

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 488*

Short Title: Qualify Forestry Exemption.

(Public)

Sponsors: Representatives Colton, Anderson, and Robinson.

Referred to: Basic Resources.

March 8, 1989

A BILL TO BE ENTITLED
AN ACT TO LIMIT THE FORESTRY EXEMPTION UNDER SEDIMENTATION
POLLUTION CONTROL LAWS TO FORESTRY ACTIVITIES USING BEST
MANAGEMENT PRACTICES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 113A-52(6) reads as rewritten:

"(6) 'Land-disturbing activity' means any use of the land by any person in residential, industrial, educational, institutional or commercial development, highway and road construction and maintenance that results in a change in the natural cover or topography and that may cause or contribute to sedimentation. This Article shall not apply to the following land-disturbing activities:

- a. Those undertaken on agricultural land for the production of plants and animals useful to man, including but not limited to: forages and sod crops, grains and feed crops, tobacco, cotton, and peanuts; dairy animals and dairy products; poultry and poultry products; livestock, including beef cattle, sheep, swine, horses, ponies, mules or goats, including the breeding and grazing of any or all such animals; bees and apiary products; fur animals; and
- b. Those undertaken on forestland for the production and harvesting of timber and timber ~~products;~~ products and which are conducted in accordance with the Forest Practice Guidelines Related to Water Quality (best management practices) as

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1 prepared and adopted by the Department of Natural Resources
2 and Community Development. The adoption of Forest Practices
3 Guidelines Related to Water Quality under this statute is subject
4 to the rule-making procedures of Chapter 150B of the General
5 Statutes;

6 c. Activities undertaken by persons as defined in G.S. 113A-52(8)
7 who are otherwise regulated by the provisions of G.S. 74-46
8 through G.S. 74-68, the Mining Act of 1971."

9 Sec. 2. This act shall become effective October 1, 1989.