

# General Assembly of North Carolina

## Environmental Review Commission

State Legislative Building  
Raleigh, North Carolina

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1 April 2008

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TO: Members of the Environmental Review Commission  
Interested Parties

FROM: George F. Givens, Commission Counsel  
Jessica Bennett, Commission Clerk

RE: **Notice of Commission Meeting**  
**Notice of Site Visits**  
**Schedule of Future Meetings**  
**Meetings of Interested Parties (605 Working Groups)**  
**Additional Information**

### NOTICE OF COMMISSION MEETING:

The Environmental Review Commission (Commission) will meet at **1:30 p.m. Monday 7 April 2008 in the Soundside Hall meeting room at the North Carolina Aquarium at Pine Knoll Shores, 1 Roosevelt Blvd., Pine Knoll Shores, North Carolina.** At this meeting, the Commission will begin or continue studies for which the Commission is responsible, hear reports from State agencies, discuss topics to be considered at future meetings, and attend to other matters. **This meeting will focus on parks, recreation, and land conservation.**

### NOTICE OF SITE VISITS AND OTHER ACTIVITIES:

#### **April 7:**

Prior to the business meeting, members will have an opportunity to attend a lunch at the Aquarium with members of the Joint Legislative Commission on Seafood and Aquaculture. The lunch will begin at approximately 12:00 p.m. It will be provided at a cost of ten dollars (\$10.00) per person. The Commission Clerk will contact members regarding their desire to attend the lunch.

The business meeting will be followed immediately by a tour of the Aquarium.

#### **April 8:**

On the morning of Tuesday 8 April 2008 the Commission will tour Hammocks Beach State Park. The tour will begin at 9:00 a.m. and continue until approximately 12:30 p.m. Members should arrive at the Park

promptly at 9:00 a.m. (A map of the Park and driving directions are enclosed) Dress appropriately for an outdoor tour and the weather.

**Following the tour there will be an optional lunch.** We expect the lunch to cost approximately ten dollars (\$10.00) per person. The Commission Clerk will contact members regarding their desire to stay for lunch.

**Accommodations:** Enclosed, please find a list of potential accommodations in the vicinity of the meetings and site visits.

**LISTED BELOW ARE POTENTIAL AGENDA TOPICS FOR THE APRIL 7 MEETING AND FOR FUTURE MEETINGS:**

**STUDIES**

- 1) Issues related to the franchise of solid waste management facilities by units of local government. (S.L. 2007-550, Sec. 18)
- 2) Issues related to the transportation of solid waste by rail or barge, including the extent to which regulation of the transportation of solid waste by rail or barge may be preempted by federal law. (S.L. 2007-550, Sec. 18)
- 3) Issues related to the use of pervious surfaces for vehicle parking areas, including associated costs, impact to the environment of stormwater runoff, and practices of other states with regard to stormwater best management practices. (S.L. 2007-323, Sec. 6.22.(b))
- 4) Allocation of surface water resources and their availability and maintenance in the State, including issues related to the transfer of water from one river basin to another, the withdrawal of water for consumptive use, and the accuracy and tolerance of equipment used to measure the flow of water transferred from one river basin to another river basin. (S.L. 2007-518, Sec. 1.(a))
- 5) Preparation of a revised map entitled "Major River Basins and Sub-basins in North Carolina" as a recommended replacement for the map referenced in G.S. 143-215.22G. The revised map shall define the extent to which any river basin that encompasses any river that flows from another state into North Carolina or that flows from North Carolina into another state extends into an adjacent state. (S.L. 2007-518, Sec. 1.(b))
- 6) Other studies undertaken by the Commission

**REPORTS** (*Report due dates are indicated in parentheses*)

**General/Miscellaneous:**

- 7) Quarterly report on the activities of the Environmental Management Commission (G.S. 143B-282(b)) (*15 April*)
- 8) Final Report on the findings and recommendations of the Legislative Commission on Global Climate Change (S.L. 2006-79) (*15 April 2008*)
- 9) Report by the North Carolina Building Code Council on its findings of the study of the extent to which hot waterlines should be insulated to achieve greater energy efficiency and actions taken to amend the State Building Code as necessary to achieve those ends (S.L. 2007-542, Sec.2) (*1 April 2008*)

**Hazardous Waste Management:**

- 10) Report of Superfund cost share fund expenditures for cleanup of sites on the National Priorities List (S.L. 1999-237(15.6)(b)) (*Floating, within 30 days of expenditure*)
- 11) Report by the Regulation of Hazardous Materials Task Force on its study of issues related to the treatment, storage, and disposal of hazardous materials and review of all current fire code regulations related to the commercial treatment, storage, and disposal of hazardous materials to ensure the Code addresses the needs and safety of citizens. (S.L. 2007-107, Sec. 4.1.(j)) (*1 April 2008*)

Parks and Recreation / Land Conservation:

- 12) Parks and Recreation Trust Fund Annual Report, Fiscal Year 2007-2008 (G.S. 113-44.15(c)) (*1 October*)
- 13) North Carolina Natural Heritage Trust Fund Award Report, Fiscal Year 2005-2006 (G.S. 113-77.9(e)) (*Semi-annually, within 30 days of each revision*)
- 14) Biennial report on the Natural Heritage Program (G.S. 113A-164.4) (*15 February of odd-numbered years*)
- 15) Annual report on progress towards attaining the State's goal of protecting one million acres of farmland, open space, and conservation lands (G.S. 113A-241(c)) (*1 October*)
- 16) Annual report on implementation of the Conservation Easements Program and inventory of all conservation easements held by DENR (G.S. 113A-235(c)) (*1 October*)
- 17) Annual report on the activities of the North Carolina Agricultural Development and Farmland Preservation Trust Fund and Advisory Committee, the agriculture easements purchased, and agricultural projects funded during the previous year. (S.L. 2007-495, Sec. 23) (*1 May*)

Water Quality:

- 18) Semiannual report on the pilot program for inspection of animal waste management systems including a comparison of the costs of conducting operations reviews and inspections under the pilot program with the costs of conducting operations and inspections under G.S. 143-215.10D and G.S. 143-215.10F (*15 April*)
- 19) Annual report on the status of leaking petroleum underground storage tanks, the State cleanup funds, and the Groundwater Protection Loan Fund (G.S. 143-215.94M) (*1 September*)
- 20) Annual report on the implementation of the Clean Water Management Trust Fund; projects and awarded grants. (G.S. 113-145.6A(a) and S.L. 2002-148, Sec. 3) (*1 December*)
- 21) Annual report by the EMC on its progress in developing and implementing nutrient management strategies for water supply reservoirs identified in the Drinking Water Supply Reservoir Protection Act (S.L. 2005-190, Sec. 3 as amended by S.L. 2006-259, Sec. 31.(c)) (*1 April*)

**OTHER MATTERS**

- 22) Update on the current drought.
- 23) Discussion of issues related to the use of flame retardants that contain polybrominated diphenylethers (PBDE).
- 24) Discussion of issues related to the implementation of a low emission vehicle program that is the functional equivalent of the low-emission vehicle program established under the laws of the State of California as set forth in final regulations issued by the California Air Resources Board pursuant to Title 13 of the California Code of Regulations and promulgated under the authority of Division 26t of the California Health and Safety Code as amended.

- 25) Discussion of possible amendments to S.L. 2007-546 (SB 668, Energy Conservation in State Buildings)

#### **SCHEDULE OF FUTURE MEETINGS:**

Below is a schedule of meetings of the Commission for April and May 2008. 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 public planning meetings for staff and interested parties. The schedule of these meetings is also set out below.

<b><u>Commission Meeting</u></b>	<b><u>Location</u></b>	<b><u>Staff Planning Meeting</u></b>	<b><u>Location</u></b>
Friday 9 May 2008	544 LOB	Tuesday 29 April 2008	605 LOB
Wednesday 14 May 2008	544 LOB		

#### **MEETINGS OF INTERESTED PARTIES (605 WORKING GROUPS):**

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

##### **Impervious Parking Surfaces Working Group**

10:00 a.m. Wednesday 2 April 2008 – 605 Legislative Office Building

##### **Public Meeting on the Study of Issues Related to Construction on Artificial Slopes**

30 April 2008 – Southwestern North Carolina (Time and location TBD)

#### **ADDITIONAL INFORMATION:**

If you have questions related to the Commission, please feel free to contact the Commission Counsel or other Commission staff at (919) 733-2578.