North Carolina Department of Environment and Natural Resources
Division of Water Quality

Beverly Eaves Perdue
Governor

Charles Wakild, P.E.
Director

Dee Freeman
Secretary

Variance Request Form - for Minor Variances

Protection and Maintenance of Riparian Areas Rules

NOTE: This form may be photocopied for use as an original.

Please identify which Riparian Area (Buffer) Protection Rule applies.

- ❑ **Neuse River Basin: Nutrient Sensitive Waters Management Strategy Protection and Maintenance of Riparian Areas Rule (15A NCAC 02B .0233)**
- ❑ **Tar-Pamlico River Basin: Nutrient Sensitive Waters Management Strategy Protection and Maintenance of Riparian Areas Rule (15A NCAC 02B .0259)**
- ❑ **Catawba River Basin: Protection and Maintenance of Existing Riparian Buffers (15A NCAC 02B .0243)**

Part 1: General Information

(Please include attachments if the room provided is insufficient.)

1. Applicant's name (the corporation, individual, etc. who owns the property):
   _____

2. Print Owner/Signing Official (person legally responsible for the property and its compliance)
   Name: _____
   Title: _____
   Street address: _____
   City, State, Zip: _____
   Telephone: (_____)_____
   Fax: (_____)_____

3. Contact person who can answer questions about the proposed project:
   Name: _____
   Telephone: (_____)_____
   Fax: (_____)_____
   Email: _____

4. Project Name (Subdivision, facility, or establishment name - consistent with project name on plans, specifications, letters, operation and maintenance agreements, etc.):

_____

5. Project Location:
   Street address: _____
   City, State, Zip: _____
   County: _____
   Latitude/longitude: _____

6. Date property was purchased: _____

7. Is your project in one of the 20 Coastal Counties covered under the Coastal Area Management Act (CAMA)? YES/NO

7a. If you answered yes to question 1, in which AEC do you fall (30 ft or 75 ft) ?_____

7b. What is the total percent of impervious cover that you have proposed within the AEC? _____ (Fill in the blank).

8. Directions to site from nearest major intersection (Also, attach an 8 ½ x 11 copy of the USGS topographic map indicating the location of the site):

_____
_____
_____
_____

9. Stream to be impacted by the proposed activity:
   Stream name (for unnamed streams label as "UT" to the nearest named stream):

   _____
   Stream classification [as identified within the Schedule of Classifications 15A NCAC 2B .0315 (Neuse) or .0316 (Tar-Pamlico)]: _____

10. Which of the following permits/approvals will be required or have been received already for this project?

Required:	Received:	Date received:	Permit Type:
_____	_____	_____	CAMA Major
_____	_____	_____	CAMA Minor
_____	_____	_____	401 Certification/404 Permit
_____	_____	_____	On-site Wastewater Permit
_____	_____	_____	NPDES Permit (including stormwater)
_____	_____	_____	Non-discharge Permit
_____	_____	_____	Water Supply Watershed Variance
_____	_____	_____	Others (specify) _____

Part 2: Proposed Activity

(Please include attachments if the room provided is insufficient.)

1. Description/purpose of proposed activity [Also, please attach a map of sufficient detail (such as a plat map or site plan) to accurately delineate the boundaries of the land to be utilized in carrying out the activity, the location and dimension of any disturbance in the riparian buffers associated with the activity, and the extent of riparian buffers on the land. **Include the area of buffer impact in ft^2.**]:

_____
_____

2. State reasons why this plan for the proposed activity cannot be practically accomplished, reduced or reconfigured to better minimize or eliminate disturbance to the riparian buffers:

3. Description of any best management practices to be used to control impacts associated with the proposed activity (i.e., control of runoff from impervious surfaces to provide diffuse flow, re-planting vegetation or enhancement of existing vegetation, etc.):

4. Please provide an explanation of the following:
   (1) The practical difficulties or hardships that would result from the strict application of this Rule.

   (2) How these difficulties or hardships result from conditions that are unique to the property involved.

   (3) If economic hardship is the major consideration, then include a specific explanation of the economic hardships and the proportion of the hardship to the entire value of the project.

Part 3: Deed Restrictions

By your signature in Part 5 of this application, you certify that all structural stormwater best management practices required by this variance shall be located in recorded stormwater easements, that the easements will run with the land, that the easements cannot be changed or deleted without concurrence from the State, and that the easements will be recorded prior to the sale of any lot.

Part 4: Agent Authorization

If you wish to designate submittal authority to another individual or firm so that they may provide information on your behalf, please complete this section:

Designated agent (individual or firm): _____
Mailing address: _____
City, State, Zip: _____
Telephone: _____
Fax: _____
Email: _____

Part 5: Applicant's Certification

I, _____ (print or type name of person listed in Part I, Item 2), certify that the information included on this permit application form is correct, that the project will be constructed in conformance with the approved plans and that the deed restrictions in accordance with Part 5 of this form will be recorded with all required permit conditions.

Signature: _____
Date: _____
Title: _____