

Report to the Environmental Review Commission


Pursuant to S.L. 2014-120, Sec. 29 REFORM AGENCY REVIEW OF ENGINEERING WORK

January 14, 2015

Name of Local Government Unit: Town of Emerald Isle, NC

Approved/delegated program subject to reporting requirements:

Town of Emerald Isle Universal Stormwater Management Program



Signature of report preparer
John R. Freshwater, P.E.

1-13-15

Date



*Report submitted electronically to Mariah Matheson, Commission Assistant,
Environmental Review Commission, at Mariah.Matheson@ncleg.net.*

Name of local government unit: **Town of Emerald Isle, NC**

☒ Check to indicate that this plan review program implemented procedures whereby plan reviewers distinguish between plan changes that are required by statutory or other legal authority and those that the reviewer offers as suggestions for improvement. Refer to S.L. 2014-120, Section 29.(b)(1) for further details about this requirement.

☒ Check to indicate that this plan review program identifies the statutory or regulatory authority for any revisions or requests for additional information that are required by the program in order to grant the requested plan permit, approval, or license. Refer to S.L. 2014-120, Section 29. (b)(2) for further details about this requirement.

☒ Check to indicate that this plan review program implemented procedures for local governments to follow when (1) a Professional Engineer submits a sealed design or practice that is not in the local government's guidance, manuals, or standard operating procedures, and (2) the submitting Professional Engineer requests additional internal review of that design or practice. Refer to S.L. 2014-120, Section 29.(c)(1) for further details about this requirement.

☒ Check to indicate that this plan review program established a procedure whereby the plan reviewer's supervisor OR the approving/delegating state agency can provide further review and oversight of these design details. Refer to S.L. 2014-120, Section 29.(c)(1) for further details about this requirement

☒ Check to indicate that this plan review program either employs a Professional Engineer who can conduct further review of these innovative designs, or maintains a list of consulting Professional Engineers of the local government unit's choice that may conduct this review, if requested by and paid for by the submitting Professional Engineer. Refer to S.L. 2014-120, Section 29.(c)(1) for further details about this requirement.

☒ Check to indicate that this plan review program established an informal internal process to address disputes when a plan reviewer identifies a change to the plans as being "required" under a specific, identified legal authority. Refer to S.L. 2014-120, Section 29.(c)(2) for further details about this requirement.

☒ Check to indicate that this plan review program discontinued use of the word "engineer" in the job titles of all program employees whose responsibilities include review of plans in affected programs, *unless* those employees hold Professional Engineer licenses. Refer to S.L. 2014-120, Section 29.(h) for further details about this requirement.

☒ Check to indicate that this plan review program reviewed the titles of all employees conducting plan reviews for this program. Refer to S.L. 2014-120, Section 29.(h)(1) for further details about this requirement.

☒ Check to indicate that this plan review program proposed revisions to those employees' job titles in order to eliminate use of the word "engineer" when publicly identifying those employees, if those employees do not hold Professional Engineer licenses. Refer to S.L. 2014-120, Section 29.(h)(2) for further details about this requirement.

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Additional information:

Plan changes that are required shall be noted as such in review comments and shall reference one or more of the following authoritative regulatory documents:

Town of Emerald Isle Unified Development Ordinance
Section 6.3 - STORMWATER MANAGEMENT

NCDENR Universal Stormwater Management Program (15A NCAC 02H.1020)

NCDENR Stormwater BMP Manual (Note that Major Design Elements are clearly identified in the manual as either: *Required by the NC Administrative Rules of the Environmental Management Commission* or as *Required by DWQ policy* and shall similarly be identified in written review comments.)

Suggested plan changes shall be clearly identified as such and shall not be required changes.

All subject stormwater plan initial reviews, including informal review of innovative designs, shall be performed by the supervising Professional Engineer employed by the Town of Emerald Isle.

Upon request by the submitting Professional Engineer, disputes, including as to whether a change is required, shall first be considered internally by the Town Stormwater Administrator and the Town Professional Engineer in consultation with the submitter.

Should a dispute not be resolved during an informal internal Town review, an escalated plan review by the delegating state agency (NCDENR) may be requested.