

SL 2014-120 REPORT ERC SUBMISSION FOR

LENOIR COUNTY, NORTH CAROLINA

2015-2016 SUBMITTAL

SL 2014-120 Report : Lenoir County Environmental Health

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

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

Background: Describe the types of review your agency performs relative to On-site Water Protection Branch (OSWP) and what methods you use to ensure that reviews are limited to regulatory compliance. Reference the State's report as appropriate, including when/where you utilize State staff for assistance with regulatory submittal review.

- 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)].
 - A. Receive application
 - B. Assign staff
 - C. Notify state regarding need for review and convey materials to the State
 - D. Assist the State with processes outlined in Part 1A, Section I of the State report
- II. Design plans and specifications pursuant to Rule .1938(f). This is typically an engineered design that does not specifically require State review but the local department requests State assistance regarding one or more aspects of the design.
 - A. Receive application
 - 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 daily flow review pursuant to Rule .1949; *(The local health department is only requesting assistance with determination of the proposed flow for a facility.)*
 - A. Receive application
 - B. File Request for Review for a proposal submitted based on Rule .1949 and convey it to the OSWP with the Regulatory Submittal.
 - C. Assist the State with processes outlines in Part 1A of the State report
- IV. Design plans and specifications pursuant to Rule .1948(d); *(Proposals intended to overcome an UNSUITABLE classification)*
 - A. Receive application'
 - B. File Request for Review for a proposal submitted based on Rule .1948(d) and convey it to the OSWP with the Regulatory Submittal.
 - C. Assist the State with processes outlined in Part 1A, Section II.C of the State report

- V. 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 may 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 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).

SL 2014-120 Report Lenoir County Environmental Health

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

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

Background: The On-site Water Protection Section of the Lenoir County Environmental Health, Lenoir County Health Department receives Regulatory Submittals for review under multiple scenarios as provided for in statute and rule. The process is described below.

1. All application packages for On-site Water Protection Services are submitted to the Lenoir County Environmental Health Section of the Lenoir County Health Department. These submittals are evaluated for completeness to include all required information on the application and a map of the property.
2. The application package is assigned to the On-site staff that covers the area of the county where the property in question is located.
3. The staff person has contact with the property owner and may or may not meet on the property.
4. The evaluation of the property is in accordance with all of the laws and rules of 15A NCAC 18A .1900.
5. If any more information is required, staff notifies the owner and cites the relevant rule number requiring the information.
6. If the system requested is 3000 gallons per day or greater or otherwise requires review from the State On-site Water Protection Branch, all regulatory submittals and any other information are provided to the state personnel for review according to the state protocols.
7. If Professional Engineer plans are received, staff reviews them for compliance with State laws and rules and has consultation with state staff as appropriate. Any further requirements for information submittal will be documented citing the appropriate rule and law.

SL 2014-120 Report Lenoir County Environmental Health

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

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

Background: The Food Protection and Facilities Branch (FPF) reviews plan submittals for prototype food establishments to be franchised in multiple counties. The Lenoir County Environmental Health staff acting as authorized agents of the Department review individual food establishment plans. Plans for construction of public swimming pools to be constructed in Lenoir County are also reviewed by local health department staff acting as agents of the Department with technical assistance from the FPF staff as needed. State supplied plan review checklists are used to assure uniform review for compliance with the rules.

- I. Applications and plans for new foodservice are submitted to the Lenoir County Environmental Health for review and approval prior to construction and subsequent permitting. All plans are reviewed for compliance with 15A NCAC 18A .2600 and The North Carolina Food Code. Any issues of noncompliance are documented by rule number and sent in written correspondence to the owner.
- II. Plans that have been reviewed by DHHS staff are also reviewed by local staff and any issues noted are relayed to the owner in written form citing the relevant laws and rules.
- III. Applications and plans for public swimming pools to be located in Lenoir County are also submitted to this Department for review and approval prior to construction. Plans are reviewed for compliance with all the applicable laws and rules 15A NCAC 18A .2500.
- IV. Any dispute in interpretation of the rules will result in conference and consultation with the DHHS Food Protection and Facilities Branch staff pursuant to Part IB of the State report.

SL 2014-120 Report: Lenoir County Environmental Health

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).

- 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.
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SL 2014-120 Report: Lenoir County Environmental Health

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)

- 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.
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SL 2014-120 Report: Lenoir County Environmental Health

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

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

- I. Lenoir County Environmental Health does not employ any staff with the working title of 'engineer'.
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SL 2014-120 Report: Lenoir County Environmental Health

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

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

- I. Lenoir County Environmental Health does not employ any staff with the working title of 'engineer'.
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