



*15A NCAC 07H .2800 (proposed)
Temporary Weather Monitoring Structures*

Apr 16, 2026

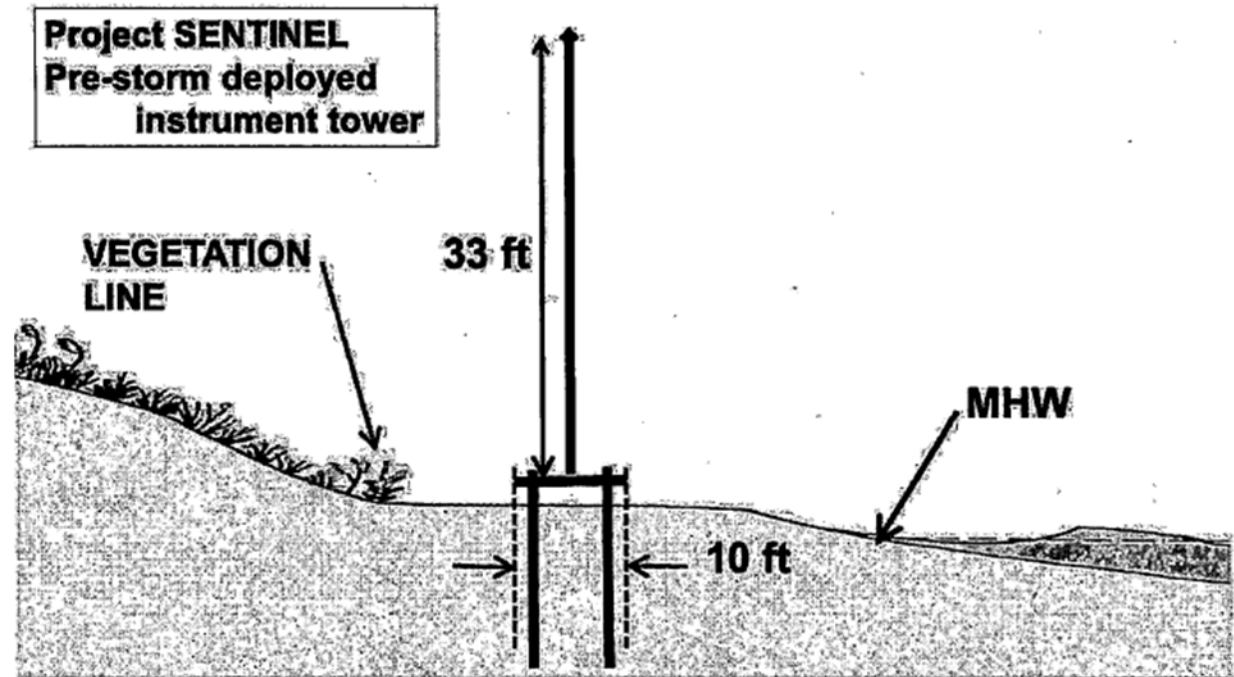


Overview

- Background
- Proposed new rule: 15A NCAC 07H .2800
- Proposed amendments to 15A NCAC 07H .0309(a)
- CAMA and CRC Rules regarding General Permits
- Rulemaking Timeline

Background

- Temporary weather monitoring structures are currently being permitted by general permit under 07H .1900 as “Temporary Structures”
- CRAC has been discussing a better permitting pathway since 2024
- CRAC decided to propose a new general permit



Key Elements – 07H .2800

- **Definition:** “Structures temporarily installed on the dry sand area of the beach as defined in G.S. 77-20(e), for the specific purpose of collecting meteorological data during approaching storms”
- Allows (and actually requires) this development to occur on the ocean beach
- Provides conditions where an entity other than the landowner can be the project applicant
- Removes the requirement for notification of adjacent riparian landowners

Key Elements – 07H .2800

Coastal Area Management Act

§ 113A-118.1. General permits

(b) “... Individual developments carried out under the provisions of general permits shall not be subject to the mandatory notice provisions of G.S. 113A-119.”

(c) “The Commission may impose reasonable notice provisions and other appropriate conditions and safeguards on any general permit it issues.”

Key Elements – 07H .2800

- Sea Turtles and Waterbirds
 - NC Wildlife Resources Commission representative participates in site visit. Additional coordination required:
 - From April 1 to November 15 –OR–
 - Anytime in an Inlet Hazard Area
- Permit is valid for 5 years.
- Structure may remain in place for a maximum total of 14 days unless otherwise authorized by the Division of Coastal Management.
- DCM must be notified when the structure is installed and removed.
- Vehicles and heavy equipment will utilize existing vehicle access points to beach.

Proposed Changes to 07H .0309(a)

15A NCAC 07H .0309 USE STANDARDS FOR OCEAN HAZARD AREAS: EXCEPTIONS

(a) The following types of development shall be permitted seaward of the oceanfront setback requirements of Rule .0306(a) of this Section if all other provisions of this Subchapter and other state and local regulations are met:

- (1) campsites;
- (2) driveways and parking areas with clay, packed sand, or gravel;
- (3) elevated decks not exceeding a footprint of 500 square feet. Existing decks exceeding a footprint of 500 square feet may be replaced with no enlargement beyond their original dimensions;
- (4) beach accessways consistent with Rule .0308(c) of this Section;
- (5) unenclosed, uninhabitable gazebos with a footprint of 200 square feet or less;
- (6) uninhabitable, single-story storage sheds with a foundation or floor consisting of wood, clay, packed sand or gravel, and a footprint of 200 square feet or less;
- (7) temporary ~~amusement stands~~ structures consistent with Section .1900 of this Subchapter;
- (8) sand fences;
- (9) swimming pools; ~~and~~
- (10) fill not associated with dune creation that is obtained from an upland source and is of the same general characteristics as the sand in the area in which it is to be ~~placed~~placed.; and
- (11) Temporary weather monitoring structures permitted by General Permit in 15A NCAC 07H ~~2800.~~

Include any structure
permissible by 07H .1900

~~In all cases,~~ With the exception of development specifically allowed by another rule in this Chapter, ~~this~~ ~~all~~ development shall be permitted only if it is landward of the vegetation line or pre-project vegetation line, whichever is applicable; involves no alteration or removal of primary or frontal dunes which would compromise the integrity of the dune as a protective landform or the dune vegetation; is not essential to the continued existence or use of an associated principal development; and meets all other non-setback requirements of this Subchapter.

Proposed Changes to 07H .0309(a)

15A NCAC 07H .0309 USE STANDARDS FOR OCEAN HAZARD AREAS: EXCEPTIONS

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- (8) sand fences;
- (9) swimming pools; ~~and~~
- (10) fill not associated with dune creation that is obtained from an upland source and is of the same general characteristics as the sand in the area in which it is to be ~~placed~~placed.; ~~and~~
- (11) Temporary weather monitoring structures permitted by General Permit in 15A NCAC 07H ~~.2800.~~

Temporary weather monitoring structures as an exception to the oceanfront setback

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Proposed Changes to 07H .0309(a)

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- (8) sand fences;
- (9) swimming pools; ~~and~~
- (10) fill not associated with dune creation that is obtained from an upland source and is of the same general characteristics as the sand in the area in which it is to be ~~placed~~ placed; ~~and~~
- (11) Temporary weather monitoring structures permitted by General Permit in 15A NCAC 07H 2800.

~~In all cases, With the exception of development specifically allowed by another rule in this Chapter, this~~ all development shall be permitted only if it is landward of the vegetation line or pre-project vegetation line, whichever is applicable; involves no alteration or removal of primary or frontal dunes which would compromise the integrity of the dune as a protective landform or the dune vegetation; is not essential to the continued existence or use of an associated principal development; and meets all other non-setback requirements of this Subchapter.

Development allowed seaward of the vegetation line

General Permits in CAMA

§ 113A-118.1 General Permits

(a) The Commission may, by rule, designate certain classes of major and minor development for which a general or blanket permit may be issued. In developing these rules, the Commission shall consider:

- (1) The size of the development;
- (2) The impact of the development on areas of environmental concern;
- (3) How often the class of development is carried out;
- (4) The need for onsite oversight of the development; and
- (5) The need for public review and comment on individual development projects.

07J .1100 General Permit Procedure

- Purpose is for development that has:

“insignificant impacts on areas of environmental concern and which should not require public review and comment.” (07J .1101)

- Categories of development:

“only those activities that are substantially similar in nature that cause only minimal adverse environmental impact when performed separately, and that will have only a minimal adverse cumulative effect on the environment.” (07J .1102)

07J .1100 General Permit Procedure

- Modification of general permit categories (.1104)
- Standard application procedures (.1105)
- General and specific conditions must be included (.1106)
- Violations and penalties (.1107)
- Annual review of general permit categories (.1108)

Rule-Making Process

