

1 15A NCAC 07M .0603 is proposed for amendment as follows:

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3 **15A NCAC 07M .0603 POLICY STATEMENTS**

4 (a) It is the policy of the State of North Carolina that floating structures shall not be allowed or permitted within the  
5 public trust waters of the coastal area except in a marina permitted as development pursuant to the Coastal Area  
6 Management Act of 1974.

7 (b) All floating structures shall be in conformance with local regulations for on-shore sewage treatment.

8 (c) A boat shall be deemed a floating structure when its means of propulsion has been removed or rendered inoperative  
9 and it contains at least 200 square feet of living space area.

10 (d) A floating upweller system is a structure used in mariculture for the purpose of growing shellfish. For the purpose  
11 of this Rule, floating upweller systems are considered floating structures.

12 (e) Floating upweller systems may be permitted as a platform at a private docking facility in accordance with 15A  
13 NCAC 07H .0208(b)(6) or at a permitted marina in accordance with 15A NCAC 07H .0208(b)(5).

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15 *History Note: Authority G.S. 113A-102; 113A-103; 113A-107; 113A-108; 113A-118; 119.2(a)(2);*  
16 *113A-120(a)(8);*  
17 *Eff. July 1, 1983;*  
18 *Readopted Eff. January 1, 2023;*  
19 *Amended Eff. July 1, 2023.*