

March 24, 2009

S 832. CRC MAY PERMIT TERMINAL GROIN. Filed 3/24/09. *TO PROVIDE THAT THE COASTAL RESOURCES COMMISSION MAY AUTHORIZE THE CONSTRUCTION OF A TERMINAL GROIN BY VARIANCE IF CERTAIN CRITERIA ARE MET.*

Amends GS 113A-115.1 (regarding limitations on erosion control structures) to add the following definitions: (1) *littoral cell* means any section of coastline that is isolated from adjacent coastal reaches in terms of sediment movement and that has its own sediment sources and sinks; (2) *temporary erosion control structure* means sandbags that are placed parallel to the ocean shoreline and above mean high water without regard to time limits imposed on any permit; and (3) *terminal groin*, means a structure built at the end of a littoral cell or on the side of an inlet to limit or control sediment passage into the inlet channel. Enacts new subsection (d) to provide that the Coastal Resources Commission (Commission) may approve a permit to construct a terminal groin as a sediment management device pursuant to a variance under GS 113A-120.1 (allowing any person to petition the Commission for a variance) or through rule making. Requires that every application for a permit be accompanied by an environmental impact statement that meets the requirements of GS 113A-4. The Commission may require any permittee other than a state agency, federal agency, or unit of local government, to provide financial assurance that is adequate to cover the cost of removal of the terminal groin if the Commission determines that the terminal groin project has an adverse environmental impact on other properties that cannot be sufficiently mitigated. Provides that the Commission may require the permittee to maintain financial assurance under this subsection for no more than five years after construction of the terminal groin.

This act sunsets July 1, 2013.

Intro. by Boseman.

GS 113A

April 29, 2009

S 832. CRC MAY PERMIT TERMINAL GROIN. Filed 3/24/09. Senate committee substitute makes the following changes to 1st edition. Deletes the July 1, 2013, expiration date.