	605 LOB
Wednesday 14 May 2008	544 LOB		

MEETINGS OF INTERESTED PARTIES:

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

Underground Storage Tank Working Group

2:00 p.m. Monday 17 December 2007 – 605 Legislative Office Building

Public meetings on the scope and direction of the study of allocation of water resources

4:00 p.m. to 7:00 p.m. Thursday 20 December 2007 – Charlotte

4:00 p.m. to 7:00 p.m. Friday 4 January 2008 – Greenville

4:00 p.m. to 7:00 p.m. Wednesday 9 January 2008 – Asheville

Public meeting on the study of issues related to construction on artificial slopes

4:00 p.m. to 7:00 p.m. Thursday 10 January 2008 – Asheville

ADDITIONAL INFORMATION:

Persons having questions about the Commission meeting or other matters related to the Commission may contact Commission Counsel or other Commission staff at (919) 733-2578 or may visit the Commission's website at:

<http://www.ncleg.net/gascripts/DocumentSites/browseDocSite.asp?nID=12>