

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 41

Short Title: Notice/Modify CAMA Permit.

(Public)

Sponsors: Representatives Bowman, B. Ethridge; R. Thompson, Chapin, Stamey, and Anderson.

Referred to: Basic Recources.

January 19, 1989

A BILL TO BE ENTITLED

1 AN ACT TO REQUIRE PUBLIC NOTICE WHEN A SIGNIFICANT
2 MODIFICATION IS PROPOSED TO A MAJOR CAMA PERMIT APPLICATION
3 OR TO A PREVIOUSLY ISSUED MAJOR CAMA PERMIT.
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5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 113A-119(b) reads as rewritten:

7 "(b) Upon receipt of ~~an any~~ application, a significant modification to an application
8 for a major permit, or an application to modify substantially a previously issued major
9 permit, the Secretary shall issue public notice of the proposed development (i) by
10 mailing a copy of the ~~application,~~ application or modification, or a brief description
11 thereof together with a statement indicating where a detailed copy of the proposed
12 development may be inspected, to any citizen or group which has filed a request to be
13 notified of the proposed development, and to any interested State agency; (ii) by posting
14 or causing to be posted a notice at the location of the proposed development stating that
15 an ~~application~~ application, a modification of an application for a major permit , or an
16 application to modify a previously issued major permit for development has been made,
17 where the application or modification may be inspected, and the time period for
18 comments; and (iii) by publishing notice of the application or modification at least once
19 in one newspaper of general circulation in the county or counties wherein the
20 development would be located at least 20 days before final action on a major permit and
21 at least seven days before final action on a permit under G.S. 113A-121 or before the
22 beginning of the hearing on a permit under G.S. 113A-122. The notice shall set out that
23 any comments on the development should be submitted to the Secretary by a specified

1 date, not to exceed 15 days from the date of the newspaper publication of the ~~notice.~~
2 notice or receipt of the mailed notice, whichever is later. Public notice under this
3 subsection is ~~mandatory.~~ mandatory, provided however, that public notice is not
4 mandatory for a proposed modification to an application for a minor permit or proposed
5 modification of a previously issued minor permit that does not substantially alter the
6 original project.

7 Sec. 2. This act is effective upon ratification.