



Board Meeting Agenda Abstract

Tuesday, April 7, 2026

Location:

Agenda Item

North Carolina Sedimentation Control Commission Memorandum of Agreement - Erosion and Sedimentation Update - (Poling) - Item 8.D

Item Explanation

The purpose of this agenda item is to authorize the Town Manager to enter into a Memorandum of Agreement with the North Carolina Sedimentation Control Commission and execute the agreement related to the Town's Sediment and Erosion Control Program.

Staff Comments

In 2018, the Town was delegated authority to implement the North Carolina Sedimentation Pollution Control Act (SPCA) through its own Sediment and Erosion Control Program. As required by this delegation, the Town entered into a Memorandum of Agreement (MOA) with the North Carolina Sedimentation Control Commission (SCC) on September 7, 2018. This MOA is not a legally binding contract but an agreement affirming the commitments of the Commission and the Town regarding the Sediment and Erosion Control Program.

On December 10, 2025, the Sedimentation Control Commission formally requested a renewal of the MOA with an updated version. The revised Memorandum of Agreement (MOA) incorporates new language in "Part III, F" Termination of Local Program, which details the process for discontinuing a local program should the program participant choose to, or be unable to, continue its own program implementation. No other significant changes from the original MOA were noted.

The Town Attorney has reviewed and approved the revised language. The Commission is requesting that all delegated local governments within the State that are administering an erosion and sedimentation control program enter into this agreement.

Fiscal Note

No
N/A

Recommendation

CONSENT AGENDA

MOTION TO: Authorize the Town Manager to enter into a Memorandum of Agreement with the North Carolina Sedimentation Control Commission subject to Town Attorney's review as to form.

ATTACHMENTS

[Fuquay-varina MOA 11.2025.pdf](#)