

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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SENATE BILL 379\*

Short Title: Qualify Forestry Exemption.

(Public)

Sponsors: Senators Daniel, Speed; Ballance, Barker, Basnight, Conder, Guy, Hunt of Durham, Martin of Pitt, Odom, Parnell, Raynor, Staton, Taft, Tally, and Winner.

Referred to: Environment.

March 9, 1989

A BILL TO BE ENTITLED

AN ACT TO LIMIT THE FORESTRY EXEMPTION UNDER SEDIMENTATION POLLUTION CONTROL LAWS TO FORESTRY ACTIVITIES USING BEST MANAGEMENT PRACTICES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 113A-52(6) reads as rewritten:

"(6) 'Land-disturbing activity' means any use of the land by any person in residential, industrial, educational, institutional or commercial development, highway and road construction and maintenance that results in a change in the natural cover or topography and that may cause or contribute to sedimentation. This Article shall not apply to the following land-disturbing activities:

a. Those undertaken on agricultural land for the production of plants and animals useful to man, including but not limited to: forages and sod crops, grains and feed crops, tobacco, cotton, and peanuts; dairy animals and dairy products; poultry and poultry products; livestock, including beef cattle, sheep, swine, horses, ponies, mules or goats, including the breeding and grazing of any or all such animals; bees and apiary products; fur animals; and

b. Those undertaken on forestland for the production and harvesting of timber and timber ~~products;~~ products and which are conducted in accordance with the Forest Practice Guidelines

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- 1                                    Related to Water Quality (best management practices) as  
2                                    prepared and adopted by the Department of Natural Resources  
3                                    and Community Development. The adoption of Forest Practices  
4                                    Guidelines Related to Water Quality under this statute is subject  
5                                    to the rule-making procedures of Chapter 150B of the General  
6                                    Statutes;  
7                                    c.    Activities undertaken by persons as defined in G.S. 113A-52(8)  
8                                    who are otherwise regulated by the provisions of G.S. 74-46  
9                                    through G.S. 74-68, the Mining Act of 1971."  
10                                  Sec. 2. This act shall become effective October 1, 1989.