

March 19, 2009

H 709. ENVIRONMENTAL TECHNICAL CORRECTIONS 2009. Filed 3/19/09. *TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL AMENDMENTS TO VARIOUS LAWS RELATED TO THE ENVIRONMENT.*

Amends GS 120-70.61 to clarify that (1) a *legislative* member of the Joint Legislative Commission on Seafood and Aquaculture continues to serve for so long as the member remains a member of the General Assembly and no successor has been appointed and (2) a *legislative* member who resigns or is removed from service in the General Assembly is deemed to have resigned or been removed from office on the Commission. Amends the definition of vacant and unappropriated lands in GS 146-64 to make a technical change.

Intro. by Allen, Gibson.

GS 120, 146

August 6, 2009

H 709. ADDRESS EROSION CONTROL ISSUES (NEW). Filed 3/19/09. Senate committee substitute makes the following changes to 1st edition. Deletes the contents of the previous edition and replaces it with *AN ACT TO IMPOSE A MORATORIUM ON CERTAIN ACTIONS OF THE COASTAL RESOURCES COMMISSION RELATED TO TEMPORARY EROSION CONTROL STRUCTURES AND TO DIRECT THE COASTAL RESOURCES COMMISSION TO STUDY THE FEASIBILITY AND ADVISABILITY OF THE USE OF A TERMINAL GROIN AS AN EROSION CONTROL DEVICE.* Establishes a moratorium on certain actions of the Coastal Resources Commission (Commission) related to temporary erosion control structures. Prohibits the Commission from ordering the removal of a temporary erosion control structure that has been permitted under Article 7 of GS Chapter 113A in a community that is actively pursuing a beach nourishment project or an inlet relocation project on or before the effective date of this act. Creates exceptions to the moratorium to allow the Commission to (1) grant permit modifications to allow the replacement, within the originally permitted dimensions, of temporary erosion control structures that have been damaged or destroyed, (2) require the removal of specified temporary erosion control structures, and (3) require an unlawfully modified erosion control structure to be brought back into compliance with permit conditions. Defines *temporary erosion control structure* and *actively pursuing a beach nourishment or inlet relocation project*. Expires September 1, 2010.

Requires the Commission, in consultation with the Division of Coastal Management, the Division of Land Resources, and the Coastal Resources Advisory Commission to study the feasibility and advisability of using a terminal groin as an erosion control device at the end of a littoral cell or the side of an inlet to limit or control sediment passage into the inlet channel. Defines *littoral cell*. Enumerates issues to be considered in the study. Requires the Commission to hold at least three public hearings where interested parties and members of the general public have an opportunity to present views and written material regarding the feasibility and advisability of the use of a terminal groin as an erosion control device at the end of a littoral cell or the side of an inlet to limit or control sediment passage into the inlet channel. Also requires the Commission to report to the Environmental Review Commission and the General Assembly by April 1, 2010.

September 1, 2009

SL 2009-479 (H 709). ADDRESS EROSION CONTROL ISSUES. AN ACT TO IMPOSE A MORATORIUM ON CERTAIN ACTIONS OF THE COASTAL RESOURCES COMMISSION RELATED TO TEMPORARY EROSION CONTROL STRUCTURES AND TO DIRECT THE COASTAL RESOURCES COMMISSION TO STUDY THE FEASIBILITY AND ADVISABILITY OF THE USE OF A TERMINAL GROIN AS AN EROSION CONTROL DEVICE. Summarized in *Daily Bulletin* 8/6/09. Enacted August 26, 2009. Effective August 26, 2009.