

R.30-1, Statement of Policy – Proposed Amendment

R.30-12, Specific Project Standards for Tidelands and Coastal Waters – Proposed Amendment

State Register Document No. 4995

General Assembly review required

Link to Notice of Final Regulation (“NFR”) for legislative review: www.scstatehouse.gov/regs/4995.docx

Status |

Legislative review of NFR will begin: January 2021

Contact Information |

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Summary |

Pursuant to the S.C. Coastal Zone Management Act, S.C. Code Sections 48-39-10 et seq., the Department proposes amending R.30-1 and R.30-12 to provide a definition and add project standards for living shorelines. Coastal property owners and other stakeholders in South Carolina have expressed an increased interest in the use of living shorelines as an alternative to hardened erosion control structures within the estuarine environment. Coastal Division regulations currently do not provide guidance specific for living shoreline installations. The lack of a regulatory definition or specific project standards for living shorelines has resulted in longer permitting review times and uncertainties about project performance. Proposed new sections R.30-1.D(31) and R.30-12.Q will allow for a more efficient authorization process by defining which projects qualify as a living shoreline and establishing specific standards for living shoreline installations. The proposed new sections will also help ensure a project’s design will accomplish its intended goals.

The Department developed the proposed new sections using scientific data and monitoring results from existing living shoreline installations in South Carolina and with input from state, local, and federal agencies, the Living Shoreline Working Group, and additional stakeholder engagement.

The Administrative Procedures Act, S.C. Code Section 1-23-120(A), requires General Assembly review of these proposed amendments.

History |

NOD published; comment period started:	April 24, 2020
NOD comment period closed:	May 26, 2020
Board approval to publish NPR:	September 10, 2020
NPR published; comment period started:	September 25, 2020
NPR comment period closed:	October 26, 2020
Public Hearing:	December 10, 2020