

#### **15A NCAC 07H .2204    GENERAL CONDITIONS**

(a) A "freestanding mooring" is any means to attach a ship, boat, vessel, floating structure, or other water craft to a stationary underwater device, mooring buoy, buoyed anchor, or piling (as long as the piling is not associated with an existing or proposed pier, dock, or boathouse).

(b) A "bird nesting pole" is any pole or piling erected, with a platform on top, for the purpose of attracting birds for nesting.

(c) Freestanding moorings and bird nesting poles authorized by this permit shall be for the exclusive use of the riparian landowner(s) in whose name the permit is issued and shall not provide either leased or rented moorings or any other commercial services.

(d) Permittees shall allow authorized representatives of the Department of Environmental Quality to make inspections at any time in order to ensure that the activity being performed under the authority of this General Permit set forth in this Section is in accordance with the terms and conditions prescribed herein.

(e) Freestanding moorings or bird nesting poles authorized by this permit shall not interfere with navigation or use of the waters by the public.

(f) The permit set forth in this Section may not be applicable to proposed construction when the Department has determined that based on an initial review of the application that notice and review pursuant to G.S. 113A-119 is required because there are unresolved questions concerning the proposed activity's impact on Areas of Environmental Concern.

*History Note:    Authority G.S. 113A-107; 113A-118.1;  
Eff. February 1, 1996;  
Amended Eff: January 1, 2018;  
Readopted Eff: October 1, 2022.*