NORTH CAROLINA  
ENVIRONMENTAL MANAGEMENT COMMISSION

512 N. Salisbury Street  
Archdale Building - Ground Floor Hearing Room  
Raleigh, North Carolina

March 12, 2015  
9:00 a.m.

General Statute § 138A-15 mandates that the Chairman inquire as to whether any member knows of any known conflict of interest or appearance of conflict with respect to matters before the Commission. If any member knows of a conflict of interest or appearance of a conflict, please so state at this time.

Gerard Carroll, Chairman, Presiding

1. **Preliminary Matters**
2. Call to Order
3. Swearing-in Ceremony
4. Approval of minutes from Commission meeting on January 8, 2015
5. **Action Items**
   1. **15-08 Request for the adoption of the Hearing Officer’s Recommendations  
      on proposed amendments to the Underground Storage Tank Rules in   
      15A NCAC 02N .0304, .0903, and .0904**(DWM) Ruth Strauss

Attachment A – UST Rules pp A1-20

* 1. **15-09 Hearing Officer’s Report on Clerical Revision to 15A NCAC 02Q .0711   
     (526)**

(DAQ) Robin Barrows

Attachment A – Hearing Record pp A1-46

* 1. **15-10 Request for Request for 30 day Waiver and to Proceed to Hearing on   
     Permanent Amendments to Clarify Applicability of Prevention of   
     Significant Deterioration (PSD) Rule for Greenhouse Gases and   
     Title V Applicability Rule (528)**(DAQ) Patrick Knowlson

Attachment A – Summary Table p A1  
Attachment B – Proposed Rule Amendments – 15A NCAC 02D pp B1-5

.0544 and 02Q .0502

Attachment C- Fiscal Note pp C1-12

Attachment D - 6-23-2014 U.S. Supreme Court Decision Utility pp D1-52

Air Regulatory Group (UARG) v. Environmental Protection

Agency (EPA) (No. 12-1146)

Attachment E - 7-24-2014 EPA Memo on Next Steps pp E1-6

* 1. **15-11 Request for 30 day Waiver and to Proceed to Hearing on  
     Revisions to Reflect S.L. 2014-120 Repeal of Source Reduction  
     and Recycling Reporting Requirement (530)**

(DAQ) Steve Schliesser

Attachment A- Summary Table p A1

Attachment B- Proposed Rule Amendments - 15A NCAC 02Q .0206, pp B1-7

.0304, .0507

Attachment C- Regulatory Impact Analysis pp C1-11

**THIS ITEM HAS BEEN REMOVED FROM THE AGENDA**

* 1. **15-12 Request for 30 day Waiver and to Proceed to Hearing on Revisions  
     to Open Burning Rules to** **Reflect S.L. 2014-120 (529)**  
     (DAQ) Joelle Burleson

Attachment A- Summary Table p A1

Attachment B- Proposed Rule Amendments - 15A NCAC 02D pp B1-7  
.1902, .1903

Attachment C- Regulatory Impact Analysis pp C1-15

* 1. **15-13 Request for Approval to Proceed to Public Comment on S.L. 2013-413  
     (H74) Periodic Review of Rules Report for 15A NCAC 02D and 02Q**(DAQ) Joelle Burleson

POWERPOINT PRESENTATION

Attachment A - 02D Report Spreadsheet pp A1-18  
Attachment B - 02Q Report Spreadsheet pp B1-7

* 1. **15-14 Request Adoption of Amendments to 15A NCAC 02B .0269 and   
     15A NCAC 02B .0274 and Approval to Transfer to 15A NCAC   
     Subchapter 02R per 26 NCAC 02C.0408 and “30-day waiver”**

(DWR) Jeff Manning

Attachment A – Rule 15A NCAC 02B .0269 p A1  
Attachment B – Rule 15A NCAC 02B .0274 pp B1-2

* 1. **15-15 Towns of Cary, Apex, Morrisville, and Wake County Interbasin   
     Transfer Certificate Modification  
     (DWR) Evan Kane**

POWERPOINT PRESENTATION

Attachment A – Final Cary IBT Hearing Officer’s Report pp A1-207  
 Attachment B - Environmental Assessment (EA) pp B1-288  
 Attachment C – Finding of No Significant Impact (FONSI) pp C1-3

**Concluding Remarks**

By Committee Chairs

By Directors

By Commission Members  
By Counsel

By Chairman

Adjournment 03-12-15