

Redline

Section 103. Exceptions to Applicability

~~(D) A pre-existing lot owned by an individual prior to the effective date of this ordinance, regardless of whether or not a vested right has been established, may be developed for single family residential purposes without being subject to the restrictions of this ordinance except Section 304 where practicable. However, this exemption is not applicable to multiple contiguous lots under single ownership unless the lots violate the minimum lot size established by the N.C. Environmental Management Commission. Lots in violation of N.C. Environmental Management Commission minimum standards shall be combined according to Section 308(A)(2).~~

Section 106. Remedies.

(A) If any subdivision, development and/or land use is found to be in violation of this Ordinance, the Chatham County ~~Governing Board~~ **Watershed Administrator** may, in addition to all other remedies available either in law or in equity, institute a civil penalty, action or proceedings to restrain, correct, or abate the violation; to prevent occupancy of the building, structure, or land; or to prevent any illegal act, conduct, business, or use in or about the premises. In addition, the N.C. Environmental Management Commission may assess civil penalties in accordance with North Carolina G.S. 143-215.6(a). Civil penalties shall be assessed in the amount of \$50.00 per day for the first violation. If the same violation occurs on the same property within six (6) years after the initial violation is remedied, a civil penalty in the amount of \$100.00 per day shall automatically apply. If the same violation occurs on the same property within six (6) years after the second occurrence of the violation is remedied, a civil penalty in the amount of \$200.00 per day shall automatically apply. If the same violation occurs on the same property within six (6) years after the third or any subsequent occurrence of the violation is remedied, a civil penalty in the amount of \$500.00 per day shall automatically apply. For the purposes of assessing civil penalties each day such violation continues shall be considered a separate and distinct offense. (#9)

Section 109. General Definitions.

Balance of Watershed (BW). The area adjoining and upstream of the critical area in a WS-II and WS-III water supply watershed. The "balance of watershed" is comprised of the entire land area contributing surface drainage to the stream, river, or reservoir where a water supply intake is located.

Protected Area. The area adjoining and upstream of the critical area of WS-IV watersheds. The boundaries of the protected area are defined as within five miles of and draining to the normal pool elevation of the reservoir or to the ridgeline of the watershed; or within 10 miles upstream and draining to the intake located directly in the stream or river or to the ridgeline of the watershed.

Article 500. Section 501. Watershed Administrator and Duties thereof.

(G) The Watershed Administrator is responsible for ensuring that Stormwater Control Measures are inspected at least once a year and shall keep a record of SCM inspections.

Throughout the Document

Replace Division of Water Quality with **Division of Water Resources**

Replace Department of Environment and Natural Resources with **Department of Environmental Quality**.

Example:

Section 304. Riparian Buffers Required. (B) Field Delineations

Wetlands considered to be non- jurisdictional by the US Army Corps of Engineers or the ~~NC Division of Water Quality~~ **NC Division of Water Resources** are subject to Chatham County riparian buffers.