

**State Environmental Policy Act (SEPA)  
Compliance**

The North Carolina Environmental Policy Act of 1971  
G.S. 113A-1 *et seq.*

This form is intended to assist DENR in determining whether a SEPA document is required for a project that requires a State permit, license, or other authorization. **For projects requiring a SEPA document final permit action cannot be taken until the environmental documentation is complete and approved through the Intergovernmental Review Process.**

**1. Will public funds be used in the construction phase(s) of the project?** “Public funds” does not include resources used solely to process a license or permit; lending of credit; or resources used to provide technical services. Yes\_\_\_\_No\_\_\_\_\_

If the answer to 1(a) is “Yes”, what types of funds will be used?

State\_\_\_\_ City\_\_\_\_ County\_\_\_\_ Other\_\_\_\_\_

Grant\_\_\_\_ Loan\_\_\_\_ Subsidy\_\_\_\_ Direct State or Local Appropriation \_\_\_\_\_

**2. Does the project involve private use of public or state lands?** “Public lands” as defined in G.S. 113A-9(7) would include all land owned by the State of North Carolina, by any State agency, or by the State for the use of any State agency or political subdivision of the State. It includes submerged lands owned by the State (such as public trust areas). Yes\_\_\_\_ No\_\_\_\_\_

**If “Yes” to either of the above questions, the project will require preparation of an environmental document pursuant to the North Carolina Environmental Policy Act unless the project falls under the minimum criteria adopted by DENR in 15A NCAC 1C.0500 or any of the exemptions described in NC General Statute 113A-12.** Department of Administration rules implementing SEPA, 1 NCAC 25, require preparation of an environmental document for all activities above the thresholds set in agency minimum criteria. Copies of the DENR minimum criteria can be retrieved through the department’s web page [www.enr.state.nc.us](http://www.enr.state.nc.us) under Laws and Regulations.

**3. Does the project fall under DENR minimum criteria or the NC General Statute 113A-12 exemptions?** Yes\_\_\_\_ No\_\_\_\_\_

If “yes”, identify the specific sections of the minimum criteria or General Statute 113A-12 that apply \_\_\_\_\_.

Has an environmental document already been prepared under the provisions of the National Environmental Policy Act (NEPA)? Yes \_\_\_\_\_ No \_\_\_\_\_, and if “no”, answer next question also.

**4. Is an environmental document being prepared under provisions of federal law?**  
Yes \_\_\_\_\_ No \_\_\_\_\_

**Did or will DENR have an opportunity to comment on the federal environmental document and to make the 01 NCAC 25. 0402 determination which signifies SEPA compliance for a specific activity?** Yes \_\_\_\_\_ No \_\_\_\_\_

**5. Are there additional phases to this project** Yes \_\_\_\_\_ No? \_\_\_\_\_  
**If “yes” were the additional phases included in the Master Plan?**  
Yes \_\_\_\_\_ No \_\_\_\_\_ **And how many years ago was the Master Plan circulated?** \_\_\_\_\_

Describe other phases \_\_\_\_\_

**Will the answers above also apply to the additional phases?** Yes \_\_\_\_\_ No \_\_\_\_\_  
If “No”, describe how the later phases would differ with respect to public funds, use of public lands and application of DENR minimum criteria or exemption described in G.S. 113A-12: