

# SL 2014-120 Report - Caldwell County Health Department

---

## Part 1A: On-site Water Protection: Standardize Certain Regulatory Review Procedures

*Reference Session Law 2014-120, Section 29(b).*

In 2015 the informal review process was used ZERO times for engineered regulatory submittals as described in this report.

There are no changes in our process for reviewing engineered regulatory submittals from the report submitted for 2014.

Caldwell County Environmental Health receives Regulatory Submittals for review under multiple scenarios as provided for in statute and rule. The processes for each type of review are described below.

- I. Systems with design daily flows  $\geq 3,000$  total gallons per day [15A NCAC 18A .1938(e) or for treatment of industrial process wastewater (IPWW) [15A NCAC 18A .1938(f)]. State review required.
  - A. Receive application for system that requires state review in accordance with Rule .1938(e) or (f) as applicable.
  - B. Notify state regarding need for review, fill out a Request for Review, and convey materials to the State
  - C. Assist the State with processes outlined in Part 1A, Section I of the State report
- II. Systems with engineered designs that do not specifically require State review as outlined in Section I of Part 1A of this report. Pursuant to Rule .1938(f), Caldwell County Health Dept. will request State assistance regarding one or more aspects of the design. This includes review of design daily flow pursuant to rule .1949 and review of design plans and specifications intended to overcome an UNSUITABLE classification pursuant to Rule .1948(d).
  - A. Receive application for system that does not specifically require State review as in Section I of Part 1A this report
  - B. File a Request for Review describing which elements of the Submittal the OSWP should review.
  - C. Convey the Regulatory Submittal and Request to Review to the OSWP.
  - D. Assist the State with processes outlined in Part 1A, Section II.B of the State report
- III. Design plans and specifications for flow reduction utilizing low-flow fixtures or low-flow technologies pursuant to Session Law 2013-413 or 2014-120. (These submittals may be submitted to the State on a case-by-case basis. In those cases, procedures outlined in Section II above apply.) The procedure below is for reviews conducted on the local level only.
  - A. Receive application
  - B. Conduct Review
  - C. Provide a response to the Submitting Party that includes:
    - a. An approval of the system engineering plans and specifications, or
    - b. A request for revisions that include:
      - (a) A section detailing any required revisions with citation of applicable statute or rule(s);
      - (b) A section detailing any suggested or recommended revisions based upon current knowledge base (guidance, manuals or standards of practice).
      - (c) A section detailing the submitter's right to appeal.
    - c. A request for additional information that includes:
      - (a) A section detailing any required additional information with citations of applicable statute or rule(s) and;
      - (b) A section detailing any suggested additional information based upon current knowledge base (guidance, manuals, or standards of practice).
      - (c) A section detailing the submitter's right to appeal.

# SL 2014-120 Report - Caldwell County Health Department

---

## Part 1B: Food Protection and Facilities: Standardize Certain Regulatory Review Procedures

*Reference Session Law 2014-120, Section 29(b).*

Background: Caldwell County Environmental Health reviews plan submittals for individual food establishments that are non-prototype food establishments not franchised in multiple counties. Caldwell County Environmental Health also reviews plans for construction of public swimming pools.

- I. Engineered plan submittals for individual food establishments
  - A. Food Service Plan Review Application form and guidance are provided to assure all needed information is provided in accordance with the requirements of 15A NCAC 18A .2600 and the NC Food Code
  - B. Receive application, plan, menu and specification sheets for all equipment as required by Section 8-2 of the NC Food Code
  - C. Conduct Review
  - D. Provide a response to the Submitting Party that includes:
    - a. An approval of the engineering plans and specifications, or
    - b. A request for revisions that include:
      - (a) A section detailing any required revisions with citation of applicable statute, rule(s), or codes;
      - (b) A section detailing any suggested or recommended revisions based upon current knowledge base (guidance, manuals or standards of practice).
      - (c) A section detailing the submitter's right to appeal.
    - c. A request for additional information that includes:
      - (a) A section detailing any required additional information with citations of applicable statute, rule(s) or codes and;
      - (b) A section detailing any suggested additional information based upon current knowledge base (guidance, manuals, or standards of practice).
      - (c) A section detailing the submitter's right to appeal.
- II. Engineered plans and specifications for the construction of public swimming pools.
  - A. Pool Plan Review Application form and guidance are provided to assure all needed information is provided in accordance with the requirements of 15A NCAC 18A .2500.
  - B. Receive application, plans, and specifications sheets
  - C. Conduct Review systematically using the checklist provided by the State as referenced in Part 1B of Section I of the State report with technical assistance from the state Pools, Tattoos & State Institutions section.
  - D. Provide a response to the Submitting Party with-in 30 days of the receipt of the plans that includes:
    - a. An approval of the engineering plans and specifications, or
    - b. A request for revisions that include:
      - (a) A section detailing any required revisions with citation of applicable statute or rule(s)
      - (b) A section detailing any suggested or recommended revisions based upon current knowledge base (guidance, manuals or standards of practice).
      - (c) A section detailing the submitter's right to appeal.
    - c. A request for additional information that includes:
      - (a) A section detailing any required additional information with citations of applicable statute or rule(s) and;
      - (b) A section detailing any suggested additional information based upon current knowledge base (guidance, manuals, or standards of practice).
      - (c) A section detailing the submitter's right to appeal.

# SL 2014-120 Report - Caldwell County Health Department

---

## **Part 2A: On-site Water Protection Informal Internal Review Processes and Procedures to Develop and Maintain a List of Review Engineers**

*Reference Session Law 2014-120, Section 29(c).*

This section is applicable to Regulatory Submittals prepared, sealed and signed by a professional engineer licensed pursuant to Chapter 89C of the General Statutes.

- I. If a Submitting Party requests an Informal Internal Review of an engineered design, the request will be forwarded to the State in accordance with Part 2A Section III of the State report.
- II. A list of PEs available for Informal Internal Reviews will be developed in accordance with Part 2A Section IV of the State report.

## **Part 2B: Food Protection and Facilities Informal Internal Review Processes and Procedures to Develop and Maintain a List of Review Engineers**

*Reference Session Law 2014-120, Section 29(c).*

This section is applicable to Regulatory Submittals by an engineer for food establishments or public swimming pools.

- I. If a Submitting Party requests an Informal Internal Review of an engineered design, the request will be forwarded to the State in accordance with Part 2B Section II of the State report.
- II. A list of PEs available for Informal Internal Reviews will be developed in accordance with Part 2B Section III of the State report.

## **Part 3A: Onsite Water Protection Review of Working Job Titles**

*Reference Session Law 2014-120, Section 29(h).*

Caldwell County Environmental Health has ZERO employees on staff with job titles that include the term “engineer.”

## **Part 3B: Food Protection and Facilities Review of Working Job Titles**

*Reference Session Law 2014-120, Section 29(h).*

Caldwell County Environmental Health has ZERO employees on staff with job titles that include the term “engineer.”