



ROY COOPER  
*Governor*

MICHAEL S. REGAN  
*Secretary*

May 3, 2018

Naeema Muhammad, Organizing Co-Director  
North Carolina Environmental Justice Network  
P.O. Box 68  
Rocky Mount, North Carolina 27802

Devon Hall, Co-Director  
Rural Empowerment Association for Community Help  
2389 W. Wards Bridge Road  
Warsaw, NC 28398

Will Hendrick, NC Pure Farms Pure Waters Campaign Manager  
Waterkeeper Alliance, Inc.  
976 Martin Luther King Jr. Blvd., Suite P  
Chapel Hill, NC 27514

Dear Mr. Hall, Ms. Muhammad, and Mr. Hendrick:

The NC Department of Environmental Quality (DEQ) has developed the following list of items to be implemented following the execution of a Title VI settlement agreement by all parties:

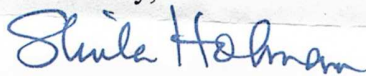
- Odor check list: DEQ will facilitate a discussion of odor check list recommendations between the parties and the SB 1217 Interagency Group.
- Mortality/Disposal Guidelines and Definitions (including dead boxes): DEQ will facilitate a discussion between the parties and the NC State Veterinarian who has regulatory authority over mortality and disposal of animals.
- Regulation of Transportation of Animals: DEQ will facilitate a discussion between the parties and the NC Department of Transportation, which is responsible for compliance with animal transportation requirements.
- Monitoring data: DEQ will review and, subject to the parties' inclusion of any revisions required by DEQ, approve the parties' quality assurance protocols for DEQ's review and acceptance of the parties' air and water quality sampling data related to the terms of the Title VI settlement agreement and swine facilities covered by the state General Permit, and submitted for non-enforcement purposes during the two-year period of the Title VI settlement agreement.
- Microbial air monitoring: DEQ will facilitate a discussion between the parties and the NC Department of Health and Human Services, which is responsible for microbial air monitoring.
- Annual certification: DEQ will provide a new proposed animal facility annual certification

form to be included as an Attachment A to the initial stakeholder draft of the Swine Waste Management System General Permit described in Section III of the Title VI settlement agreement. The proposed certification form will be the same as the current form for the Swine Waste Management System NPDES General Permit (AFACF 2-1-2018), except that the annual land applied quantities of plant available nitrogen (PAN) and total kjeldahl nitrogen (TKN) would also be reportable.

We will contact you within one week after execution of the settlement agreement to arrange a conference call. DEQ will be prepared to discuss the specific actions to be taken under each item above. If you have any materials that you would like DEQ to consider, please submit them prior to the call.

Should you have any questions regarding these action items, please contact Sarah Rice at 919-707-8287.

Sincerely,



Sheila Holman  
Assistant Secretary for the Environment  
NC Department of Environmental Quality