PROCEDURE FOR LOCAL PROGRAM DELEGATION

1. Establish grassroots effort to ascertain local interest in a local erosion and sediment control program.

2. Obtain model ordinance from Land Quality Section website https://deq.nc.gov/about/divisions/energy-mineral-land-resources/erosion-sediment-control/local-government-programs

3. Create local ordinance and supporting documentation necessary to establish and enforce an erosion and sedimentation control program. Local ordinance standards must equal or exceed those in the Sedimentation Pollution Control Act of 1973, GS 113A.

4. Two or more units of local government can establish a joint program and enter agreements that are necessary for the proper administration and enforcement of a local program.

5. Submit three copies of ordinance for review by the State Sediment Specialist, Assistant Sediment Specialist, and DEQ Attorney preferably three months before implementation. Address material to Assistant Sediment Specialist, 1612 MSC, Raleigh, NC 27699-1612.


7. Submit delegation request to the Assistant Sediment Specialist, 1612 MSC, Raleigh, NC 27699-1612. Joint programs must include a certified copy of the resolution stating the terms of agreement.

8. The SCC will review delegation request within 90 days and shall notify the petitioner that it has been approved, approved with modifications, or disapproved.

9. If the SCC determines a local program is failing to administer or enforce its approved local program, then the local program will be notified in writing specifying the deficiencies.

10. The local program must take corrective actions within 30 days of receipt of notification, or the SCC will assume enforcement of the local program.