GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2001

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SENATE BILL 1210

Agriculture/Environment/Natural Resources Committee Substitute Adopted 7/25/02

Short Title:	Winery Wastewater Management.	(Public)
Sponsors:		
Referred to:		

June 6, 2002

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH A STREAMLINED PROGRAM FOR PERMITTING THE MANAGEMENT OF WINERY WASTEWATER.

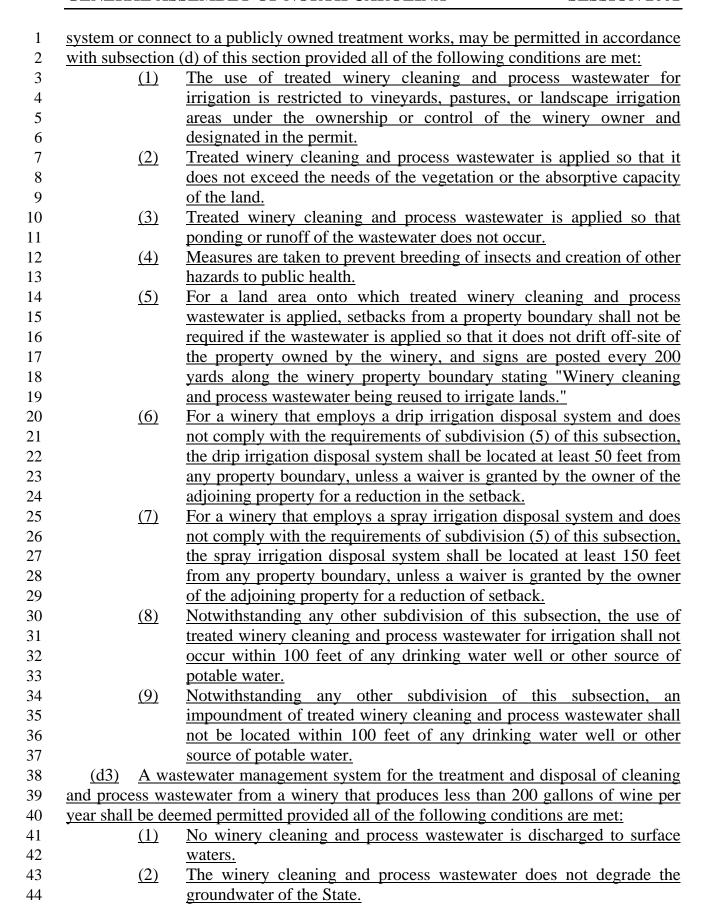
The General Assembly of North Carolina enacts:

SECTION 1. The General Assembly finds that it is desirable to promote and increase wine production in North Carolina while ensuring the protection of the water resources of the State. It is the intention of the General Assembly to promote a cooperative and coordinated approach among the agencies of the State in the management of winery wastewater, with an emphasis on reasonable regulatory controls so as to minimize regulatory burdens, as appropriate, and maximize the protection of the quality of the waters and the health of the citizens of the State.

SECTION 2. The Department of Agriculture and Consumer Services and the Department of Environment and Natural Resources shall jointly prepare technical assistance information on the management of winery cleaning and process wastewater. This information shall emphasize local means of addressing winery cleaning and process wastewater management, including both on-site subsurface wastewater systems, permitted by county health departments, and connection to publicly owned treatment works. Furthermore, the Department of Environment and Natural Resources, in consultation with the Department of Agriculture and Consumer Services, shall develop design criteria for the management of winery cleaning and process wastewater through nondischarge land application systems. The technical assistance information shall be completed by September 1, 2003, and shall be made available to the public. The design criteria shall be completed by December 31, 2003.

SECTION 3. G.S. 143-215.1 is amended by adding two new subsections to read:

"(d2) A wastewater management system for the treatment and disposal of cleaning and process wastewater from a winery that produces 200 or more gallons of wine per year that cannot dispose of its wastewater through an on-site subsurface wastewater



1		<u>(3)</u>	The	winery shall not create any water quality condition that would	
2			cons	titute a nuisance that affects an adjoining property owner."	
3		SEC'		4. G.S. 143-215.3D(a) is amended by adding a new subdivision to	
4	read:				
5	"(a)	Annu	Annual fees for discharge and nondischarge permits under G.S. 143-215.1. –		
6					
7		<u>(9)</u>	Wine	ery Wastewater Management Systems The annual fee for a	
8			wine	ery wastewater management system permit issued pursuant to G.S.	
9			143-	215.1(d) and (d2) shall be:	
10			<u>a.</u>	One hundred dollars (\$100.00) for wineries that produce less	
11				than 10,000 gallons of wine annually.	
12			<u>b.</u>	Three hundred dollars (\$300.00) for wineries that produce	
13				10,000 or more gallons of wine but less than 100,000 gallons of	
14				wine annually.	
15			<u>c.</u>	Six hundred seventy-five dollars (\$675.00) for wineries that	
16				produce 100,000 or more gallons of wine annually."	
17		SEC'	TION	5. The Department of Environment and Natural Resources and	
18	the Depa	artment	of Ag	griculture and Consumer Services shall jointly prepare and submit	
19	an interim report to the Environmental Review Commission on progress in developing				
20					
21	cleaning	and	proces	s wastewater and in developing the design criteria for the	
22	management of winery cleaning and process wastewater required by Section 4 of this				
23	act on or before September 1, 2003, and shall submit a final report to the Commission				
24	on or before April 1, 2004.				
25	SECTION 6. This act is effective when it becomes law.				