

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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SENATE BILL 932

Short Title: Timber Harvests/Prior Notice.

(Public)

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Sponsors: Senators Kinnaird; Clodfelter and Hagan.

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Referred to: Agriculture/Environment/Natural Resources.

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April 14, 1999

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THAT THE DEPARTMENT OF ENVIRONMENT AND  
NATURAL RESOURCES RECEIVE PRIOR NOTIFICATION OF TIMBER  
HARVESTING.

The General Assembly of North Carolina enacts:

Section 1. G.S. 113A-52.01 reads as rewritten:

**"§ 113A-52.01. Applicability of this Article.**

(a) This Article ~~shall~~does not apply to the following land-disturbing activities:

(1) Activities, including the breeding and grazing of livestock, undertaken on agricultural land for the production of plants and animals useful to man, including, but not limited to:

- a. Forages and sod crops, grains and feed crops, tobacco, cotton, and peanuts.
- b. Dairy animals and dairy products.
- c. Poultry and poultry products.
- d. Livestock, including beef cattle, llamas, sheep, swine, horses, ponies, mules, and goats.
- e. Bees and apiary products.
- f. Fur producing animals.

- 1           (2) ~~Activities~~ Subject to subsection (b) of this section, activities undertaken  
2           on forestland for the production and harvesting of timber and timber  
3           products and conducted in accordance with best management practices  
4           set out in Forest Practice Guidelines Related to Water Quality, as  
5           adopted by the Department.  
6           (3) Activities for which a permit is required under the Mining Act of 1971,  
7           Article 7 of Chapter 74 of the General Statutes.  
8           (4) For the duration of an emergency, activities essential to protect human  
9           life.

10        (b) Any person who conducts timber or logging activities on forestland shall notify the  
11        Department of Environment and Natural Resources at least 30 days prior to commencing  
12        this activity. This subsection does not apply to timber removal in response to natural  
13        disasters or when necessary to alleviate an immediate danger to human health or  
14        property."

15           Section 2. The Sedimentation Control Commission shall adopt rules to  
16        implement this act.

17           Section 3. This act becomes effective October 1, 1999.