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Date: 11/6/2015 12:37:12 PM

Subject: Re: Dam and Reservoir Safety Act - Proposed Revisions

Attachments: 11.06.15 Dam Revisions - External Circulation.docx

Holly, Josh:

Attached please find a copy of the proposed revisions to the current Dam Act. As I mentioned earlier, please don't hesitate to contact me if it would be beneficial for me to walk you or anyone in the office through the changes and the logic behind them. We've been asked to get a version of this to statehouse staff by early next week for the pre-filing deadline, so just let me know what works best with your schedule and I can make it work.

Again, the major features of the proposed revisions are:

1. A new proposed fee structure for dam related permits and annual registration to wholly or partially offset the cost of an expanded program, and substantially more detailed requirements for information required to obtain a permit.
2. Increased owner responsibility, including annual maintenance and inspection requirements, periodic "detailed inspection" requirements (to be performed by a professional engineer), and an annual update requirement for emergency action plans.
3. Financial assurance requirements to insure that owners of all high and significant hazard dams maintain the financial ability to safely remove the dam should it become necessary to protect life or property.
4. Expanded civil and criminal penalty provisions to make the Dam Act consistent with the Pollution Control Act.

If you need anything this afternoon, feel free to call me on my cell phone. I look forward to working with you.

Kindest Regards,

Michael S. Traynham
Assistant General Counsel
SC Department of Health and Environmental Control
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Columbia, SC 29201
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From: Traynham, Michael
Sent: Thursday, November 5, 2015 3:52 PM
To: hollypisarik@gov.sc.gov
Subject: Dam and Reservoir Safety Act - Proposed Revisions

Holly,

I hope you are doing well. I wanted to let you know we should be getting you a draft revision of the Dam and Reservoir Safety Act by tomorrow afternoon. I would be more than happy to go over it with you or anyone else in the Governor's office in as much or as little detail as needed. We have been asked to turn around our proposal to the statehouse by early next week for the approaching pre-filing deadline. Briefly, I wanted to touch on a few high points in the proposed revision:

1. A new proposed fee structure for dam related permits and annual registration to wholly or partially offset the cost of an expanded program, and substantially more detailed requirements for information required to obtain a permit.
2. Increased owner responsibility, including annual maintenance and inspection requirements, periodic "detailed inspection" requirements (to be performed by a professional engineer), and an annual update requirement for emergency action plans.
3. Financial assurance requirements to insure that owners of all high and significant hazard dams maintain the financial ability to safely remove the dam should it become necessary to protect life or property.
4. Expanded civil and criminal penalty provisions to make the Dam Act consistent with the Pollution Control Act.

As I said, we should have the draft to you by tomorrow afternoon. If you'd like to discuss it, feel free to give me a call. My cell phone is (803)730-1780.

Kindest Regards,

Michael S. Traynham
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