

March 17, 2009

S 636. GRANT FUNDS/RELOCATE CONDEMN WATER STRUCTURE. Filed 3/17/09. *TO PROVIDE THAT THE WATER RESOURCES DEVELOPMENT PROGRAM MAY AWARD GRANTS TO LOCAL GOVERNMENTS TO RELOCATE IMMINENTLY THREATENED STRUCTURES OR DEMOLISH CONDEMNED STRUCTURES LOCATED IN THE OCEAN OR INLET HAZARD AREAS.*

Amends GS 143-215.71 to add to the purposes for which grant applications may be made for the nonfederal share of water resources development projects the relocation of imminently threatened structures or demolition of condemned structures located in the ocean or inlet hazard areas as delineated by the NC Division of Coastal Management, not to exceed 100% of the nonfederal costs. Effective July 1, 2009.

Intro. by Brown.

GS 143

April 28, 2009

S 636. REIMBURSE BEACH NUISANCE ABATEMENT COST (NEW). Filed 3/17/09. Senate committee substitute makes the following changes to 1st edition.

Deletes the proposed amendment to GS 143-215.71 that added relocation of imminently threatened structures or demolition of condemned structures located in the ocean or inlet hazard areas to the list of eligible projects under the Grants Program for Water Resources Development Projects (Program). Instead, expands the list of eligible projects under the Program to include the reimbursement to local governments of nuisance abatement costs incurred in the removal of a damaged or destroyed structure from a designated ocean hazard area of environmental concern. Provides that the local government would be eligible for 100% of the nuisance abatement costs that the local government is unable to recover from the owner of the structure.

Directs the Department of Environment and Natural Resources (DENR) to work in consultation with the NC Department of Insurance, the Federal Emergency Management Agency, and local government representatives from municipalities and counties with jurisdiction over ocean and inlet shorelines to study measures to mitigate the impact of erosion-threatened structures on the public beach and reduce potential public costs by relocating imminently threatened structures. Provides directives to DENR to be adhered to in conducting the study. Requires DENR to report the study results and any recommendations to the Environmental Review Commission no later than September 1, 2010.

Changes the title to *AN ACT TO PROVIDE THAT FUNDS IN THE WATER RESOURCES DEVELOPMENT PROGRAM MAY BE AWARDED TO A LOCAL GOVERNMENT FOR NUISANCE ABATEMENT COSTS THAT THE LOCAL GOVERNMENT CANNOT RECOVER FROM THE OWNER OF THE NUISANCE STRUCTURE AND TO PROVIDE FOR A STUDY OF MEASURES TO MITIGATE THE IMPACT OF EROSION-THREATENED STRUCTURES ON THE PUBLIC BEACH.*