

April 8, 2003

H 953. SEDIMENTATION ACT AMENDMENTS. TO STRENGTHEN THE SEDIMENTATION POLLUTION CONTROL ACT OF 1973. Similar to S 989, introduced 4/3/03, except as noted below. Amends GS 113A-54.1(a) to require that if plan applicant is not the owner of land, draft plan shall include documentation of owner's consent to plan and to conduct land-disturbing activities. Amends GS 113A-54.1(e) to add "or other adequate erosion-control devices or structures" and to require that the inspection record detail noncompliant site conditions and post a record of actions taken to correct those conditions. Deletes new GS 113A-54.1(f) and (g) requiring that Comm'n develop erosion and sedimentation protocols. Deletes new GS 113A-54.2(a1) and amendments to GS 113A-54.2 (d) requiring fee increase where plans involve land-disturbing activities. Deletes amendments to GS 113A-54.2(b) creating Floodplain Protection Account. Revises amendments to GS 113A-56(c)(1) to require revised plan and GS 113A-56(c)(2) to require review of compliance activities. Deletes requirement in GS 113A-57(1) that Comm'n develop "best management practice" for buffer zones. Deletes new GS 113A-58 requiring that Comm'n develop policy clarifying when stream restoration is required. Replaces new GS 113A-60(d) with GS 113A-60(a1), includes same amendments, except requires that local government establish plan review fee and allows local government to increase fee due Dep't by cost of inspection activities. Deletes amendment to GS 113A-64(a)(1) authorizing Sec'y to assess a civil penalty of up to \$10,000 for first day of violation of act. Makes technical corrections. Effective Aug.1, 2003.

Intro. by Weiss, Hackney.

Ref. to Finance	GS 113, 113A
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