



09/05/2008

Regulations Governing Beach
Protection and the Use of Beaches
December 27, 1983

The Beach Preservation Act
Title 7, Chapter 68.



Shoreline & Waterway Management Section

Regulations Governing Beach Protection and the Use of Beaches December 27, 1983

A Permit is required from the Division prior to the construction of any structure or facility on any beach seaward of the Building Line.



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Beach – is that area which extends from the mean high waterline of the Atlantic Ocean landward 1,000 feet and seaward 2,500 feet, respectively.



Shoreline & Waterway Management Section



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Section 4.03 Construction of Beach Erosion Pipelines or
Harbor Works Seaward of the Building Line.

Section 4.04 Construction of Pipelines or Harbor Works
Seaward of the Building Line.



Shoreline & Waterway Management Section

Procedures for Processing Permit Applications

- The permit application shall be advertised in a daily newspaper of statewide circulation and in a newspaper of general circulation in the county in which the activity is proposed.
- The Division mails notice of the Permit Application to all adjacent property owners.
- Application is available for public inspection.
- Comments are accepted for 15 calendar days.
- A decision can not be made until at least 20 days after the notice has been published and mailed to adjacent property owners



Hearing Request

- Schedule a Hearing
- Advertise the Hearing
- Hold the Hearing
- Wait for the Hearing Officers Report
- Make a decision on the application



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Specific Information Examined by the Division

- Comments received by the Division.
- The effect of the proposed construction on shoreline recession, beach erosion, flooding, and potential damage to the parcel of real property that is the subject of the permit application, and potential damage to any other parcel of real property, public lands, or personal property .
- The design modifications which may mitigate the impact of the proposed construction.
- Any other factors or information that the Division determines to be relevant to the subject matter of the permit and carrying out the purposes and intent of the Regulations and the Act.



Other

- Approval from the U.S. Army Corps of Engineers

May be in the project area



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