

General Assembly of North Carolina

Environmental Review Commission State Legislative Building Raleigh, North Carolina

CO-CHAIRS

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SENATOR DANIEL G. CLODFELTER

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REPRESENTATIVE CAROLYN H. JUSTICE
REPRESENTATIVE RUTH SAMUELSON
REPRESENTATIVE EDITH D. WARREN
REPRESENTATIVE LARRY W. WOMBLE



AGENDA

9:30 a.m. Tuesday 25 November 2008
Room 544 Legislative Office Building
Raleigh, North Carolina

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JENNIFER R. F. MUNDT
COMMISSION ANALYST

MARIAH B. MATHESON
COMMISSION ASSISTANT

JESSICA BENNETT
COMMISSION CLERK

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
Representative Lucy T. Allen
3. Report to the Commission and explanation of agenda items (*15 minutes*).
George F. Givens, Commission Counsel

Approval of the minutes of the 9 May 2008 and 19 May 2008 meetings of the Commission

4. Presentation of the Draft 2008 Report of the Water Allocation Study (S.L. 2007-518, Sec. 1.(a) as amended by S.L. 2008-10) and issues related to increasing water supply and reservoir construction (S.L. 2008-143, Sec. 6) (*60 minutes*).

Richard B. Whisnant, Principal Investigator
Associate Professor of Public Law and Government
University of North Carolina Institute of Government

William E. Holman, Principal Investigator
Visiting Senior Fellow
Nicholas Institute for Environmental Policy Solutions

5. Update on water quantity issues, including the report of the Drought Management Advisory Council (G.S. 143-355.1(g)) and progress in water supply planning (G.S. 143-355(n)) (25 minutes).
Thomas A. Reeder, Director
Division of Water Resources, Department of Environment and Natural Resources (DENR)
6. Report of the State Water Infrastructure Commission on its activities and findings (G.S. 159G-67) (25 minutes).
Jean Crews-Klein, Vice President of Business and Natural Resource Development
Klein Consulting
7. Report on contaminated wells in Montgomery, Moore, and Richmond counties (30 minutes).
S. Art Barnhardt, Regional Supervisor
Fayetteville Regional Office, Aquifer Protection Section
Division of Water Quality, DENR
8. Discussion of the desirability of abolishing the existing environmental regulatory commissions and replacing them with a new, full time environmental regulatory commission modeled on the Utilities Commission (S.L. 2008-181, Sec. 6.4) (30 minutes).

John W. McAllister, Vice President of Governmental Affairs
North Carolina Chamber

Thomas G. Bean, Legislative Liaison
North Carolina Wildlife Federation
9. Update on the pilot program to retrofit school buses to reduce diesel emissions in nonattainment areas (S.L. 2007-465, Sec. 4(b)) (10 minutes).
Anne S. Galamb, Environmental Specialist
Technical Services Section, Division of Air Quality, DENR
10. Report on the implementation of animal waste management performance standards for swine farms, the Lagoon Conversion Program, and the Swine Farm Waste Management System Conversion Account (S.L. 2007-523, Sec.2(f)) (25 minutes).
Patricia K. Harris, Director
Division of Soil and Water Conservation, DENR
11. Commission discussion and announcements
12. Adjourn

SCHEDULE OF FUTURE MEETINGS:

Below is a schedule of meetings of the Environmental Review Commission for December 2008 through January 2009. **This schedule is tentative and subject to adjustment.** For planning purposes, however, please reserve these dates. This schedule may be modified to allow for out-of-town business meetings or site visits and in the event that it becomes necessary to cancel a scheduled meeting due to hazardous weather conditions.

Please note the following:

1. Meetings of the Commission normally begin at 9:30 a.m. and may run until mid-afternoon. Meetings of the Commission are open to the public.
2. Staff planning meetings normally begin at 10:00 a.m. and adjourn by noon. Staff planning meetings are informal and are open to the public. Commission members are not expected to attend these meetings.
3. The 2009 Regular Session is scheduled to begin at 12:00 noon on Wednesday 28 January 2009. The Commission may meet shortly after the beginning of the session to complete ongoing work and to consider any legislative proposals and recommendations and may meet at other times during the legislative session.

<u>Commission Meeting</u>	<u>Location</u>	<u>Staff Planning Meeting</u>	<u>Location</u>
Thursday 18 December 2008	1228 LB	Tuesday 2 December 2008	605 LOB
Thursday 15 January 2009	643 LOB	Tuesday 6 January 2009	605 LOB
Thursday 22 January 2009	544 LOB	Tuesday 6 January 2009	605 LOB

MEETINGS OF INTERESTED PARTIES (605 WORKING GROUPS):

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

None at this time.

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>