

MINUTES  
NORTH CAROLINA SEDIMENTATION CONTROL COMMISSION  
May 23, 2024  
GROUND FLOOR HEARING ROOM, ARCHDALE BUILDING  
RALEIGH, NORTH CAROLINA

The North Carolina Sedimentation Control Commission met on May 23, 2024, at 10:00 a.m. in person in the Ground Floor Hearing Room of DEQ's Archdale Building located at 512 N Salisbury Street, Raleigh, and remotely. The following persons were in attendance (either in-person or remotely) for all or part of the meeting.

**COMMISSION MEMBERS**

Dr. Susan White (Chair)  
Mr. Benjamin Brown (Vice Chair)  
Mr. Michael Taylor  
Mr. James Lamb (absent)  
Dr. Richard McLaughlin  
Ms. Emily Sutton  
Ms. Marion Deerhake  
Mr. Mark Taylor  
Mr. Ryan Carter  
Dr. Kenneth Taylor  
Mr. Steven Wilson (absent)  
Mr. David Beck

**OTHERS**

Toby Vinson, Interim Director and Program Operations Chief, DEMLR  
Julie Coco, State Sedimentation Engineer, DEMLR  
Graham Parrish, Assistant State Sedimentation Specialist, DEMLR  
Sarah Zambon, Commission Counsel, Attorney General's Office  
Josh Kastrinsky, NCDEQ, DEMLR  
Kathleen Russell, NCDEQ, DEMLR  
David Harris, NCDOT  
Ben DeWit, NCDOT  
Joseph Hanks, NCDOT  
Jeremy Goodwin, NCDOT  
Karyn Pageau, Wake County  
Jeevan Neupane, Wake County  
Josh Cotton, Town of Clayton  
Joshua Baird, Town of Clayton  
Tim Surrent, Haywood County  
Corey Priddy, Mecklenburg County

Chanell Hatch, Mecklenburg County  
David Byrd, Town of Southern Pines  
Scott Reams, Wake County  
Marlena Brown, Wake County  
Joe Albiston, Wake County  
Rich Cappola, Town of Clayton  
Corey Clayton, NCDEQ, DEMLR  
Christopher Rice, Town of Waxhaw  
Darien Aassar  
Don Ahrens  
Paul Childers  
Grady O'Brien  
Zachary Lentz  
Brian Stoner  
Troy Brooks

## **PRELIMINARY MATTERS**

Dr. Susan White called the meeting to order at 10:03 am.

Dr. White read Executive Order No. 1 regarding avoidance of conflict of interest. She asked if anyone has a known conflict of interest or potential conflicts.

Those in attendance introduced themselves.

Dr. White asked for a motion to approve the minutes from the February 21, 2024, meeting. Mr. Michael Taylor moved to approve the minutes Dr. Kenneth Taylor made a second. The motion passed.

## **ACTION ITEMS**

### **Town of Southern Pines Review**

Mr. Parrish presented the findings from his review of this program. Staff's recommendation was to continue the town's delegation. A discussion ensued. Mr. Brown made a motion to continue delegation. Dr. McLaughlin made a second; the motion passed.

### **Town of Waxhaw Review**

Mr. Parrish presented the findings from his review of this program. Staff's recommendation was to continue the town's delegation. A discussion ensued. Mr. Brown made a motion to continue delegation. Dr. Kenneth Taylor made a second; the motion passed.

### **Town of Clayton Review**

Mr. Parrish presented the findings from his follow up review of this program. Staff's recommendation was to place the program's delegation on probation for one quarter, with a follow up report to be presented at the 2024 Q3 meeting. A discussion ensued. Mr. Mark Taylor made a motion to approve the recommendation made by the DEMLR staff. Mr. Carter made a second; the motion passed.

### **Mecklenburg County Review**

Mr. Parrish presented the findings from his review of this program. Staff's recommendation was to continue the program's delegation. A discussion ensued. Dr. McLaughlin made a motion to approve the recommendation made by the DEMLR staff. Dr. Kenneth Taylor made a second; the motion passed.

### **Orange County Review**

Mr. Parrish presented the findings from his review of this program. Staff's recommendation was to continue the program's delegation. A discussion ensued. Mr. Brown made a motion to approve the recommendation made by the DEMLR staff. Mr. Carter made a second; the motion passed.

### **Haywood County Review**

Mr. Parrish presented the findings from his review of this program. Staff's recommendation was to continue the program's delegation. A discussion ensued. Dr. Taylor made a motion to approve the recommendation made by the DEMLR staff. Dr. McLaughlin made a second; the motion passed. Mr. Beck was absent for the vote.

### **NCDOT 2023 Annual Report Follow-Up**

Mr. Harris presented a follow up report from the NCDOT 2023 Annual Report and background on the NCDOT delegated Erosion and Sediment Control Program. A discussion ensued. Mr. Michael Taylor made a motion to accept the information presented today be included in the future annual reports and that additional information requests may be made at the time the next annual report is presented. Mr. Brown made a second. The motion passed.

## **INFORMATION ITEMS**

**Updates to the Memorandum of Agreement between Local Governments and the Commission**  
Counsel Zambon provided a draft of proposed changes to the subject memorandum. Both members and DEMLR staff shared their comments. The Chair asked staff to make known any provisions for the members to consider. Ms. Zambon then requested that staff send her written comments that can be incorporated into the draft and discussed at a future meeting.

### **Local Program Staffing**

Ms. Coco reported on the data collected regarding staffing levels of local programs. A discussion ensued. The Commission requested additional information from DEMLR staff and a possible recommendation on adequate staffing levels.

### **NCDOT Report**

Ms. Coco reported on the two Immediate Corrective Action (ICA) reports issued by the NCDOT and one ICA extension issued followed by the two inspection reports showing the sites to have achieved compliance.

### **Commission Technical Committee Update**

Mr. Mark Taylor, the Chair of the Committee, shared that the committee continues to meet monthly. He mentioned that the vacant committee seats have been filled and gave an update on the progress made on the practice standards in the *Erosion and Sediment Control Planning and Design Manual*.

The Chair deferred the remaining Information Items for independent review by the members.

### **Land Quality Section Active Sediment Cases and Enforcement**

#### **Land Quality Section Report**

#### **Sediment Program Status Report**

#### **Education Program Status Report**

## **CONCLUSION**

### **Remarks by DEMLR Interim Director**

Mr. Vinson presented an update on DEMLR staff vacancies and legislation currently being proposed. Discussion ensued.

### **Remarks by Commission Members**

Mr. Mark Taylor thanked fellow commissioners for his time serving on the Commission as his term will soon be ending. Ms. Zambon explained that Mr. Mark Taylor can continue to hold his membership until the succeeding member is appointed.

### **Remarks by Chairman**

Dr. White thanked all who were in attendance and thanked the DEMLR staff for their assistance in preparing materials for the commission members ahead of the meeting.

### **Adjournment**

The Chair adjourned the meeting at 1:59 pm.

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Julie Coco, State Sedimentation Engineer  
Division of Energy, Mineral, and Land  
Resources

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William Vinson, Jr., Interim Director and  
Chief of Program Operations  
Division of Energy, Mineral, and  
Land Resources

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Susan White (Chair)  
Sedimentation Control Commission