

G.S. 150B-21.3A Report for 15A NCAC 07K, ACTIVITIES IN AREAS OF ENVIRONMENTAL CONCERN WHICH DO NOT REQUIRE A COASTAL AREA MANAGEMENT ACT PERMIT

Agency - Coastal Resources Commission

Comment Period - February 14 - April 24, 2017

Date Submitted to APO - January 28, 2018

Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Implements or Conforms to Federal Regulation [150B-21.3A(e)]	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
	SECTION .0100 - ACTIVITIES NOT CONSIDERED DEVELOPMENT	15A NCAC 07K .0101	STATUTORY EXCEPTIONS FROM THE DEFINITION OF DEVELOPMENT	Amended Eff. November 1, 1984	Necessary with substantive public interest	No		Yes	Necessary with substantive public interest	RRC not required to review comment(s)	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 07K .0103	MAINTENANCE AND REPAIR	Amended Eff. March 1, 1996	Necessary with substantive public interest	No		Yes	Necessary with substantive public interest	RRC not required to review comment(s)	Necessary with substantive public interest and must be readopted	Agency must readopt
	SECTION .0200 - CLASSES OF MINOR MAINTENANCE AND IMPROVEMENTS WHICH SHALL BE EXEMPTED FROM THE CAMA MAJOR DEVELOPMENT PERMIT REQUIREMENT	15A NCAC 07K .0201	GENERAL GUIDELINES	Amended Eff. November 1, 1984	Unnecessary	No		No	Unnecessary	No comments with merit	Unnecessary and should expire on the first day of the month following the consultation	Rule expired - remove from Code
		15A NCAC 07K .0202	EXEMPTION: PROJECTS REQUIRING DREDGE: FILL: STATE EASEMENT	Amended Eff. July 1, 1981	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 07K .0204	EXEMPTIONS FOR PROJECTS REQUIRING AIR QUALITY PERMIT	Eff. March 29, 1978	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 07K .0205	EXEMPTIONS FOR PROJECTS REQUIRING THE NPDES	Eff. March 29, 1978	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 07K .0206	SMALL DITCHES EXEMPTED	Eff. November 1, 1984	Necessary with substantive public interest	No		Yes	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 07K .0207	STRUCTURAL ACCESSWAYS OVER FRONTAL DUNES EXEMPTED	Amended Eff. December 1, 1991	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 07K .0208	SINGLE FAMILY RESIDENCES EXEMPTED	Amended Eff. May 1, 2015	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 07K .0209	EXEMPTION / ACCESSORY USES / MAINTENANCE REPAIR / REPLACEMENT	Amended Eff. August 1, 2007	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 07K .0210	NOMINATION CATEGORIES EXCLUDED: MINOR PERMIT EXEMPTION	Eff. November 1, 1984	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 07K .0211	JOCKEY'S RIDGE AEC	Eff. March 1, 1988	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 07K .0212	INSTALLATION AND MAINTENANCE OF SAND FENCING	Eff. August 1, 2002	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
	SECTION .0400 - CLASSES OF FEDERAL AGENCY ACTIVITIES EXEMPTED FROM THE PERMIT REQUIREMENT	15A NCAC 07K .0401	MAINTENANCE OF FEDERAL NAVIGATION CHANNELS	Amended Eff. September 6, 1979	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt
		15A NCAC 07K .0402	FEDERAL AGENCY ACTIVITIES EXEMPTED	Amended Eff. April 22, 1980	Necessary with substantive public interest	No		No	Necessary with substantive public interest	No comments with merit	Necessary with substantive public interest and must be readopted	Agency must readopt

Agency: Coastal Resources Commission G.S. 150B 21.3A
Report for 15A NCAC Subchapter 07K ACTIVITIES IN AREAS OF ENVIRONMENT CONCERN WHICH DO NOT
REQUIRE A COASTAL AREA MANAGEMENT ACT PERMIT

**15A NCAC 07K .0101 STATUTORY EXCEPTIONS FROM THE DEFINITION OF
DEVELOPMENT**

Commenter Name: ANONYMOUS
Company/Organization:

Comments received from website:

Do I agree with the Agency's determination? Yes
I would determine this rule's classification as: undefined
Do I want to submit a written comment on this rule? No
My comment type on this rule is: undefined
Do I want to enter a comment, or submit a file? undefined

Agency response: Agree.

15A NCAC 07K .0103 MAINTENANCE AND REPAIR

Commenter Name: ANONYMOUS
Company/Organization:

Comments received from website:

Do I agree with the Agency's determination? Yes

I would determine this rule's classification as: undefined
Do I want to submit a written comment on this rule? No
My comment type on this rule is: undefined
Do I want to enter a comment, or submit a file? undefined

Agency response: Agree.

15A NCAC 07K .0206 SMALL DITCHES EXEMPTED

Commenter Name: Tom Gerow, Jr
Company/Organization: NC Forest Service
Email: tom.a.gerow@ncagr.gov Zip: 27699

Do I agree with the Agency's determination? Yes
I would determine this rule's classification as: undefined
Do I want to submit a written comment on this rule? Yes
My comment type on this rule is: Another type of comment
Do I want to enter a comment, or submit a file?

My Comment Text: I encourage the Department to retain the exemptions as currently written intact, with no further limitations. The exemption of minor drainage ditches for forestry is vital to assure generation of timber stands in wet-natured soils.

Agency response: Agree.