

G.S. 150B-21.3A Report for 15A NCAC 07J, PROCEDURES FOR PROCESSING AND ENFORCEMENT OF MAJOR AND MINOR DEVELOPMENT PERMITS, VARIANCE REQUESTS, APPEALS FROM PERMIT DECISIONS, DECLARATORY RULINGS, AND STATIC LINE EXCEPTIONS												
Agency - Coastal Resources Commission												
Comment Period - September 15 - November 14, 2025												
Date Submitted to APO - Filled in by RRC staff												
Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Required to Implement or Conform to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation	Public Comment Received [150B-21.3A(c)(1)]	Agency Determination Following Public Comment [150B-21.3A(c)(1)]	RRC Determination of Public Comments [150B-21.3A(c)(2)]	RRC Final Determination of Status of Rule for Report to APO [150B-21.3A(c)(2)]	OAH Next Steps
SUBCHAPTER 07J - PROCEDURES FOR PROCESSING AND ENFORCEMENT OF MAJOR AND MINOR DEVELOPMENT PERMITS, VARIANCE REQUESTS, APPEALS FROM PERMIT DECISIONS, DECLARATORY RULINGS, AND STATIC LINE EXCEPTIONS	SECTION .0100 - DEFINITIONS	15A NCAC 07J .0101	STATUTORY DEFINITIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. March 6, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0102	GENERAL DEFINITIONS	Readopted Eff. October 1, 2022	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0201	PERMIT REQUIRED	Readopted Eff. October 1, 2022	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0202	PERMIT APPLICATIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. March 6, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0203	PREPARATION OF WORK PLATS	Returned to Code pursuant to order of Wake County Superior Court, currently under appeal, Eff. March 3, 2025.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0200 - APPLICATION PROCESS	15A NCAC 07J .0204	PROCESSING THE APPLICATION	Returned to Code pursuant to order of Wake County Superior Court, currently under appeal, Eff. March 3, 2025.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0206	PUBLIC NOTICE OF THE PROPOSED DEVELOPMENT	Returned to Code pursuant to order of Wake County Superior Court, currently under appeal, Eff. March 3, 2025.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0207	AGENCY REVIEW/COMMENTS: MAJOR DEVELOPMENT/DREDGE AND FILL	Returned to Code pursuant to order of Wake County Superior Court, currently under appeal, Eff. March 3, 2025	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0208	PERMIT CONDITIONS	Returned to Code pursuant to order of Wake County Superior Court, currently under appeal, Eff. March 3, 2025.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0209	ISSUANCE OF PERMITS	Readopted Eff. October 1, 2022	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0210	REPLACEMENT OF EXISTING STRUCTURES	Readopted Eff. January 1, 2023	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0211	NON-CONFORMING DEVELOPMENT	Readopted Eff. October 1, 2022	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0301	WHO IS ENTITLED TO A CONTESTED CASE HEARING	Readopted Eff. October 1, 2022	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0302	PETITION FOR CONTESTED CASE HEARING	Readopted Eff. October 1, 2022	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0303	CONTESTED CASE HEARING PROCEDURES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. March 6, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0305	BURDEN OF PROOF	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. March 6, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0306	ACTION PENDING FINAL DISPOSITION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. March 6, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0312	SETTLEMENT	Returned to Code pursuant to order of Wake County Superior Court, currently under appeal, Eff. March 3, 2025.	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt

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	SECTION .0400 - FINAL APPROVAL AND ENFORCEMENT	15A NCAC 07J .0403	DEVELOPMENT PERIOD/COMMENCEMENT/CONTINUATION	Amended Eff. August 1, 2022	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0404	DEVELOPMENT PERIOD EXTENSION	Amended Eff. August 1, 2022	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0405	PERMIT MODIFICATION	Readopted Eff. August 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0406	PERMIT ISSUANCE AND TRANSFER	Readopted Eff. June 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0407	PROJECT MAINTENANCE: MAJOR DEVELOPMENT/DREDGE AND FILL	Readopted Eff. August 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0409	CIVIL PENALTIES	Readopted Eff. June 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0410	RESTORATION/MITIGATION	Readopted Eff. August 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0600 - DECLARATORY RULINGS AND PETITIONS FOR RULEMAKING	15A NCAC 07J .0601	DECLARATORY RULINGS: GENERALLY	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. March 6, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0602	PROCEDURE FOR REQUESTING DECLARATORY RULINGS	Readopted Eff. October 1, 2022	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0603	PROCEDURES: CONSIDERING REQUESTS FOR DECLARATORY RULINGS	Readopted Eff. October 1, 2022	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0604	FEDERAL ACTIVITIES	Eff. November 30, 1992	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0605	PETITIONS FOR RULEMAKING	Readopted Eff. October 1, 2022	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .0700 – PROCEDURES FOR CONSIDERING VARIANCE PETITIONS	15 NCAC 07J .0701	VARIANCE PETITIONS	Readopted Eff. October 1, 2022	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0702	STAFF REVIEW OF VARIANCE PETITIONS	Readopted Eff. October 1, 2022	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .0703	PROCEDURES FOR DECIDING VARIANCE PETITIONS	Readopted Eff. October 1, 2022	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
	SECTION .1100 - GENERAL PERMIT PROCEDURE	15A NCAC 07J .1101	PURPOSE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. March 6, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .1102	CATEGORIES OF DEVELOPMENT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. March 6, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .1103	DESIGNATION PROCEDURES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. March 6, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .1104	PERMIT MODIFICATION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. March 6, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .1105	APPLICATION PROCEDURES	Readopted Eff. December 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .1106	PERMIT CONDITIONS	Readopted Eff. December 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .1107	PERMIT COMPLIANCE	Readopted Eff. December 1, 2021	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .1108	GENERAL PERMIT REVIEW	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. March 6, 2018	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt

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	SECTION .1200 – BEACH MANAGEMENT PLAN APPROVAL PROCEDURES	15A NCAC 07J .1201	BEACH MANAGEMENT PLAN APPROVAL	Amended Eff. August 1, 2022	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .1202	REVIEW OF THE BEACH MANAGEMENT PLAN APPROVAL REQUEST	Amended Eff. August 1, 2022	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .1203	PROCEDURES FOR APPROVING A BEACH MANAGEMENT PLAN	Amended Eff. August 1, 2022	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .1204	REVIEW OF BEACH MANAGEMENT PLANS	Amended Eff. August 1, 2022	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .1205	REVOCATION AND EXPIRATION OF BEACH MANAGEMENT PLAN APPROVAL	Amended Eff. August 1, 2022	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt
		15A NCAC 07J .1206	LOCAL GOVERNMENTS AND COMMUNITIES WITH APPROVED BEACH MANAGEMENT PLANS	Amended Eff. August 1, 2022	Necessary	No		No	Necessary	No comments with merit	Necessary and must be readopted	Agency must readopt