



NORTH CAROLINA
Environmental Quality

ROY COOPER
Governor

ELIZABETH S. BISER
Secretary

BRAXTON DAVIS
Director

September 1, 2021

Mayor A.B. "Trace" Cooper, III
Town of Atlantic Beach
125 West Fort Macon Rd.
Atlantic Beach, NC 28512

CERTIFIED MAIL RETURN RECEIPT
REQUESTED and electronically:
TCooper@atlanticbeach-nc.com

Mr. David Walker, Town Manager
Town of Atlantic Beach
125 West Fort Macon Rd.
Atlantic Beach, NC 28512

CERTIFIED MAIL RETURN RECEIPT
REQUESTED and electronically:
townmanager@atlanticbeach-nc.com

Re: Certification of the Town of Atlantic Beach CAMA Land Use Plan Update

Dear Mayor Cooper and Mr. Walker:

Please find enclosed the written Final Agency Decision granting certification to the Town of Atlantic Beach's CAMA Land Use Plan Update. Please let me know if you have any questions.

Very truly yours,

A handwritten signature in black ink, appearing to read "Braxton C. Davis".

Braxton C. Davis, Director
NC Division of Coastal Management

cc via email: M. Renee Cahoon, Chair
Mary L. Lucasse, Commission Counsel
Rachel Love-Adrick, Morehead City District Planner
Michelle Shreve Eitner, Planning Director, Town of Atlantic Beach



North Carolina Department of Environmental Quality | Division of Coastal Management
Morehead City Office | 400 Commerce Avenue | Morehead City, North Carolina 28557
252.808.2808

IN THE MATTER OF THE REQUEST)
FOR CERTIFICATION OF THE TOWN)
OF ATLANTIC BEACH CAMA LAND)
USE PLAN UPDATE)

FINAL AGENCY DECISION

FACTS

1. This is the Town of Atlantic Beach's CAMA Land Use Plan Update (hereinafter the "Plan"), adopted July 26, 2021 by the Town of Atlantic Beach.

2. The Town of Atlantic Beach (hereinafter the "Town") is located on Bogue Banks in Carteret County. The Town is bounded by Bogue Sound to the north; Fort Macon State Park to the east; the Atlantic Ocean to the south, and the Town of Pine Knoll Shores to the west.

3. As of 2020 the estimated permanent population of Atlantic Beach was 1,536, and the estimated peak population was 29,560. The growth rate for the past decade was 0.5%.

4. The Town is requesting certification of the Plan which can be found at <https://deq.nc.gov/about/divisions/coastal-management/coastal-management-land-use-planning/certified-lups/carteret-county>. The Plan replaces the Core Land Use Plan certified by the Coastal Resources Commission on July 24, 2008.

5. The Town Council adopted the Plan by resolution on July 26, 2021, after a duly advertised public hearing. The public had the opportunity to provide written comments on the plan up to thirty (30) calendar days after local adoption. No comments were received.

CONCLUSIONS OF LAW

1. The Town of Atlantic's Plan has met the substantive requirements outlined within the Coastal Resource Commission's Land Use Planning Requirements effective February 1, 2016.

2. There are no conflicts evident in Town of Atlantic Beach's Plan with either State or Federal law, or the State's Coastal Management Program.

3. The elected body of The Town of Atlantic Beach made a final decision on the contents of Plan and provided opportunity for the public to provide written comment following local adoption of the plan, as required by N.C.G.S. § 113A-110 and 15A NCAC 7B .0801 and .0802, and the Plan was submitted to the Division of Coastal Management without written objection or comment from the public.

DECISION

For the reasons stated herein, the Town of Atlantic Beach's request for certification of its Plan is GRANTED.

This the 24TH day of SEPTEMBER 2021.



Braxton C. Davis, Director
N.C. Division of Coastal Management

CERTIFICATE OF SERVICE

This is to certify that I have served a copy of the attached **Final Agency Decision** to the Town of Atlantic Beach and the North Carolina Coastal Resources Commission by the means specified below:

Method of Service

Mayor A.B. "Trace" Cooper, III
Town of Atlantic Beach
125 West Fort Macon Rd.
Atlantic Beach, NC 28512

CERTIFIED MAIL RETURN RECEIPT
REQUESTED and *electronically*:
TCooper@atlanticbeach-nc.com

Mr. David Walker, Town Manager
Town of Atlantic Beach
125 West Fort Macon Rd.
Atlantic Beach, NC 28512

CERTIFIED MAIL RETURN RECEIPT
REQUESTED and *electronically*:
townmanager@atlanticbeach-nc.com

Michelle Shreve Eitner, CZO
Director of Planning and Development

Electronically: planner2@atlanticbeach-nc.com

M. Renee Cahoon, Chair
Coastal Resources Commission

Electronically: Renee.Cahoon@ncdenr.gov

Mary L. Lucasse
Commission Counsel
NC Coastal Resources Commission
PO Box 629
Raleigh, NC 27602

Electronically: mlucasse@ncdoj.gov

Rachel Love-Adrick, District Planner
Division of Coastal Management
400 Commerce Ave.
Morehead City, NC 28557-3421

Electronically: rachel.love-adrick@ncdenr.gov

This is the 24 day of September 2021.


Amanda Cannon, Administrative Assistant

CARTERET COUNTY
NORTH CAROLINA

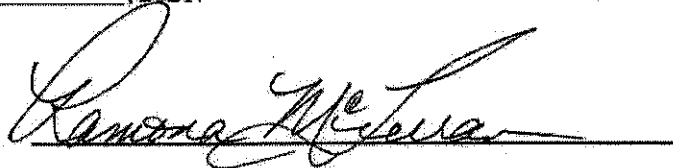
AFFIDAVIT OF PUBLICATION

Before the undersigned, a Notary Public of County and State of said publisher, duly commissioned, qualified and authorized by law to administer oaths, personally appeared Ramona McFerran

who being first duly sworn, deposes and says: that he (she) is Clerk
(Owner, partner or other officer or employee authorized to make this affidavit)

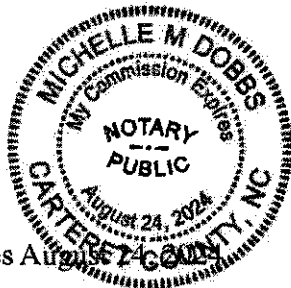
of The Carteret Publishing Co., Inc., engaged in the publication of a newspaper known as CARTERET COUNTY NEWS-TIMES, published, issued, and entered as second class mail in the Town of Morehead City, in said County and State; that he (she) is authorized to make this affidavit and sworn statement; that the notice or other legal advertisement, a true copy of which is attached hereto, was published in CARTERET COUNTY NEWS-TIMES on the following dates: 6/23/21 and that the said newspaper in which such notice, paper, document, or legal advertisement was published was, at the time of each and every such publication, a newspaper meeting all of the requirements and qualifications of Section 1-597 of the General Statutes of North Carolina and was a qualified newspaper within the meaning of Section 1-597 of the General Statutes of North Carolina.

This the 24th day of June, 2021.



Signature of person making affidavit

Sworn to and subscribed before me, this 24th day of June, 2021.



Notary Public

My commission expires August 24, 2024

**TOWN COUNCIL
NOTICE OF
PUBLIC HEARING
ATLANTIC BEACH
CAMA LAND USE PLAN**

Notice is hereby given that the Town of Atlantic Beach Town Council will conduct a public hearing on Monday, July 26, 2021 at 6:00 PM to review the Atlantic Beach Coastal Area Management Act (CAMA) Land Use Plan. The meeting will be held in the boardroom located in Atlantic Station at 1010 W Fort Macon Road, Unit 17 and online via Zoom. All interested citizens are encouraged to attend. Following the public hearing, the Town Council will consider adoption of the Land Use Plan. Once adopted, the plan will be submitted to the Director of the North Carolina Division of Coastal Management for certification.

Written objections, comments, or statements of support shall be submitted to the Division of Coastal Management's District Planner, Rachel Lovelace, 400 Commerce Avenue, Morehead City, NC 28557 no more than 30 calendar days after local adoption of the plan. Further information can be obtained by contacting the District Planner at (252) 868-2808.

Copies of the Land Use Plan are available for review by the public at www.atlanticbeach-nc.com/lup-update, at the Town of Atlantic Beach Town Hall, and outside the Commissioners' Boardroom at the Carteret County courthouse during normal office hours. The public is encouraged to review the Land Use Plan and to attend the public hearing. For additional information, please contact Planning Director Michelle Eitner at (252) 726-4456 or planning@atlanticbeach-nc.com.

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**RESOLUTION OF THE
TOWN OF ATLANTIC BEACH TOWN COUNCIL
ADOPTING THE ATLANTIC BEACH CAMA LAND USE PLAN**

WHEREAS, from 2019 through 2021, the Town of Atlantic Beach drafted a Coastal Area Management Act (CAMA) Land Use Plan with the assistance of its consultant, CodeWright Planners, and conducted a series of public workshops and meetings as part of a comprehensive public participation program; and

WHEREAS, on July 1, 2021, the Planning Board unanimously recommended approval of the adoption of the draft Plan; and

WHEREAS, the Town of Atlantic Beach conducted a duly advertised public hearing on the draft Plan at the Regular Meeting of the Town Council on July 26, 2021; and

WHEREAS, at the Regular Meeting on July 26, 2021, the Atlantic Beach Town Council found the policies and Future Land Use Map in the draft Plan to be consistent with the Atlantic Beach desired vision for the future and unanimously approved to adopt the draft Plan; and

WHEREAS, the adopted Plan will be submitted as required by state law to the District Planner for the Division of Coastal Management under the North Carolina Department of Environmental Quality and forwarded to the Executive Secretary; and

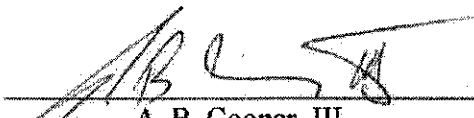
WHEREAS, a review of the adopted Plan by the Coastal Resources Commission will be scheduled; and the CRC will then decide on certification of the locally adopted Plan;

WHEREAS, a certified copy of the Atlantic Beach CAMA Land Use Plan will be forwarded to the Office for Coastal Management for federal approval.

NOW, THEREFORE, BE IT RESOLVED THAT the Town Council of the Town of Atlantic Beach, North Carolina has adopted the draft Plan; and

BE IT FURTHER RESOLVED that the Town Manager of the Town of Atlantic Beach is hereby authorized to submit the adopted Plan to the State for certification as described above.

Approved this 26th day of July, 2021.



A. B. Cooper, III
Mayor

ATTEST:



Katrina Tyer
Town Clerk

