

**RESOLUTION REGARDING QUALIFIED INSPECTION PERSONNEL FOR NORTH  
CAROLINA'S NPDES GENERAL PERMIT FOR CONSTRUCTION ACTIVITIES**

WHEREAS, the North Carolina Sedimentation Control Commission is charged with developing and adopting rules and regulations for the control of erosion and sedimentation resulting from land disturbing activities.

WHEREAS, the North Carolina Environmental Review Commission is charged with developing and adopting rules and regulation for the protection, preservation, and enhancement of the State's air and water resources.

WHEREAS, the North Carolina Department of Environment and Natural Resources, Division of Water Quality is soliciting public comment on the General Permit, NCG010000, for coverage of construction activities under the federal National Pollution Discharge Elimination System (NPDES).

WHEREAS, the Environmental Protection Agency's 2008 Construction General Permit defines Qualified Personnel eligible to conduct inspections for NPDES construction activities as follows:

“Inspections must be conducted by qualified personnel (provided by the operator or cooperatively by multiple operators). “Qualified personnel” means a person knowledgeable in the principles and practice of erosion and sediment controls who possesses the skills to assess conditions at the construction site that could impact stormwater quality and to assess the effectiveness of any sediment and erosion control measures selected to control the quality of stormwater discharges from the construction activity.”

WHEREAS, the Environmental Protection Agency's May 2007 publication, *Developing Your Stormwater Pollution Prevention Plan – A Guide For Construction Sites*, references “several states require that sites be inspected by someone that the state certifies as a qualified inspector” and lists national certification programs.

THEREFORE, BE IT RESOLVED that the Sedimentation Control Commission supports the inclusion of EPA's definition of qualified personnel into North Carolina's General Permit for construction activities and further supports the inclusion of a registered North Carolina professional engineer, surveyor, soil scientist, or landscape architect performing services only in their area of competence; a Certified Professional in Erosion and Sediment Control (CPESC), Certified Professional in Stormwater Quality (CPSWQ), Certified Erosion, Sediment, Stormwater Inspector (CESWWI) or other department endorsed individual(s) who have successfully completed an equivalent formal training program, such as the NCDOT/NCSU Erosion and Sediment Control / Stormwater certification program.

ADOPTED this the 18<sup>th</sup> day of August 2009, by the North Carolina Sedimentation Control Commission.

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Donnie Brewer, Chairman

ATTEST: \_\_\_\_\_  
Ed Gavin, General Counsel