

**NC Coastal Resources Advisory Council**  
**September 18, 2019**  
**New Hanover County Government Center**  
**Wilmington, NC**  
**Meeting Summary**

**Attendance**

Greg “rudi” Rudolph (Chair)	Spencer Rogers (Co-Vice Chair)
Candy Bohmert	Jett Ferebee
David Kellum	Seth Laughlin
Mike Moore	Mike Moore
Kathleen Riely	Todd Roessler
Debbie Smith	

**Call to Order**

Rudi Rudolph called the meeting to order with 11 members in attendance.

**Oceanfront Decks and Repairs**

Tancred Miller discussed that there have been a number of oceanfront deck collapses in North Carolina and nearby states in recent years. Currently NCAC 07H .0309 allows for new construction of elevated decks up to 500 square foot footprint, seaward of the oceanfront setback required under NCAC 07H .0306. Staff is aware of some oceanfront decks within the setback that exceed the 500 square foot footprint. These structures would be considered nonconforming and replacement is not permissible without being brought in compliance. Staff is concerned that this requirement may be a disincentive for individuals seeking to maintain nonconforming decks to proper safety standards and propose rule amendments to CRC’s rule 15A NCAC 07H .0309 to allow replacement of all oceanfront decks to be permissible.

The CRAC reviewed the proposed rule amendments and approved the amendments for CRC consideration. Additionally, the CRAC discussed creating an ad hoc committee to look at deck construction standards.

**Endangered Species Act Restrictions on Oceanfront**

Kathy Mathews with the U.S. Fish and Wildlife Service discussed the Endangered Species Act and how the act prohibits certain activities that could affect protected species and their habitats. The CRAC discussed how it is unclear how sea turtle management can conflict with development such as temporary erosion control structures and beach nourishment. CRC requested DCM to advocate for resolving this issue.

**Comparison of the IHA Risk Lines and the Vegetation Line Setbacks**

Spencer Rogers discussed IHA risk lines and how it compares to the vegetation line setback. The CRAC discussed how the IHA risk line could be useful as an alternative management line for development and for it to be reconsidered by the CRC.

**CRAC Nomination**

The CRAC discussed and reviewed a nomination for Daniel Brimm from Hyde County as a CRAC member. The CRAC unanimously supported the nomination for CRC consideration.

**Adjourn**

With no further business the Council adjourned and joined the CRC meeting.