

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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HOUSE BILL 1824

Short Title: Promote Low Impact Development. (Public)

Sponsors: Representatives Harrison, Underhill, Wainwright, Justice (Primary Sponsors); Brown and Glazier.

Referred to: Commerce, Small Business and Entrepreneurship, if favorable, Environment and Natural Resources.

April 19, 2007

A BILL TO BE ENTITLED

AN ACT TO PROMOTE THE USE OF LOW IMPACT DEVELOPMENT TO
REDUCE STORMWATER RUNOFF.

The General Assembly of North Carolina enacts:

SECTION 1. Article 21 of Chapter 143 of the General Statutes is amended by adding a new section to read:

"§ 143-215.7A. Low impact development.

(a) As used in this section, "low impact development" means a stormwater management and land development strategy that emphasizes conservation and the use of on-site natural features combined with engineered, small-scale hydrologic controls to closely mimic predevelopment hydrology of an individual parcel or subdivision.

(b) Low impact development practices shall be utilized to the maximum extent practicable to meet or exceed the requirements of Section 9 of S.L. 2006-246 and G.S. 143-214.7 in a county that is subject to the Coastal Area Management Act.

(c) The Express Review Program permit application fees for permits issued under the Express Review Program established by G.S. 143B-279.13 shall be waived for projects that meet the requirements of subsection (b) of this section. Such projects shall still be subject to the normally required permit fees.

(d) The Department of Transportation shall develop and adopt low impact development standards for:

(1) Subdivision roads and private roads that connect to the stormwater management conveyance system operated by the Department of Transportation.

(2) Subdivision roads that are constructed with the intent to transfer ownership and maintenance to the Department of Transportation.

1 (e) The Department of Environment and Natural Resources shall revise its water
2 quality best management practices manual and model ordinance for stormwater controls
3 to incorporate low impact development practices.

4 (f) The Department of Environment and Natural Resources and the Department
5 of Transportation shall adopt rules to implement this section."

6 **SECTION 2.** This act is effective when it becomes law.