AGENDA

ENVIRONMENTAL MANAGEMENT COMMISSION
CIVIL PENALTY REMISSIONS COMMITTEE MEETING

GROUP I

512 North Salisbury Street
Archdale Building – Ground Floor Hearing Room
Raleigh, North Carolina

September 9, 2010
(Immediately following EMC Business Session)

DIVISION OF WATER QUALITY / DIVISION OF WATER RESOURCES

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.

Stephen T. Smith, Chairman, Presiding

The following agenda items ARE scheduled for oral presentation

*10-12	Request for Remission of Civil Penalty by	CP:	$30,000.00	pp 1-124
	LRH Development, LLC - (PC-2009-0077)	IC:	$945.39	
	Craven County – Washington Regional Office	Remit:	$4,000.00	
		Total:	$26,945.39	

*NOTE: This case was not discussed on 7.15.10 and rescheduled for 9.9.10.
Request for oral presentation: **GRANTED**
DWQ oral presentation by Mr. Al Hodge, SWPS Supervisor, Washington Regional Office

10-18	Request for Remission of Civil Penalty by	CP:	$8,495.95	pp 1-57
	Jones County Regional Water System - (CU3023-01)	IC:	$345.48	
	Jones County	Remit:	$.00	
		Total:	$8,841.43	

Request for oral presentation: **GRANTED**
DWR oral presentation by Mr. Tom Reeder, Director, DWR

10-19	Request for Remission of Civil Penalty by	CP:	$10,000.00	pp 1-39
	Jacqueline R. Lippard and Kyle E. Reichenback - (SS-2008-0009)	IC:	$413.34	
	Johnston County – Raleigh Regional Office	Remit:	$4,000.00	
		Total:	$6,413.34	

Request for oral presentation: **GRANTED**
DWQ oral presentation by Mr. Danny Smith, SWPS Supervisor, Raleigh Regional Office

The following agenda items are *NOT* scheduled for oral presentation.

INFORMATION ITEM

*10-11	Request for Remission of Civil Penalty by	CP:	$74,500.00	pp 1-105
	City of Albemarle - Long Creek WWTP - (PC-2009-0035)	IC:	$494.60	
	Stanly County – Mooresville Regional Office	Remit:	$.00	
		Total:	$74,994.60	

*NOTE: This case was discussed on 7.15.10 and deferred to 9.9.10 to allow the City time to consider the option of entering into a Special Order by Consent (SOC) with the Environmental Management Commission. The City met with Division staff on 8.2.10 and provided a schedule for making improvements to the wastewater treatment plan. The SOC contains an upfront penalty to settle enforcement case (PC-2009-0035) and contains stipulated penalties for failing to meet document milestone dates. The SOC is expected to go to public notice in October 2010.