



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
Senate Bill 229

AMENDMENT NO. 7  
(to be filled in by  
Principal Clerk)

S229-ATA-17 [v.2]

Page 1 of 1

Comm. Sub. [YES]  
Amends Title [NO]  
Third Edition

Date 6-13, 2012

Representative Samuelson

ADOPTED

1 moves to amend the bill on page 6, lines 15 through 36  
2 by rewriting those lines to read:

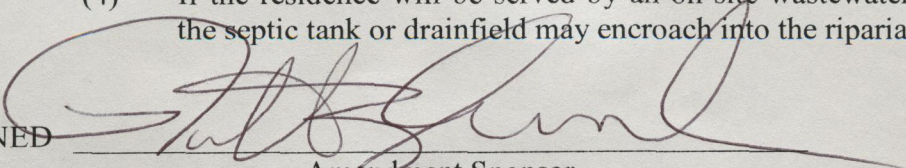
3  
4 **"PART VIII. AMEND THE NEUSE AND TAR-PAMLICO RIVER BASIN BUFFER**  
5 **RULES TO ALLOW DEVELOPMENT ON EXISTING LOTS UNDER CERTAIN**  
6 **CONDITIONS**

7 **SECTION 8.** Section 17(c) of S.L. 2011-394 reads as rewritten:

8 **"SECTION 17.(c)** Implementation. – The riparian buffer requirements of the Neuse River  
9 Basin Riparian Buffer Rule and the Tar-Pamlico River Basin Riparian Buffer Rule shall apply  
10 to development of an existing lot located adjacent to surface waters in the ~~eastal area~~ Neuse  
11 and Tar-Pamlico River basins as provided in this section. Where application of the riparian  
12 buffer requirements would preclude construction of a single-family residence and necessary  
13 infrastructure, such as an on-site wastewater system, the single-family residence may encroach  
14 on the buffer if all of the following conditions are met:

- 15 (1) The residence is set back the maximum feasible distance from the normal  
16 high-water level or normal water level, whichever is applicable, on the  
17 existing lot and designed to minimize encroachment into the riparian buffer.  
18 (2) The residence is set back a minimum of 30 feet landward of the normal  
19 high-water level or normal water level, whichever is applicable.  
20 (3) Stormwater generated by new impervious surface within the riparian buffer  
21 is treated and diffuse flow of stormwater is maintained through the buffer.  
22 (4) If the residence will be served by an on-site wastewater system, no part of  
23 the septic tank or drainfield may encroach into the riparian buffer."  
24

SIGNED

  
Amendment Sponsor

SIGNED

Committee Chair if Senate Committee Amendment

ADOPTED

117-0 EV

FAILED

TABLED

JUN 13 2012

*Denise Wicks*



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