

15A NCAC 07H .2502 APPROVAL PROCEDURES

(a) The applicant must contact the Division of Coastal Management and request approval for structural replacement, dune reconstruction, or maintenance excavation.

(b) The applicant shall provide:

- (1) the site location, dimensions of the project area including shoreline length, a description of the repair, replacement, reconstruction, or maintenance excavation needed, and his or her name and address. In the case of structural replacements, any additional documentation confirming the existence of the structure prior to the hurricane or tropical storm, such as surveys, previous permits, photographs or videos; and
- (2) Description of the extent of repair, replacement, reconstruction, or maintenance excavation needed, including dimensions and shoreline length.

(c) For projects involving the excavation or filling of any area of estuarine water, the applicant must provide confirmation that the adjacent riparian property owners have been notified by certified mail of the proposed work. Such notice shall instruct adjacent property owners to provide any comments on the proposed development in writing for consideration by permitting officials to the Division of Coastal Management within 10 days of receipt of the notice, and, indicate that no response shall be interpreted as no objection. Division staff shall review all comments and determine, based on their relevance to the potential impacts of the proposed project, if the proposed project can be approved by a General Permit. If Division staff finds that the comments are worthy of more in-depth review, the Division shall notify the applicant that he or she shall submit an application for a major development permit.

(d) No work shall begin until a meeting is held with the applicant and a Division of Coastal Management representative to review the proposed development. A permit to proceed with the proposed development may be issued during this meeting if the Division representative finds that the application meets all the requirements of this Subchapter.

(e) Replacement, reconstruction, or maintenance excavation activities must be completed within one year of each activation by the Secretary of this general permit.

(f) Authorizations under this General Permit shall not be issued more than one year following each activation by the Secretary of this general permit.

*History Note: Authority G.S. 113A-107; 113A-118.1;
Temporary Adoption Eff. October 2, 1999;
Temporary Adoption Expired on July 28, 2000;
Eff. April 1, 2001;
Readopted Eff. July 1, 2022.*