NORTH CAROLINA GENERAL ASSEMBLY
1979 SESSION

CHAPTER 413
SENATE BILL 85

AN ACT TO AMEND G.S. 143-215.54 TO PROVIDE LOCAL GOVERNMENTS THE NECESSARY AUTHORITY FOR ELIGIBILITY FOR PARTICIPATION IN THE NATIONAL FLOOD INSURANCE PROGRAM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143-215.54(2) is hereby amended by deleting the period after the word "Part" and by adding "and for purposes which the State does not regulate either by a permit or a formal approval system."

Sec. 2. G.S. 143-215.54(b) is hereby rewritten to read:

"(b) The following uses may be made of floodways as a matter of right without a permit issued under this Part:

(1) general farming, pasture, outdoor plant nurseries, horticulture, forestry, wildlife sanctuary, game farm, and other similar agricultural, wildlife and related uses;
(2) ground level loading areas, parking areas, rotary aircraft ports and other similar ground level area uses;
(3) lawns, gardens, play areas and other similar uses;
(4) golf courses, tennis courts, driving ranges, archery ranges, picnic grounds, parks, hiking or horseback riding trails, open space and other similar private and public recreational uses."

Sec. 3. This act is effective upon ratification.

In the General Assembly read three times and ratified, this the 19th day of April, 1979.