

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 426

AMENDMENT NO. A1
(to be filled in by
Principal Clerk)

H426-ATQ-70 [v.6]

Page 1 of 2

Amends Title [YES]
Second Edition

Date _____, 2024

Senator Hanig

1 moves to amend the bill on page 1, lines 2 through 4, by rewriting the lines to read:

2
3 "AN ACT TO DESIGNATE JOCKEY'S RIDGE AS AN AREA OF ENVIRONMENTAL
4 CONCERN; TO";

5
6 and on page 1, lines 14 through 36, by rewriting the lines to read:

7
8 **"DESIGNATE JOCKEY'S RIDGE AS AN AREA OF ENVIRONMENTAL CONCERN**

9 **SECTION 1.** Article 7 of Chapter 113A of the General Statutes is amended by
10 adding a new section to read:

11 **"§ 113A-113.1. Designation of Jockey's Ridge as an area of environmental concern.**

12 (a) Description. – Jockey's Ridge is the tallest active sand dune (medano) along the
13 Atlantic Coast of the United States. Located within the town of Nags Head in Dare County,
14 between U.S. 158 and Roanoke Sound, Jockey's Ridge represents the southern extremity of a
15 back barrier dune system which extends north along Currituck Spit into Virginia. Given the status
16 of Jockey's Ridge as a State Park, State Nature Preserve, complex natural area, and an area
17 containing a unique geological formation as identified by the State Geologist, the General
18 Assembly designates Jockey's Ridge as a unique coastal geological formation area of
19 environmental concern, as authorized by G.S. 113A-113(b)(4)g.

20 (b) Boundaries. – The boundaries of the Jockey's Ridge area of environmental concern
21 shall be as depicted on a map approved by the Coastal Resources Commission on December 4,
22 1987. The Coastal Resources Commission may approve subsequent maps as needed to effectuate
23 the protection of the Jockey's Ridge area of environmental concern consistent with subsection (c)
24 of this section. The area of environmental concern includes the entire rights of way of U.S. 158
25 Bypass, SR 1221 (Sound Side Road), Virginia Dare Trail, and Conch Street where these roads
26 bound this area.

27 (c) Use Standards. – Development within the Jockey's Ridge area of environmental
28 concern shall be consistent with the following minimum use standards:

- 29 (1) Development that requires the removal of greater than ten cubic yards of sand
30 per year within the area of environmental concern boundary shall require a
31 permit pursuant to this Article or rules adopted thereunder.



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- 1 (2) All sand that is removed from within the area of environmental concern
2 boundary in accordance with subdivision (1) of this subsection shall be
3 deposited at locations within the Jockey's Ridge State Park designated by the
4 Division of Coastal Management in consultation with the Division of Parks
5 and Recreation.
6 (3) Development activities shall not significantly alter or retard the free
7 movement of sand except when necessary for the purpose of maintaining or
8 constructing a road, residential or commercial structure, accessway, lawn or
9 garden, or parking area, unless allowed by the Management Plan of Jockey's
10 Ridge State Park as developed pursuant to G.S. 143-135.52."".
11
12

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

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and vote information, is available in the
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