

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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SENATE BILL 778
PROPOSED COMMITTEE SUBSTITUTE S778-PCS75241-RI-12

Short Title: Eliminate Overlap Between CAMA and SEPA.

(Public)

Sponsors:

Referred to:

March 25, 2009

A BILL TO BE ENTITLED

AN ACT TO AMEND THE GENERAL STATUTES TO PROVIDE THAT MAJOR DEVELOPMENTS SUBJECT TO PERMITTING UNDER THE COASTAL AREA MANAGEMENT ACT ARE EXEMPT FROM THE ENVIRONMENTAL POLICY ACT.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 113A-12 reads as rewritten:

"§ 113A-12. **Environmental document not required in certain cases.**

No environmental document shall be required in connection with:

- (1) The construction, maintenance, or removal of an electric power line, water line, sewage line, stormwater drainage line, telephone line, telegraph line, cable television line, data transmission line, or natural gas line within or across the right-of-way of any street or highway.
- (2) An action approved under a general permit issued under G.S. 113A-118.1, 143-215.1(b)(3), or 143-215.108(c)(8).
- (3) A lease or easement granted by a State agency for:
 - a. The use of an existing building or facility.
 - b. Placement of a wastewater line on or under submerged lands pursuant to a permit granted under G.S. 143-215.1.
 - c. A shellfish cultivation lease granted under G.S. 113-202.
- (4) The construction of a driveway connection to a public roadway.
- (5) A major development as defined in G.S. 113A-118(d) that receives a permit review pursuant to Article 7 of Chapter 113A of the General Statutes, as that review is the functional equivalent of an environmental document prepared under this Article.

SECTION 2. This act is effective when it becomes law and applies to any major development for which a permit application is received by the Department of Environment and Natural Resources on or after that date.

