

## UNRBA Board of Directors: May 30, 2017 Board Minutes

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The Board of Directors of the Upper Neuse River Basin Association (UNRBA) held a Special Conference Call Meeting at 2:00 P.M. on Tuesday, May 30, 2017 at the Town of Butner's Town Hall. Meeting attendees are listed below.

Name	Affiliation
Sig Hutchinson (Chair)	Wake County
Lindsay Mize (Vice Chair)	South Granville Water and Sewer Authority
Jenn Weaver (Secretary)	Town of Hillsborough
Jimmy Clayton (Treasurer)	Person County
Bill McKellar	Town of Butner
Barry Baker	Granville County
Michael Orban	Wake County
James Bryan	Orange County
Don O'Toole	City of Durham
Carolyn Bachl	City of Raleigh
Darryl Moss	City of Creedmoor
Reggie Hicks	City of Durham
David Harris	Durham Soil & Water Conservation
Jim Wrenn	Representing Granville Co., Person Co., Butner, Creedmoor & SGWASA
Ryan Eaves	Durham County
Dan McLawhorn	City of Raleigh
Bob Hornick	Representing Hillsborough, Stem, Creedmoor, & Roxboro
Katie Cromwell	Representing Granville, Person, Butner, & Creedmoor
Forrest Westall	UNRBA
John Huisman	DEQ DWR
Jim Hawhee	DEQ DWR
Haywood Phthisic	UNRBA

### Welcome and Recognition -

The Chair, Sig Hutchinson, called the Special Meeting of the UNRBA to order, welcomed all attendees, and asked each attendee to introduce themselves. He asked if any of the Board Directors had any conflict of interest issues with any agenda items and no conflicts were identified. The Chair called the roll and 10 of 14 members were present for a quorum.

The purpose of the meeting is to concern revisions to S.L. 2016 – 94 and other changes.

### Action Item –

Forrest reviewed the following proposed revisions to S.L. 206-94:

Section 14.13.(d)(3): The legal group change adds the provision of EMC notification to the General Assembly (via the Environmental Review Commission) if the Commission cannot readopt the rules by the deadline of August 1, 2026. This provides for an opportunity for the EMC/Department to request a revision of the law to accommodate a delay in re-adoption of the Falls Rules.

- Section 14.13.(h): The legal group shifts the hard deadline for development of a Model Program for Stage I ED to the Department and leaves the jurisdictional deadline for submittal of its Local Program as six months following EMC approval. This is consistent with the current rules and the changes proposed allows the Department to develop the Model Program “to the maximum extent practicable”. This reflects an opportunity for the UNRBA/jurisdictions to carefully review the proposed Model Program before it goes to the EMC for approval, but still provides for a relatively quick development of the Model Program by the Department. Consistent with the Consensus Principles, the change proposed requires that jurisdictions develop its Local Program with reductions that would comply with its Stage I ED load reductions over ten years. This provides the opportunity for local jurisdictions to program out their efforts and to balance resources with needed reductions.
- Because of ongoing issues with the creation and management of credits for compliance with rule reductions, the legal group has also proposed changes to General Statute 143-214.26. These changes will allow more flexibility in managing created credits (allowing them to be time-limited if appropriate—the choice is the jurisdictions’) and create a credit for Land Conservation. Both of these issues have been discussed in detail at both the Board and PFC levels. The need for flexibility in credits creation and application is needed to give jurisdictions for more credit creation opportunities. Relative to Forest Land Conservation, the agency continues to drag its feet in approving this credit. The legal group believes it is prudent to seek this change now in order to achieve a credit that is well considered and helpful in providing a reasonable way to avoid additional loading to the lake.”

Following discussion Darryl Moss made a motion to approve the language as presented for revisions to Session Law 2016-94 and NC General Statutes 143-214.26 and authorizes the Executive Director to proceed with seeking introduction of these revision into the current General Assembly Session, seconded by Bill McKellar, and approved by a roll call vote with all voting yes.

With no other business, the meeting was then adjourned.