

AGENDA
North Carolina Land and Water Fund
Restoration, Innovative Stormwater, and Planning Committee Meeting
November 15, 2024, 9:00 a.m. – 12:00 p.m.

This meeting will be held via teleconference and will have a physical location on the 4th floor of the Nature Research Center located at 121 West Jones Street, Raleigh, NC in room 4508. If any member of the public would like to join to the meeting via MS Teams or in person, please contact Terri Murray at teresa.murray@dncr.nc.gov or 919-707-9400 in advance for links or directions.

Committee Members:

Ann Browning (Chair), John Wilson, Jimmy Broughton, Clement Riddle, Mike Rusher

COMMENCEMENT

- 1) Call to Order** (Chair – Ann Browning)
 - a) Welcome**
 - b) Roll call**
 - c) Compliance with General Statute § 138A-15**

General Statute § 138A-15 mandates that the Chair inquire as to whether any Trustee knows of any conflict of interest or the appearance of a conflict of interest with respect to matters on the agenda. If any Trustee knows of a conflict of interest or the appearance of a conflict of interest, please state so at this time.
 - d) Please put cell phones on vibrate or turn off, and if you are a guest joining remotely, please mute your audio and turn off your video unless you are called upon to speak**
 - e) Revisions, additions, and adoption of the agenda**
 - f) Approval of committee meeting minutes from October 2, 2024**
- 2) Executive Director’s update** (Will Summer)

PUBLIC COMMENTS

The public is invited to make comments to the committee (Chair – Ann Browning)

The NCLWF Guidelines and Practices Manual states that comments shall be limited to subjects of business falling within the jurisdiction of the NCLWF. The NCLWF welcomes public comments on general issues. Comments will not be allowed on individual projects before the NCLWF for funding during the regular meeting. Comments will be limited to three minutes per person.

BUSINESS

- 1) Program Manager’s update** (Steve Bevington)

Staff will provide the committee with a program update.
- 2) Construction contract extensions** (Steve Bevington)

Staff will present a request to extend the deadline for construction contracts per statutory requirement.
- 3) Consideration of adjustments to the Application Rating System (ARS) for Restoration Program applications** (Will Summer/Steve Bevington)

Staff will present potential updates to the ARS for Restoration Program applications in the following areas:

 - 3a) Points awarded for unsecured match** (all funding areas)

3b) Construction cost table update (Restoration only)

3c) Consideration of wetlands in resource significance score (Restoration and Planning)

ADJOURNMENT

**North Carolina Land and Water Fund
Restoration Committee Meeting Minutes
October 2, 2024**

The meeting was held at the Ross Conference Center in the Nature Research Center and all Committee Members in attendance but for Clement Riddle who was prevented from attending due matters relating to Hurricane Helene.

Committee Members present: Ann Browning (Chair), John Wilson, Jimmy Broughton, Mike Rusher

Committee Members not present: Clement Riddle

Additional Board Members present: Amy Grissom, David Womack, Darrel Williams

Staff present in person or via Teams: Will Summer, Marissa Hartzler, Steve Bevington, Marie Meckman, Damon Hearne, Justin Mercer, Jill Fusco, Chelsea Blount, Will Price, Zoe Hansen-Burnet, Teresa Murray, Nicole Montero

Visitors present via Teams: Eddie Culberson (Durham SWCD), Joseph Johnson (New River Conservancy), Lisa Rider (Coastal Carolina Riverwatch), Riley Lewis (City of Gastonia), Chloe Ochocki (Triangle Land Conservancy), Kevin Boyer (City of Raleigh), Grace Messinger (Piedmont Conservation Council), Kevin Redding (Piedmont Land Conservancy)

Executive Director's Update (Will Summer)

Will Summer welcomed participants to the Restoration Committee meeting and expressed his concerns for those affected by Hurricane Helene.

Call to Order (Ann Browning, Chair)

Meeting was called to order by Chair Ann Browning at 8:01 am

1. Welcome
2. Roll call
3. Compliance with General Statute § 138A-15
 - a. Ann Browning recused herself from discussion and vote on 2024-401 Angler Park
 - b. Jimmy Broughton recused himself from discussion and vote on 2024-429 Winston-Salem
 - c. John Wilson recused himself from discussion and vote on 2024-807 Jordan Lake Planning
4. Revisions, Additions and Adoption of the Agenda
 - a. **Motion** to accept the minutes from May 15, 2024, Restoration Committee meeting was made by Jimmy Broughton, seconded by Mike Rusher, and unanimously approved.
5. Approval of committee meeting minutes from August 12, 2024
 - a. **Motion** to approve the May 14, 2024, Restoration Committee meeting minutes with the aforementioned correction was made by Jimmy Broughton, seconded by Mike Rusher, and unanimously approved.

Public Comments

No public requests for comment

Business**1) Review of 2024 Cycle Applications**

- a. The Restoration Committee had \$8,047,147 available in NCLWF funds on this date to award to 2024 applications. An additional \$800,000 was also made available from the NC Department of Environmental Quality Flood Resiliency Blueprint towards the funding of Project 2024-428 - Wilmington - Wisteria and Clearbrook – Restoration, resulting in a total funding available of \$8,847,147.
- b. The Committee reviewed 41 applications including 9 planning, 6 innovative stormwater and each of the 26 restoration applications. Staff presented projects in score order within the funding areas of innovative stormwater, planning, and restoration.
- c. The Committee made the following funding motions, each passing unanimously with three recusals that are noted below:

Motion 1 – fund the following at the requested amount (motion by Jimmy Broughton, second by Mike Rusher, John Wilson recused):

- Fund 2024-807 - TLC - Jordan Lake - Land Conservation Plan

Motion 2 – Fund the remaining planning projects at the requested amount (motion by Mike Rusher, second by Jimmy Broughton):

- 2024-801 - BRRCD - South Toe River - Watershed Plan
- 2024-803 - Canton - Mill Site - Floodplain Plan
- 2024-806 - DJSC - Daniel Stowe Botanical Garden - Restoration Plan
- 2024-804 - Cape Fear RC&D - Pages Creek Above Dunbar St - Restoration Plan
- 2024-809 - YPWMG - Yadkin-Pee Dee - Watershed Plan
- 2024-802 - Brevard - Norton Creek - Restoration Plan
- 2024-805 - CCR - Upper New River - Restoration Plan
- 2024-808 - Waxhaw - Twelve Mile Creek - Restoration Plan

Motion 3 – Fund the following five ISW projects at the requested amount (motion by Mike Rusher, second by Jimmy Broughton):

- 2024-1001 - A-B Tech - Parking Lot Retrofit - Stormwater Pilot Project
- 2024-1005 - NCSU - Bioretention Amendments - Stormwater Study
- 2024-1006 - NCSU - NutriFilter Floating Biofilter - Stormwater Study
- 2024-1003 - BRRCD - West Jefferson - Stormwater Pilot Project
- 2024-1007 - NCSU - SCM as PFAS Treatment - Stormwater Study

Motion 4 – Fund the following project: 2024-1004 - Fairmont - Old Field Swamp - Sediment Control Pilot Project for design only at \$57,000 (motion by Mike Rusher, second by Jimmy Broughton):

Motion 5 – fund the following at the amount requested (motion by Jimmy Broughton, second by Mike Rusher):

- 2024-404 - CLC - Upper Forney Creek North - Restoration
- 2024-410 - Durham SWCD - Eagle and Honeycutt Tracts - Restoration
- 2024-426 - Raleigh - Rocky Branch Restoration - 2024
- 2024-403 - Boone - Upper Hardin Creek - Restoration
- 2024-413 - Jonesville - Lineberry Creek - Restoration
- 2024-411 - HRA - Guilford Public Lands - Restoration
- 2024-416 - MRP - Brandy Branch - Restoration
- 2024-405 - CRF - Northern Catawba Basin - Regional Planting
- 2024-423 - PCC - Haskett Creek at North Asheboro Park - Restoration
- 2024-417 - Mountain Valleys RC&D - Shade Your Stream - Regional Planting 2024
- 2024-412 - HWA - Chestnut Park Phase 2 - Restoration
- 2024-419 - NRC - Boone Creek at Highcountry Temple - Restoration
- 2024-421 - PCC - Horsepen Creek at Spring Oak Court – Restoration
- 2024-418 - Nags Head - Harvey Sound Soundside Access Point - Living Shoreline
- 2024-414 - Madison - Big Beaver Island Creek at Idol Park – Restoration

Motion 6 – fund the following project at the amount requested, and approve use of up to \$800,000 in DEQ Flood Resiliency Blueprint funds (motion by Jimmy Broughton, second by Mike Rusher):

- 2024-428 - Wilmington - Wisteria and Clearbrook - Restoration

Motion 7 – fund the following at the amount requested (motion by Mike Rusher, second by Jimmy Broughton, Ann Browning recused):

- 2024-401 - BRRCD - Angler Park - Restoration

Motion 8 – Place the following project on the provisional list at the amount requested in the order indicated

- 2024-424 - PCC - Watkins Dam Removal - Restoration Design (motion by Mike Rusher, second by Jimmy Broughton)

Motion 9 – Place the following project on the provisional list at the amount requested in the order indicated (motion by Mike Rusher, second by John Wilson, Jimmy Broughton recused)

- 2024-429 - Winston-Salem - Silas Creek UT at Baity Street – Restoration (2)

Motion 10 – Place the following projects on the provisional list at the amount requested in the order indicated (motion by Jimmy Broughton, second by Mike Rusher):

- 2024-409 - CC - Siebenheller - Stream and Wetland Restoration (3)
- 2024-402 - BRRCD - Bakersville Creekwalk Phase 3 – Restoration (4)
- 2024-415 - Mecklenburg Co - South Prong Clarke Creek – Restoration (5)

- 2024-422 - PCC - Horsepen Creek at Leonard Recreation Center – Restoration (6)

These ten recommendations are summarized in attached table.

Adjournment

Motion to adjourn at 3:01 pm was made by John Wilson, seconded by Mike Rusher, and unanimously approved.

Project Name	SCORE	Request	Standing	Award	Provisional funding order
2024-404 - CLC - Upper Forney Creek North - Restoration	74	\$800,000	Fund at Meeting	\$800,000	
2024-410 - Durham SWCD - Eagle and Honeycutt Tracts - Restoration	70	\$500,000	Fund at Meeting	\$500,000	
2024-401 - BRRCD - Angler Park - Restoration	70	\$370,000	Fund at Meeting	\$370,000	
2024-426 - Raleigh - Rocky Branch Restoration - 2024	68	\$375,000	Fund at Meeting	\$375,000	
2024-403 - Boone - Upper Hardin Creek - Restoration	66	\$387,000	Fund at Meeting	\$387,000	
2024-413 - Jonesville - Lineberry Creek - Restoration	66	\$558,486	Fund at Meeting	\$558,486	
2024-411 - HRA - Guilford Public Lands - Restoration	65	\$45,150	Fund at Meeting	\$45,150	
2024-416 - MRP - Brandy Branch - Restoration	65	\$265,000	Fund at Meeting	\$265,000	
2024-405 - CRF - Northern Catawba Basin - Regional Planting	65	\$28,500	Fund at Meeting	\$28,500	
2024-423 - PCC - Haskett Creek at North Asheboro Park - Restoration	63	\$305,000	Fund at Meeting	\$305,000	
2024-417 - Mountain Valleys RC&D - Shade Your Stream - Regional Planting 2024	63	\$218,400	Fund at Meeting	\$218,400	
2024-412 - HWA - Chestnut Park Phase 2 - Restoration	62	\$179,210	Fund at Meeting	\$179,210	
2024-419 - NRC - Boone Creek at Highcountry Temple - Restoration	61	\$178,800	Fund at Meeting	\$178,800	
2024-421 - PCC - Horsepen Creek at Spring Oak Court - Restoration	61	\$374,000	Fund at Meeting	\$374,000	
2024-418 - Nags Head - Harvey Sound Soundside Access Point - Living Shoreline	59	\$500,000	Fund at Meeting	\$500,000	
2024-414 - Madison - Big Beaver Island Creek at Idol Park - Restoration	58	\$871,500	Fund at Meeting	\$871,500	

2024-428 - Wilmington - Wisteria and Clearbrook - Restoration	57	\$1,353,000	Fund at Meeting	\$1,353,000	
2024-807 - TLC - Jordan Lake - Land Conservation Plan	74	\$50,000	Fund at Meeting	\$50,000	
2024-801 - BRRCD - South Toe River - Watershed Plan	68	\$55,250	Fund at Meeting	\$55,250	
2024-803 - Canton - Mill Site - Floodplain Plan	67	\$75,000	Fund at Meeting	\$75,000	
2024-806 - DJSC - Daniel Stowe Botanical Garden - Restoration Plan	67	\$76,250	Fund at Meeting	\$76,250	
2024-804 - Cape Fear RC&D - Pages Creek Above Dunbar St - Restoration Plan	64	\$75,000	Fund at Meeting	\$75,000	
2024-809 - YPWMG - Yadkin-Pee Dee - Watershed Plan	63	\$48,000	Fund at Meeting	\$48,000	
2024-802 - Brevard - Norton Creek - Restoration Plan	62	\$75,000	Fund at Meeting	\$75,000	
2024-805 - CCR - Upper New River - Restoration Plan	61	\$42,843	Fund at Meeting	\$42,843	
2024-808 - Waxhaw - Twelve Mile Creek - Restoration Plan	60	\$67,500	Fund at Meeting	\$67,500	
2024-1001 - A-B Tech - Parking Lot Retrofit - Stormwater Pilot Project	72	\$112,500	Fund at Meeting	\$112,500	
2024-1005 - NCSU - Bioretention Amendments - Stormwater Study	68	\$204,529	Fund at Meeting	\$204,529	
2024-1006 - NCSU - NutriFilter Floating Biofilter - Stormwater Study	64	\$235,667	Fund at Meeting	\$235,667	
2024-1003 - BRRCD - West Jefferson - Stormwater Pilot Project	63	\$147,500	Fund at Meeting	\$147,500	
2024-1007 - NCSU - SCM as PFAS Treatment - Stormwater Study	62	\$199,279	Fund at Meeting	\$199,279	
2024-1004 - Fairmont - Old Field Swamp - Sediment Control Pilot Project	53	\$792,750	Fund at Meeting	\$57,000	
2024-424 - PCC - Watkins Dam Removal - Restoration Design	50	\$121,000	Provisional List	\$121,000	1
2024-429 - Winston-Salem - Silas Creek UT at Baity Street - Restoration	57	\$787,662	Provisional List	\$787,662	2
2024-409 - CC - Siebenheller - Stream and Wetland Restoration	54	\$316,437	Provisional List	\$316,437	3
2024-402 - BRRCD - Bakersville Creekwalk Phase 3 - Restoration	53	\$307,000	Provisional List	\$307,000	4
2024-415 - Mecklenburg Co - South Prong Clarke Creek - Restoration	50	\$750,000	Provisional List	\$750,000	5
2024-422 - PCC - Horsepen Creek at Leonard Recreation Center - Restoration	50	\$619,702	Provisional List	\$619,702	6

Action Item

Staff member: Steve Bevington

Agenda Item 2) Request to extend the date to enter into a construction contract for existing Restoration Program Grants.

NCLWF stormwater and restoration construction projects approved after January 1, 2006 are subject to General Statute §143B-135.238(e), which requires grant recipients to enter into a construction contract for the project within one year after grant contract execution. The statute states that the award is withdrawn unless the NCLWF Board of Trustees finds that the applicant has good cause for failing to meet this requirement, and if so, the board must set a new date by which the grant recipient must take action or forfeit the grant.

The following grant recipients have submitted information summarizing the reasons for their delay in entering into a construction contract and have proposed new dates for doing so.

Project Number & Name	Current Construction Contract Deadline	<i>Proposed</i> Construction Contract Deadline
2022-404 Audubon NC - Pine Island - Pond and Stream Restoration	7/11/24	6/30/25
2022-436 Raleigh - Upper Durant Lake - Wetland Restoration	12/6/24	6/30/25

Project 2022-404 has been delayed due to permitting issues. Regulators objected to this alteration of the coastal wetland and were unwilling to approve a permit for the work as originally designed. After consulting with NCLWF and permitting agencies, the design was adjusted to accomplish project objectives without disturbing coastal wetlands. The designs are now final and approved but this second effort has delayed the selection of a construction contractor until this winter.

Project 2022-436 has been delayed by a change in staff. The new project administrator for the City of Raleigh is now up to speed on the project but has not yet been able to put the project out to bid.

Staff recommendation

Staff supports both extension requests as in both cases delays were reasonable given changing situations and good progress is now being made.

Board action needed

Approve, deny or amend the staff recommendation.

Attachments: Request from Grantee to extend the date to enter into a construction contract for project 2022-404 and 2022-436.

Request to extend the date to enter into a construction contract

Project Description:	2000066010 - 2022-404 Audubon NC Pine Island		
Program ID/Description:	2022 NCLWF RESTORATION	Budget Revision:	<input type="radio"/> Yes <input checked="" type="radio"/> No
Grant Administrator:	Will Price		
Agreement Number:	2000066010	Project Number:	2022-404
Agreement Period From:	07/11/2023	Agreement Period To:	02/28/2026
Grant contract date to enter into a construction contract (if applicable):	Current	Proposed Revision	
	07/11/2024	06/30/2025	
Revise Agreement Expiration Date:	Proposed Revision		
Reason for change:	Delay due to permitting issues. Issues have been resolved and can proceed with project		

Project Description:	2000066035 - 2022-436 Raleigh U Durant Lake Wetland		
Program ID/Description:	2022 NCLWF RESTORATION	Budget Revision:	<input type="radio"/> Yes <input checked="" type="radio"/> No
Grant Administrator:	Will Price		
Agreement Number:	2000066035	Project Number:	2022-436
Agreement Period From:	12/06/2023	Agreement Period To:	08/31/2026
Grant contract date to enter into a construction contract (if applicable):	Current	Proposed Revision	
	12/06/2024	06/30/2025	
Revise Agreement Expiration Date:	Proposed Revision		
Reason for change:	Delay caused due to change in staff. Project administrator is now in place to complete the project.		

Action Item**Staff member: Will Summer**

Agenda Item 3a) Consideration of adjustments to the Application Rating System - points awarded for unsecured match.**Background**

Applications to NCLWF for all funding areas receive Application Rating System (“ARS”) points for matching funds based on two properties of the proposed match in the “Value” section: 1) the size of the match as a percentage of the total budget, and 2) the source of the match, whether from private contributions, federal funds, or state funds. The system favors applications with large match that claim non-governmental funds as the source.

NCLWF staff has noted that unsecured match is often claimed as private at the time of application but is later supplied to the grant as federal or state funds. While the substitution of matching funds from once source type to another does not jeopardize the viability of the project, it is a change that can affect application score and potentially whether an application would have been funded. The current ranking system incentivizes listing unsecured match as the highest scoring category when, in fact, the most likely source may be from a lower scoring category. Staff believes that it would be more appropriate to adjust the rating system to give credit for the matching source only when the match is secured.

Staff recommendation

Staff recommends changing the “Value” section of the ARS for Restoration, Innovative Stormwater, and Planning applications so that only secured match is given additional points associated with the source and that a lower multiplier of 0.1 be used for any unsecured match.

Board action needed

Approve, deny or amend the staff recommendation.

Attachment: Redline copy of ARS section for “Value”.

Value (20 points)

A. Matching Resources (maximum 20 points). Matching resources will be given a value based on the percentage and type of secured match. Any fraction in the final total will be rounded up.

1. Secured Pprivate funds (including bargain sale and donated value) = % of total x 0.22
2. Secured Ffederal or local government funds = % of total x 0.18
3. Other secured State funds = % of total x 0.14
4. Unsecured match and/or source TBD = % of total x 0.10

Matching Value Example: In this example, the request is for \$40K from NCLWF with matching resources coming in the form of cash from a land trust and bargain sale from the landowner (\$30K) and an active application for a federal grant (\$30K):			
Match source	Match (%)	Multiplier	Points
Secured private funds, including bargain sales and property value			
	30%	0.22	6.6
Secured federal or local government funds			
	0%	0.18	
Other secured State funds			
	0%	0.14	
Unsecured match and/or source TBD			
	30%	0.10	3.0
TOTAL (Rounded up):			10

Action Item**Staff member: Steve Bevington**

Agenda Item 3b) Construction cost table update**Background**

Applications to NCLWF for Restoration projects receive Application Rating System (“ARS”) points for effectiveness as defined as the total cost of construction per linear foot. Up to ten points are awarded based on a cost table relating points to a range of costs per linear foot of restoration. The intent of these points is to reward economically efficient solutions to natural resource issues.

The cost table, which is included in the Restoration ARS, has been adjusted several times to reflect typical construction costs. The table was last adjusted by the NCLWF Board of Trustees in 2018. In recent years construction costs have increased significantly, conservatively estimated to have increased by one third since 2020. Statistics from North Carolina agencies including the NC Division of Mitigation Services and NC Department of Labor support this general assessment of cost increase.

NCLWF staff has noted that over the past three grant cycles points for cost efficiency have been low, averaging 3 of the 10 points available and with the most frequent score (the mode) being 0. During the 2024 cycle the average cost efficiency score was 2.

Staff believes that the increased construction costs observed since 2020 are unlikely to return to earlier levels. Further, to help differentiate between application budgets, staff suggests increasing the cost brackets by approximately 30% upward to restore a balanced distribution of scoring points.

Staff recommendation

Staff recommends increasing the cost brackets by approximately 30% upward to restore a balanced distribution of scoring points, as proposed in the attached table.

Board action needed

Approve, deny or amend the staff recommendation.

Attachment: Redline copy of Restoration ARS Effectiveness section.

Excerpt from Restoration ARS:

Effectiveness/Measurable Outcomes (45 points)

A. Effectiveness of Project (maximum 35 points).

1. ...

2. ...

3. Cost per Unit (maximum 10 points). [in design dollars or construction dollars per LF restored]. If scope is design only, use sum of total costs for design and permitting. If scope is construction only, use sum of total costs for construction, construction contingency, and construction admin/observation. If scope is design and construction, use same as for construction only. **See table below.**

COST PER UNIT (\$/lf)

Score	Design ¹	Construction ²	Construction ² is less than:
10	<20	<75	75
9	20-29	75-109	100
8	30-39	110-144	125
7	40-49	145-169	150
6	50-59	170-209	200
5	60-69	210-249	250
4	70-79	250-299	300
3	80-89	300-349	400
2	90-99	350-399	500
1	100-120	400-500	600
0	>120	>500	>600

Notes:

¹ \$ = design + permitting

² \$ = construction + construction contingency + construction administration/observation

Action Item**Staff member: Steve Bevington**

Agenda Item 3c) Consideration of wetlands in resource significance score.**Background**

Applications to NCLWF Restoration and Planning funding areas receive Application Rating System (ARS) points for natural resources present in project area and its receiving waters. The current system allocates points for Exceptional Wetlands as defined by the NC Division of Coastal Management and Unique Wetlands as defined by the NC Division of Water Resources, while the majority of other wetlands receive zero points.

In May 2023, the Supreme Court ruling case of Sackett vs. U.S. Environmental Protection Agency limited the scope of the Clean Water Act in protecting wetlands that are not directly connected to navigable waters. While the exact change in protection to North Carolina wetlands remains uncertain, it is clear that many isolated wetlands will see less regulatory protection than in the previous forty years.

In light of a less protective regulatory environment for wetlands the staff recommends allocating scoring points for wetlands on or hydraulically related to project sites. These points would recognize the significance wetlands play in water quality and their importance as a natural resource.

Staff recommendation

Staff recommends adding wetlands that are on or hydraulically connected to the project area to the "Resource Significance" section at a value of five points for both the Restoration and Planning ARS.

Board action needed

Approve, deny or amend the staff recommendation.

*Attachments: Redline copy of Restoration ranking system section Resource Significance.
Redline copy of Planning ranking system section Resource Significance.*

Application Rating System - Restoration

Resource Significance (15 points)

A. Primary Resource Benefits (maximum 15 points).

Points in this subsection will be awarded based on the highest level for which the project qualifies.

15 Points

- Outstanding Resource Waters classification
- Impaired waters identified by the Division of Water Resources or on the 303(d) list
- Classified shellfishing SA approved for harvest by the Division of Environmental Health

13 Points

- High Quality Waters classification – does not include HQW “by definition” such as WSI, II or SA waters
- Wild trout as determined by the Wildlife Resources Commission
- Excellent bioclassification as determined by the Division of Water Resources
- Water Supply I classification
- Water Supply II classification
- Water Supply Critical Area classification

11 Points

- Classified shellfishing SA conditionally approved for harvest by the Division of Environmental Health
- Streams supporting species listed as Federally Threatened or Endangered
- Water Supply III classification
- Water Supply IV classification
- Primary Nursery Areas identified by the Division of Marine Fisheries
- Inland Primary Nursery Areas identified by the Wildlife Resources Commission

9 Points

- Division of Coastal Management exceptional wetland
- Division of Water Resources unique wetland
- Nutrient Sensitive Waters classification
- Water Supply V classification
- Surface Drinking Water Susceptibility Rating of “Higher”

7 Points

- B stream classification
- Surface Drinking Water Susceptibility Rating of “Moderate”
- National Scenic Waters, National Heritage River or National Seashore.
- National or State Park, National Wildlife Refuge or Coastal Preserve

5 Points

- Good bioclassification as determined by the Division of Water Resources
- Trout classification

- Wetlands on or hydraulically connected to the project area

3 Points

- Other SA (not approved or conditionally approved for harvest)
- Surface Drinking Water Susceptibility Rating of "Lower"

Planning Application Rating System

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Resource Significance

A. Primary Resource Benefits (maximum 20 points).

Points in this subsection will be awarded based on the highest level for which the project qualifies.

20 Points

- Outstanding Resource Waters (ORW) classification or eligible for ORW classification
- Impaired waters identified by the Division of Water Resources or on the 303(d) list
- Classified shellfishing SA approved for harvest by the Division of Environmental Health

17 Points

- High Quality Waters classification – does not include HQW “by definition” such as WSI, II or SA waters
- Wild trout as designated by the Wildlife Resources Commission
- Excellent bioclassification as determined by the Division of Water Resources
- Water Supply I classification
- Water Supply II classification
- Water Supply Critical Area classification

14 Points

- Classified shellfishing SA conditionally approved for harvest by the Division of Environmental Health
- Streams supporting species listed as Federally Threatened or Endangered
- Water Supply III classification
- Water Supply IV classification
- Primary Nursery Areas identified by the Division of Marine Fisheries
- Inland Primary Nursery Areas identified by the Wildlife Resources Commission

11 Points

- Division of Coastal Management exceptional wetland
- Division of Water Resources unique wetland
- Nutrient Sensitive Waters classification
- Water Supply V classification
- Surface Drinking Water Susceptibility Rating of “Higher”

8 Points

- B stream classification
- Drinking Water Susceptibility Rating of “Moderate”
- National Scenic Waters
- National Heritage River
- National Seashore, National or State Park, National Wildlife Refuge, Coastal Preserve

5 Points

- Good bioclassification as determined by the Division of Water Resources

- Wetlands prevalent (> 20% of land cover) within the project area
- Trout classification

2 Points

- Other SA (not approved or conditionally approved for harvest)
Surface Drinking Water Susceptibility Rating of “Lower”