

ROY COOPER
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RICHARD E. ROGERS, JR.
Director



PUBLIC MEMORANDUM
DEPARTMENT OF ENVIRONMENTAL QUALITY (DEQ)
DIVISION OF WATER RESOURCES

November 4, 2022

The Division of Water Resources (DWR) received a request by the North Carolina Conservation Network and the Southern Environmental Law Center to remove the 2006 interim maximum allowable concentration (IMAC) in groundwater for perfluorooctanoic acid (PFOA) that was established in 2006. In accordance with 15A NCAC 02L .0202 (c), the data supporting the request have been reviewed by DWR, and can be found at the DWR Groundwater IMAC [website](#). The request and supporting information were also sent to the DEQ Division of Waste Management and the Department of Health and Human Services, Division of Public Health's Occupational & Environmental Epidemiology Branch for review and concurrence. The intent to remove this IMAC was public noticed on September 26, 2022, with the opportunity for any interested party to submit a comment within a 30-day period. The Division appreciates all comments received.

The Director has concluded that the removal of this IMAC will not degrade the quality of the groundwaters, will not likely cause or contribute to pollution of the waters of the state, and will be protective of public health. **The interim maximum allowable concentration for perfluorooctanoic acid (PFOA) is hereby removed effective November 4, 2022.** In accordance with 15A NCAC 02L .0202 (c), PFOA shall not be permitted in groundwater in concentrations at or above the practical quantitation limit.

This decision can be contested as provided in Chapter 150B of the North Carolina General Statutes by filing a Petition for a Contested Case Hearing (Petition) with the North Carolina Office of Administrative Hearings (OAH) within sixty (60) calendar days. Requirements for filing a Petition are set forth in Chapter 150B of the North Carolina General Statutes and Title 26 of the North Carolina Administrative Code. Additional information regarding requirements for filing a Petition and Petition forms may be accessed at <http://www.ncoah.com/> or by calling the OAH Clerk's Office at (919) 431-3000.

One copy of the Petition must also be served to DEQ:

William F. Lane, General Counsel
Department of Environmental Quality
1601 Mail Service Center
Raleigh, NC 27699-1601

This letter completes the Division's review under 15A NCAC 02L .0202 (c). For more information or questions, please contact Bridget Shelton at bridget.shelton@ncdenr.gov or 919-707-9022.

Richard E. Rogers, Jr.

Richard E. Rogers, Jr.
Director, Division of Water Resources

11/2/2022

Date

