



ROY COOPER  
Governor

MICHAEL S. REGAN  
Secretary

BRAXTON C. DAVIS  
Director

**MEMORANDUM**

**CRC-17-10**

**TO:** Coastal Resources Commission

**FROM:** Charlan Owens, AICP, DCM Elizabeth City District Planner

**SUBJECT:** Certification of an Amendment to the Perquimans County / Town of Hertford / Town of Winfall Joint CAMA Land Use Plan

**DATE:** April 12, 2017

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**Recommendation**

Certification of an Amendment to the *Perquimans County / Town of Hertford / Town of Winfall Joint CAMA Land Use Plan (LUP)* based on the determination that the County has met the substantive requirements outlined in the 15 NCAC 7B Land Use Plan Guidelines and that there are no conflicts evident with either state or federal law or the State's Coastal Management Program.

**Overview**

Perquimans County is seeking certification of a policy text amendment to exclude the County from the shoreline setback within waterfront subdivisions indicated in the joint land use plan (LUP). Policy WQ #2 on Page IX-14 is to be amended as follows (text underlined to be added):

“Perquimans County, Hertford, and Winfall shall require, as appropriate, subdivision development to control and treat the storm water runoff generated by a 1.5-inch rain event and; that Hertford and Winfall shall require all buildings or related structures within waterfront subdivisions to be set back 50 feet from the shoreline.”

The County will rely on the *Perquimans County Zoning Ordinance* for the waterfront setback standard which is currently 40 feet from normal water level.

Under this amendment the setback will not be changed for the Towns. Since the joint LUP was initially adopted by each local government, the Towns retain their sole and independent authority to amend the LUP as it relates to their jurisdiction. Any amendment applicable to the Towns will require public hearings and local adoption actions through the Town governing bodies.

The Perquimans County Board of Commissioners held a duly advertised public hearing on the amendment at their March 6, 2017 regular meeting and it was unanimously adopted.

The public was provided the opportunity to submit written comments on the LUP amendment up to 30 days after the local adoption (April 5, 2017). No written comments or objections were received.

