

### **15A NCAC 18C .1602 VARIANCE REQUEST**

A supplier of water may request a variance for a public water system by submitting a written request to the Secretary. Suppliers of water may submit a joint request for variances when they seek similar variances under similar circumstances. A request for a variance or variances shall include the following information:

- (1) the nature and duration of variance requested;
- (2) relevant analytical results of water quality sampling of the system, including results of relevant tests conducted pursuant to the rules of 15A NCAC 18C Section .1500;
- (3) for any request made under .1601(a) of this Section:
  - (a) explanation in full and evidence of the best available treatment technology and techniques;
  - (b) economic and legal factors relevant to ability to comply;
  - (c) analytical results of raw water quality relevant to ability to comply;
  - (d) a proposed compliance schedule, including the date each step toward compliance will be achieved; Such schedule shall include as a minimum the following dates:
    - (i) date by which arrangement for alternative raw water source or improvement of existing raw water source will be completed,
    - (ii) date of initiation of the connection of the alternative raw water source or improvement of existing raw water source,
    - (iii) date by which final compliance is to be achieved;
  - (e) a plan for the provision of safe drinking water in the case of an excessive rise in the contaminant level for which the variance is requested;
  - (f) a plan for interim control measures during the effective period of variance;
- (4) for any request made under .1601(b) of this Section, a statement that the system will perform monitoring and other reasonable requirements prescribed by the Secretary as a condition to the variance;
- (5) other information, if any, believed to be pertinent by the applicant;
- (6) such other information as the Secretary may require.

*History Note: Authority G.S. 130A-315; 130A-321; P.L. 93-523; 40 C.F.R. 142; Eff. September 1, 1979; Transferred and Recodified from 10 NCAC 10D .2502 Eff. April 4, 1990; Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. November 23, 2015.*