

1 15A NCAC 07M .0301 is proposed for repeal as follows:
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3 **SECTION .0300 - SHOREFRONT ACCESS POLICIES**
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5 **15A NCAC 07M .0301 DECLARATION OF GENERAL POLICY**

6 ~~(a) The public has traditionally and customarily had access to enjoy and freely use the ocean beaches and estuarine~~
7 ~~and public trust waters of the coastal region for recreational purposes and the State has a responsibility to provide~~
8 ~~continuous access to these resources. It is the policy of the State to foster, improve, enhance and ensure optimum~~
9 ~~access to the public beaches and waters of the 20 county coastal region. Access shall be consistent with rights of~~
10 ~~private property owners and the concurrent need to protect important coastal natural resources such as sand dunes and~~
11 ~~coastal marsh vegetation.~~

12 ~~(b) The State has created an access program for the purpose of acquiring, improving and maintaining waterfront~~
13 ~~recreational property at frequent intervals throughout the coastal region for public access to these important public~~
14 ~~trust resources.~~

15 ~~(c) In addition, some properties, due to their location, are subject to severe erosion so that development is not possible~~
16 ~~or feasible. In these cases, a valid public purpose may be served by the donation or acquisition of these properties for~~
17 ~~public access.~~

18 ~~(d) The primary purpose of the public access program is to provide funds to acquire or develop land for public access,~~
19 ~~including parking as authorized by G.S. 113A-134.3(e). Boating and fishing facilities are eligible for funding under~~
20 ~~the Public Beach and Coastal Waterfront Access Program provided that pedestrian access is also incorporated in the~~
21 ~~design of the facility.~~

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23 *History Note: Authority G.S. 113A-124; 113A-134.1; 113A-134.3;*

24 *Eff. March 1, 1979;*

25 *Amended Eff. February 1, 2009; January 1, 1998; March 1, 1988; March 1, 1985; July 1, 1982;*

26 *Repealed Eff. September 1, 2021.*