

Rules and Regulations

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How can I get a copy of the rules and regulations?

You can access the most up to date rules and regulations on the internet by visiting here:

<http://www.doa.la.gov/Pages/osr/lac/LAC-43.aspx>

OR

For more information on the Louisiana Administrative Code (LAC), or for printed copies, contact

Division of Administration
Office of the State Registrar
P.O. Box 94095
Baton Rouge, LA 70804-9095

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What is the Coastal Zone Boundary?

Louisiana's Coastal Zone Boundary delineates the area regulated by the Department of Natural Resources' Office of Coastal Management (OCM) under Louisiana's federally approved coastal zone management program. Louisiana's original Coastal Zone Boundary was established by state law in 1978, and was modified by the Louisiana legislature in 1978 and 1980. The inland boundary of Louisiana's Coastal Zone was further modified June 7, 2012, by Act 588 of the legislature. That boundary change was based on the recommendations of a science based study requested in 2009 by Louisiana Senate Concurrent Resolution 60. As directed by Louisiana's Coastal Protection and Restoration Authority, OCM completed that study with the help of private contractors and the LSU Sea Grant Law and Policy Program and input from numerous stakeholders. The study utilized information on storm surge, geology, elevation, soils, vegetation, predicted subsidence/sea level rise, and boundaries of existing coastal programs to identify areas of high coastal influence. The boundary changes required by Act 588 added a net 1,887 square miles to Louisiana's Coastal Zone, an increase of 12.6%.

You can learn more about the Louisiana Coastal Zone Boundary Study at:
<http://dnr.louisiana.gov/index.cfm?md=pagebuilder&tmp=home&pid=928>

What is the Conservation Plan Boundary and why does it differ from the Coastal Zone Boundary?

The Conservation Plan Boundary delineates the area in which the State has agreed to ensure that there is no net loss of vegetated wetlands caused by development projects. This assurance makes the state eligible for a 10% reduction in its cost share for major coastal restoration projects. It does NOT increase the regulatory jurisdiction of the Coastal Zone Boundary in that it is based on an ecological determination of the interior-most limits of tidal (salt water) influence.

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What is Section 404 of the Clean Water Act?

Section 404 of the Clean Water Act prohibits the discharge of dredged or fill material into the waters of the United States without a permit from the U.S. Army Corps of Engineers (USACE).

What is Section 10 of the Rivers and Harbor Act?

Section 10 of the Rivers and Harbor Act of 1889 prohibits the obstruction or alteration of navigable water of the United States without a permit from the USACE

Has Louisiana assumed 404 responsibilities from the U.S. Army Corps of Engineers?

No. While the state coastal use permit and federal 404/10 permit processes are similar, they were established under different federal laws.

How can I find out the requirements to obtain a U.S. Army Corps of Engineers (USACE) permit?

To find out the requirements to obtain a USACE permit click here:
<http://www.mvn.usace.army.mil/Missions/Regulatory.aspx>

What does the Coast Guard require for marking/lighting of structures?

Please contact your local U.S. Coast Guard station to obtain the most current information or their website at <http://www.uscg.mil/>

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What authority established parish Local Coastal Management Programs?

The State and Local Coastal Zone Management Act enacted by the Louisiana Legislature in 1995 clearly set forth that management of the state's coastal resources was to be a joint effort of the state and affected parishes' governments. In fulfillment of this legislation the Louisiana Administrative Code sets forth provisions for the establishment and approval of Local Coastal Management Programs. (LAC 43:l:725 et seq.). Local Coastal Management Programs assist the state Louisiana Coastal Resources Program (LCRP) in managing the state's coastal resources by taking over the regulation of "uses of local concern."

What are the laws, rules, and regulations governing Consistency?

Federal: The Coastal Zone Management Act of 1972, as amended: U.S.C.A. §§ 1451 to 1464 and the NOAA Regulations at 15 CFR 930

State: The State and Local Coastal Resources Management Act of 1978, as amended: Louisiana Revised Statutes §§ 49:213.1 to 214.42 and the Louisiana Administrative Code Title 43, §§700-729. Click [here](#) for more information.

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