Separation of Stormwater Permitting and Coastal Zone Consistency

Process Separation

- April 16th 2012, complete separation of Stormwater (SW) and Coastal Zone Consistency (CZC) processes for clarity and less confusion and delays for both programs

- CZC will be administered by DHEC-OCRM in Charleston and staff will consist of Tara Maddock, Christine Kozcera and Curtis Joyner

- SW will be administered by Bureau of Water – Coastal SW section

- CZC decision will consist of an internal document sent to State permitting authority and included with permit decision

- Will review transferring other CZC processes soon

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Process Separation - CZC

- Reduction of the current 120 day review timeframe to 30 days

- Eliminate the use of project specific MOAs in the treatment of on-site Geographic Areas of Particular Concern (GAPC) and rely more on conditional approvals

- Implement proposed General State Coastal Zone Consistency Certifications for more expedited review (15 days)

- Submittal requirements are basic and consistent with the Coastal Zone Management Program (CZMP)

- Implement the use of "front loaded" application with checklists that are based on applicable CZMP policies for more efficient processing

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Basic Submittal Requirements consistent with CZMP

- State CZC Request Form

- Project Outline

- A site plan drawing (will recommend professionally prepared drawings)

- CZMP Policy Checklist(s) (including the Statement of Consistency with CZMP Policies)

- CZC request must be **complete** for public notice or for GCZC determination

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Description of the 30 day CZC process

- Within 5 days of receipt of the State CZC request, CZC staff will determine completeness

- If request is complete, CZC staff will place the request on public notice or if the GCZC is applicable, the GCZC will be issued

- If request is incomplete, applicant will be given 5 days to correct

- If no GCZC, a public notice will run for 10 days

- CZC staff will make a determination of Consistency or Inconsistency within 10 days after the close of the 10 day comment period

- Goal for total process timeframe is 30 days

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Example of a CZC checklist for a Commercial Development:

Will your proposed commercial activity project or plans…

☐ require the facility be located immediately adjacent to the shoreline based upon a water-dependent activity?

☐ avoid the filling or permanent alteration of salt brackish or freshwater wetlands unless no feasible alternatives exist and the facility is water-dependent?

☐ be consistent with the Priority of Uses of each listed GAPC as listed in the GAPC document?

* Questions are indicative of frontloaded nature of checklists.

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Example of CZC checklist for Stormwater Runoff Storage:

Will your proposed development project or plans…

☐ demonstrate that storage of the first 1/2 inch of runoff from the entire site or storage of the first one (1) inch of runoff through retention, detention or infiltration systems, from the built-upon portion of the property, whichever is greater?

☐ be consistent with the Priority of Uses of each listed Geographic Areas of Particular Concern (GAPCs) as shown in the GAPC document (Part D)?

☐ (for those projects which are located within one thousand feet of shellfish beds) demonstrate the first one and one half (1 1/2) inches of runoff from the built-upon portion of the property be retained on site?

• Questions are indicative of frontloaded nature of checklists.

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Summary of SW and CZC process separation

- Will provide OCRM and Permitting Authority clarity in responsibility and process

- Will provide quicker decision timeframes for both CZC and associated State Permitting processes

- Will bring the CZC process and CZMP program to level of import as was originally intended when the processes were separate and distinct

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