15A NCAC 02T .1309 LAGOON CONVERSION REQUIREMENTS

(a) This Rule applies to existing animal waste management systems that convert from anaerobic lagoons as the primary method of treatment to an animal waste management system that meets the requirements of Rule .1307 of this Section, and have not expanded the steady-state live weight of the swine farm.

(b) Upon approval by the Division, a permittee may abandon and close out an animal waste management system permitted under Rules .1307 and .1308 of this Section and revert to the requirements of Rule .1304 or .1305 of this Section. The Division shall approve the reversion if all of the following criteria are met:

(1) The animal waste management system is constructed according to the design and specifications approved by the Division according to the rules in this section;

(2) The animal waste management system is operated and maintained in accordance with the rules in this Section;

(3) The permit for the anaerobic lagoon animal waste management system issued prior to 1 September 2007 pursuant to S.L. 2007-523(1)(b) remains valid; and

(4) The anaerobic lagoon animal waste management system has been maintained and can operate in compliance with the requirements of its permit.

History Note: *Authority G.S. 143-215.1; 143-215.3(a); 143-215.10A; 143-215.10I; Eff. January 1, 2009.*