

SUBCHAPTER 07L - LOCAL PLANNING AND MANAGEMENT GRANTS

SECTION .0100 – PURPOSE AND AUTHORITY

- 15A NCAC 07L .0101 AUTHORITY**
- 15A NCAC 07L .0102 PURPOSE**

History Note: Authority G.S. 113A-112; 113A-124;
Eff. September 1, 1978;
Amended Eff. March 1, 2016; August 1, 2002; October 1, 1991; June 1, 1980;
Repealed Eff. July 1, 2017.

SECTION .0200 – GENERAL STANDARDS

- 15A NCAC 07L .0201 ELIGIBLE APPLICANTS**
- 15A NCAC 07L .0202 PRIORITIES FOR FUNDING**
- 15A NCAC 07L .0203 ELIGIBLE PROJECTS**
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- 15A NCAC 07L .0205 CONSISTENCY WITH PLANS AND GUIDELINES**
- 15A NCAC 07L .0206 RELATION TO OTHER FUNDING**

History Note: Authority G.S. 113A-112; 113A-124;
Eff. September 1, 1978;
Amended Eff. November 1, 1984; June 1, 1982; March 13, 1981; June 1, 1980;
Repealed August 1, 2002.

SECTION .0300 – APPLICATION PROCESS

- 15A NCAC 07L .0301 APPLICATION FORM**
- 15A NCAC 07L .0302 SUBMITTAL**
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- 15A NCAC 07L .0304 ASSISTANCE IN COMPLETING APPLICATIONS**

History Note: Authority G.S. 113A-112; 113A-124;
Eff. September 1, 1978;
Amended Eff. October 1, 1991; May 1, 1990; November 1, 1984; June 1, 1982; March 13, 1981;
June 1, 1980;
Repealed August 1, 2002.

SECTION .0400 – GRANT ADMINISTRATION

- 15A NCAC 07L .0401 CONTRACT AGREEMENT**
- 15A NCAC 07L .0402 ACCOUNTABILITY**
- 15A NCAC 07L .0403 PAYMENT**
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- 15A NCAC 07L .0405 PROJECT COMPLETION REPORT**

History Note: Authority G.S. 113A-112; 113A-124;
Eff. September 1, 1978;
Amended Eff. March 13, 1981; June 1, 1980; September 1, 1978;
Repealed August 1, 2002.

SECTION .0500 - GENERAL STANDARDS

- 15A NCAC 07L .0501 ELIGIBLE APPLICANTS**

(a) Applications for grants for local planning and management funds may be made by the following:

- (1) Coastal Counties as defined in CAMA; and
 - (2) Municipalities within coastal counties.
- (b) Two or more eligible applicants may submit a joint application for funds to carry out jointly sponsored or regional projects.

*History Note: Authority G.S. 113A-112; 113A-124;
Eff. August 1, 2002;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. March 6, 2018.*

15A NCAC 07L .0502 CONSISTENCY WITH PLANS AND RULES

*History Note: Authority G.S. 113A-112; 113A-124;
Eff. August 1, 2002;
Repealed Eff. March 1, 2016.*

15A NCAC 07L .0503 PRIORITIES FOR FUNDING PLANNING AND MANAGEMENT PROJECTS

(a) The Department of Environmental Quality (DEQ) program provides funding for coastal planning and management projects to assist local governments in the 20 counties as defined in G.S. 113A-103(2) in the refining and implementing of plans and management strategies for their coastal resources. In funding local planning and management grants, DEQ shall select projects that address Coastal Resources Commission (CRC) management goals pursuant to 15A NCAC 07B .0702(d)(2) or topics contained within Subparagraphs (a)(1) through (6) of this Rule. Priority management topics shall be designated on an annual basis following consultation with the CRC. Projects may include education and outreach, planning efforts, improvements in intergovernmental coordination, research or studies, and the development of local ordinances. Projects selected for funding by DEQ shall further the CRC's goals for the following designated topics:

- (1) Public Access: Maximize public access to the beaches and the public trust waters of the coastal region.
- (2) Land Use Compatibility: Ensure that development and use of resources or preservation of land balance protection of natural resources and fragile areas with economic development, avoid risks to public health, safety, and welfare.
- (3) Infrastructure Carrying Capacity: Ensure that public infrastructure systems are sized, located, and managed so the quality and productivity of AECs and other fragile areas are protected or restored.
- (4) Natural Hazards: Conserve and maintain barrier dunes, beaches, flood plains, and other coastal features for their natural storm protection function and their natural resources giving recognition to public health, safety, and welfare issues.
- (5) Habitat Enhancement: Maintain, protect, and enhance coastal habitats.
- (6) Other Topics or Special Issues: developed areas and working waterfronts, urban waterfront revitalization, economic growth and development, redevelopment and revitalization, recreation and tourism, historic and cultural resources, public trust rights, water use and water quality, stormwater management, erosion control, shoreline protection and management, open space, parks and recreation, storm recovery, farmland preservation and management, stakeholder and citizen participation, and transportation.

(b) DEQ shall take into consideration the following factors listed in order of importance to establish priorities for individual projects:

- (1) a project's contribution towards meeting CRC's prioritized management topics and associated management goals pursuant to 15A NCAC 07B .0702(d)(2) or topics contained in Subparagraphs (a)(1) through (6) of this Rule;
- (2) the extent to which the project includes measures of environmental protection beyond the Areas of Environmental Concern (AEC) standards of Subchapter 15A NCAC 07H;
- (3) the applicant's urgency of need;
- (4) the history of applicant's implementation of planning and management grant program activities, if any;
- (5) the feasibility of completion of the project as described by the applicant;
- (6) the applicant's experience with land use planning and implementation projects, as well as present management and administrative capabilities as described by the applicant;

- (7) the applicability of the project to other coastal area municipalities and counties; and
 - (8) the geographic distribution of applicants.
- (c) Matching fund requirements are based on the North Carolina Department of Commerce's Tier designations, as outlined by G.S. 143B-437.08. Local government contributions for planning and management projects shall be at least 25 percent of the project costs. However, Tier 1 designated counties and their respective municipalities shall have a local government contribution of at least 10 percent of the project costs. At least one half of the local contribution shall be cash match; the remainder may be in-kind match.
- (d) Any local government whose plan is not certified by the CRC pursuant to 15A NCAC 07B .0803(a)(3) due to failure to meet the criteria listed in 15A NCAC 07B or that has not submitted the most recent required periodic Implementation Status Report as described in 15A NCAC 07B .0804, shall not receive further funding under this program until these inconsistencies are corrected.

History Note: Authority G.S. 113A-112; 113A-124;
 Eff. August 1, 2002;
 Amended Eff. July 1, 2017; March 1, 2016;
 Readopted Eff. August 1, 2022.

15A NCAC 07L .0504 ELIGIBLE PROJECTS

History Note: Authority G.S. 113A-112; 113A-124;
 Eff. August 1, 2002;
 Repealed Eff. March 1, 2016.

- 15A NCAC 07L .0505 SCOPING OF PLANNING NEEDS**
- 15A NCAC 07L .0506 PUBLIC PARTICIPATION**
- 15A NCAC 07L .0507 MINIMUM CAMA LAND USE PLANNING AND FUNDING REQUIREMENTS**
- 15A NCAC 07L .0508 STATE TECHNICAL ASSISTANCE, REVIEW AND COMMENT ON PRELIMINARY DRAFT PLAN**
- 15A NCAC 07L .0509 INTERGOVERNMENTAL COORDINATION**
- 15A NCAC 07L .0510 PUBLIC HEARING AND LOCAL ADOPTION REQUIREMENTS**
- 15A NCAC 07L .0511 REQUIRED PERIODIC IMPLEMENTATIONAL STATUS REPORTS**
- 15A NCAC 07L .0512 SUSTAINABLE COMMUNITIES COMPONENT OF THE PLANNING PROGRAM**
- 15A NCAC 07L .0513 PROJECT DURATION**
- 15A NCAC 07L .0514 RELATION TO OTHER FUNDING**

History Note: Authority G.S. 113A-112; 113A-124;
 Eff. August 1, 2002;
 Repealed Eff. March 1, 2016.

SECTION .0600 - APPLICATION PROCESS

- 15A NCAC 07L .0601 APPLICATION FORM**
- 15A NCAC 07L .0602 ASSISTANCE IN COMPLETING APPLICATIONS AND SUBMITTAL**
- 15A NCAC 07L .0603 PROCEDURE FOR APPROVAL AND DISAPPROVAL**

History Note: Authority G.S. 113A-112; 113A-124;
 Eff. August 1, 2002;
 Repealed Eff. March 1, 2016.

SECTION .0700 - GRANT ADMINISTRATION

- 15A NCAC 07L .0701 CONTRACT AGREEMENT**
- 15A NCAC 07L .0702 PROGRESS REPORTS AND GRANT MONITORING**
- 15A NCAC 07L .0703 PAYMENT**
- 15A NCAC 07L .0704 PROJECT COMPLETION REPORT**
- 15A NCAC 07L .0705 ACCOUNTABILITY**

History Note: Authority G.S. 113A-112; 113A-124;
Eff. August 1, 2001;
Repealed Eff. March 1, 2016.