

Agenda Item: 13-03 **Request for Adoption of Hearing Officer's Recommendations on Proposed Changes to Groundwater Rules: 15A NCAC 02L .0113 - Variance and .0202 - Groundwater Standards**

Explanation:

On July 14, 2011, the Environmental Management Commission authorized the Division of Water Quality to proceed to public notice and hearing with three proposed rule change options to *15A NCAC 02L, Groundwater Classification and Standards*. The Division of Water Quality held a public hearing on May 23, 2012 at 6:30 p.m. in Raleigh. Dickson Phillips served as the hearing officer.

The proposed revisions consist of an amendment to the 1,1-dichloroethylene standard in 02L .202(g)(59) from 7 ug/L to 350 ug/L as requested in a rulemaking petition, changes to .0202(d) & (f) to allow flexibility in the use of the maximum contaminant level and secondary drinking water standard criteria when establishing groundwater standards and changes to the .0113 variance requirements that would allow the EMC to issue a statewide variance to a groundwater standard.

After a careful and comprehensive review of the submitted written comments, supporting data, and attachments to this record, the Hearing Officer will present his recommendations for rules changes.