

**Commission Review
Log of Temporary Rule Filings
March 18, 2024**

* Approval Recommended, ** Objection Recommended, *** Other

COASTAL RESOURCES COMMISSION

The rules in Subchapter 7H are the state guidelines for areas of environmental concern (AECs) including introduction and general comments (.0100); the estuarine system (.0200); ocean hazard areas (.0300); public water supplies (.0400); natural and cultural resource areas (.0500); development standards (.0600); general permits for construction or maintenance of bulkheads and the placement of riprap for shoreline protection in estuarine and public trust waters (.1100); piers, docks and boat houses in estuarine and public trust waters (.1200); general permit to construct boat ramps along estuarine and public trust shorelines and into estuarine and public trust waters (.1300); groins in estuarine and public trust waters (.1400); excavation within or connecting to existing canals, channels, basins, or ditches in estuarine waters, public trust waters, and estuarine shoreline AECs (.1500); aerial and subaqueous utility lines with attendant structures in coastal wetlands, estuarine waters, public trust waters and estuarine shorelines (.1600); emergency work requiring a CAMA or a dredge and fill permit (.1700); beach bulldozing landward of the mean high-water mark in the ocean hazard AEC (.1800); general permit to allow for temporary structures within the estuarine and ocean AECs (.1900); authorizing minor modifications and repair to existing pier/mooring facilities in estuarine and public trust waters and ocean hazard areas (.2000); construction of sheetpile sill for shoreline protection in estuarine and public trust waters (.2100); construction of freestanding moorings in established waters and public trust areas (.2200); replacement of existing bridges and culverts in estuarine waters, estuarine shorelines, public trust areas and coastal wetlands (.2300); placement of riprap for wetland protection in estuarine and public trust waters (.2400); emergency general permit, to be initiated at the discretion of the Secretary of the Department of Environment and Natural Resources for replacement of structures; the reconstruction of primary or frontal dune systems; and the maintenance excavation of existing canals, basins, channels, or ditches, damaged, destroyed, or filled in by hurricanes or tropical storms, provided all replacement, reconstruction and maintenance excavation activities conform to all current standards (.2500); construction of wetland, stream and buffer mitigation sites by the North Carolina Ecosystem Enhancement Program or the North Carolina Wetlands Restoration Program (.2600); and the construction of riprap sills for wetland enhancement in estuarine and public trust waters (.2700).

<u>Unique Coastal Geologic Formations</u>	15A NCAC 07H .0507
Adopt**	
<u>Use Standards</u>	15A NCAC 07H .0508
Adopt**	
<u>Significant Coastal Archeological Resources</u>	15A NCAC 07H .0509
Adopt**	

The rules in Subchapter 7I concern the secretary's grant criteria and procedures for local implementation and enforcement programs under the Coastal Area Management Act and include purpose (.0100); policy and standards (.0200); application procedures (.0300); generally applicable standards (.0400); local implementation and enforcement plans (.0500); amendment of local management plans (.0600); and failure to enforce and administer plans (.0700).

<u>When the Local Permitting Agency Exceeds Local Authority</u>	15A NCAC 07I .0702
Adopt**	

The rules in Subchapter 7J concern procedures for handling major development permits, variance requests, appeals from minor development permit decisions and declaratory rulings. They include definitions (.0100); permit application and procedures (.0200); hearing procedures (.0300); final

approval and enforcement (.0400); general permits (.0500); declaratory rulings and petitions for rulemaking (.0600); procedures for considering variance petitions (.0700); general permit procedure (.1100); beach management plan approval procedures (.1200); and development line procedures (.1300).

<u>Standards for Work Plats</u> Adopt**	15A NCAC 07J .0203
<u>Processing the Application</u> Adopt**	15A NCAC 07J .0204
<u>Public Notice Requirements</u> Adopt*	15A NCAC 07J .0206
<u>Review of Major Development and Dredge and Fill Applications</u> Adopt**	15A NCAC 07J .0207
<u>Permit Conditions</u> Adopt**	15A NCAC 07J .0208

The rules in Subchapter 7M concern general policy guidelines for the coastal area including purpose and authority (.0100); shoreline erosion response policies (.0200); shorefront access policies (.0300); coastal energy policies (.0400); post-disaster policies (.0500); floating structure policies (.0600); mitigation policy (.0700); coastal water quality policies (.0800); policies on use of coastal airspace (.0900); policies on water and wetland based target areas for military training activities (.1000); policies on beneficial use and availability of materials resulting from the excavation or maintenance of navigational channels (.1100); and policies on ocean mining (.1200).

<u>Declaration of General Policy</u> Adopt**	15A NCAC 07M .0401
<u>Definitions</u> Adopt**	15A NCAC 07M .0402
<u>Coastal Energy Development - Specific Policy Statements</u> Adopt**	15A NCAC 07M .0403
<u>Declaration of General Policy</u> Adopt**	15A NCAC 07M .0701
<u>Mitigation Projects</u> Adopt*	15A NCAC 07M .0703
<u>Specific Policies</u> Adopt**	15A NCAC 07M .0704
<u>Declaration of General Policy</u> Adopt**	15A NCAC 07M .1101