

MINUTES
NORTH CAROLINA MINING COMMISSION
OCTOBER 18, 2022
GREEN SQUARE TRAINING ROOM #1210
217 W. JONES STREET
RALEIGH, NORTH CAROLINA 27603

The North Carolina Mining Commission had its initial meeting on October 18, 2022, at 1:00 p.m. The following persons were in attendance in person or via webinar for all or part of the meeting, with the following Commission members being present for the entire meeting:

COMMISSION MEMBERS PRESENT:

Mr. Travis Morehead (Chair)
Mr. Brian North
Mr. Jason Connor
Mr. Samuel Bratton
Dr. Kenneth Taylor
Mr. Viers

OTHERS

Mr. Brian Wrenn, Director, DEMLR
Mr. Toby Vinson, Program Operations Chief, DEMLR
Mr. David Miller, State Mining Engineer, DEMLR
Mr. Adam Parr, Assistant State Mining Engineer, DEMLR
Ms. Brenda Harris, Administrative Assistant Mining Section, DEMLR
Mr. Josh Kastrinsky, Public Information Officer, DEMLR
Mr. Tracy Davis, Carolina Sunrock
Mr. Jay Stem, NCAA
Ms. Natalie Lew
Mr. Phillip T. Reynolds, Commission Counsel, NCDOT
Bill Doucette

1:00 PM, Chairperson Morehead calls meeting to order.

Reads conflict of interest statement. Ask if any members would like to recuse themselves. None do.

Roll call taken, see above. A quorum was present.

Call to accept minutes. Minutes were accepted.

Item II, A Discuss the by-law package. After discussion, Mr. Bratton and Mr. Taylor motion to table the rules to allow Mr. Reynolds time to make some adjustments.

Item II, B Committee on Rules Readoption Report, Mr. Samuel Bratton, Committee Chair. Mr. Bratton explained the purpose of the committee. The meeting lasted about 15 minutes. Explained that the committee disagreed on one of the staff recommendations:

F .0112, FURTHER REMEDIES, the Committee said it was necessary, the staff needs to come up with better language for this rule, and make sure the Law addresses it use.

Discussion how to proceed with changes with the rule review.

Motion to move forward with Committee recommendation to public comment. Mr. Bratton, second by Mr. Viers. Motion passed.

Item II, C Additional Calendared Meeting for 2022. Commission passed on this item.

Item II, D Calendar for 2023 Quarterly Meetings of the NC Mining Commission. The Commission decide for 2023 quarterly meetings the following:

February 15th,
May the 10th,
August the 15th, and
October the 18th.

Motion to be accepted, Mr. North, seconded Mr. Bratton. Passed.

Item IV. Mining Program Report, Mr. Miller.

- A. Program Staffing Update. Down one engineer.
- B. Program Operations Update:
 - 1. Since August 1, the Program has received 17 applications, and resolved 30 items.
 - 2. Annual fees for 2022/23, about 622 sites out of 737 sites have paid. ~ 84%.
 - a. NOD will go out late October/early November.
 - 3. Annual fees for 2021/22, 34 NOV/start revoking process have been sent the last month.
 - 4. There have been two enforcements with perenties:
 - a. Mining without a mining permit, \$5,000.00.
 - b. Permit violations and mining outside the permit boundaries, \$29,580.00.
 - 5. Denials, 34 permits are going to be added to the database over the next month or so. These are applications that did not complete the permitting process >>>>The database currently does not allow for a reason of denial.

Chairperson Morehead asked for more details. Mr. Milled explained that these were applications that the program acted on, but the applicant did not complete the process.

Mr. North asked had the sites been inspected. Mr. Miller responded that is currently being done at this time.

Mr. North requested that public comments be added to the agenda going forward. The Chairperson agreed.

The Chairperson asked if there were any public comments:

Ms. Natalie Lew, comments could not be heard.

Bill Doucette, License Geologist, felt the process was not clear on necessary/un-necessary.

Chairperson Morehead requested a motion to adjourn. Mr. Bratton motion, Mr. North second. Motion passed.

Adjournment at 1:45PM.