

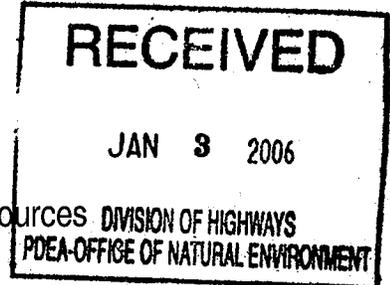


North Carolina Department of Environment and Natural Resources  
Division of Coastal Management

Michael F. Easley, Governor

Charles S. Jones, Director

William G. Ross Jr., Secretary



December 28, 2005

N.C. Department of Transportation  
1548 Mail Service Center  
Raleigh, NC 27699-1548

Dear Sirs:

The enclosed permit constitutes authorization under the Coastal Area Management Act, and where applicable, the State Dredge and Fill Law, for you to proceed with your project proposal. The original (buff-colored form) is retained by you and it must be available on site when the project is inspected for compliance. Please sign both the original and the copy and return the copy to this office in the enclosed envelope. Signing the permit and proceeding means you have waived your right of appeal described below.

If you object to the permit or any of the conditions, you may request a hearing pursuant to NCGS 113A-121.1 or 113-229. Your petition for a hearing must be filed in accordance with NCGS Chapter 150B with the Office of Administrative Hearings, 6714 Mail Service Center, Raleigh, NC 27611-6714, (919) 733-2698 within twenty (20) days of this decision on your permit. You should also be aware that if another qualified party submits a valid objection to the issuance of this permit within twenty (20) days, the matter must be resolved prior to work initiation. The Coastal Resources Commission makes the final decision on any appeal.

The project plan is subject to those conditions appearing on the permit form. Otherwise, all work must be carried out in accordance with your application. Modifications, time extensions, and future maintenance require additional approval. Please read your permit carefully prior to starting work and review all project plans, as approved. If you are having the work done by a contractor, it would be to your benefit to be sure that he fully understands all permit requirements.

From time to time, Department personnel will visit the project site. To facilitate this review, we request that you complete and mail the enclosed Notice Card just prior to work initiation. However, if questions arise concerning permit conditions, environmental safeguards, or problem areas, you may contact Department personnel at any time for assistance. By working in accordance with the permit, you will be helping to protect our vitally important coastal resources.

Sincerely,

  
Douglas V. Huggett  
Major Permits and Consistency Manager

Enclosure

1638 Mail Service Center, Raleigh, North Carolina 27699-1638  
Phone: 919-733-2293 \ FAX: 919-733-1495 \ Internet: <http://dcm2.enr.state.nc.us>

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Permit Class

RENEWAL

Permit Number

29-00

STATE OF NORTH CAROLINA  
Department of Environment and Natural Resources  
and  
Coastal Resources Commission

# Permit

for

Major Development in an Area of Environmental Concern  
pursuant to NCGS 113A-118

Excavation and/or filling pursuant to NCGS 113-229

Issued to N.C. Department of Transportation, 1548 Mail Service Center, Raleigh, NC 27699-1548

Authorizing development in Beaufort County at Cuckold's Creek, Bridge No. 63 on US 264-NC 99, as requested in the permittee's letter dated 12/2/05

This permit, issued on 12/19/05, is subject to compliance with the application (where consistent with the permit), all applicable regulations, special conditions and notes set forth below. Any violation of these terms may be subject to fines, imprisonment or civil action; or may cause the permit to be null and void.

### B-2806 Mitigation Plan

**NOTE:** The N.C. Department of Transportation (NCDOT) submitted a letter of commitment for the mitigation of this project to the N.C. Division of Coastal Management (DCM) on June 27, 2000. NCDOT subsequently submitted an amended letter of commitment for the mitigation of this project to DCM on March 14, 2001. It is DCM's understanding that both letters of commitment received for the B-2806 project have been replaced by DOT's current proposal to utilize the Ecosystem Enhancement Program (EEP) to provide mitigation for this project at the Bishop Road Mitigation Site in Hyde County.

**(See attached sheet for Additional Conditions)**

This permit action may be appealed by the permittee or other qualified persons within twenty (20) days of the issuing date. An appeal requires resolution prior to work initiation or continuance as the case may be.

This permit must be accessible on-site to Department personnel when the project is inspected for compliance.

Any maintenance work or project modification not covered hereunder requires further Division approval.

All work must cease when the permit expires on

### No expiration date, pursuant to GS 136-44.7B

In issuing this permit, the State of North Carolina agrees that your project is consistent with the North Carolina Coastal Management Program.

Signed by the authority of the Secretary of DENR and the Chairman of the Coastal Resources Commission.



Charles S. Jones, Director  
Division of Coastal Management

This permit and its conditions are hereby accepted.



Signature of Permittee

**ADDITIONAL CONDITIONS**

- 1) The permittee is reminded of Condition No. 16 of the amended permit issued on 3/15/00 which states: "Prior to construction initiation, a mitigation plan, or a letter of commitment to prepare such plan, will be submitted to DCM describing mitigation for 1/1 replacement of the approximately 6,340 sq. ft. of coastal wetlands impacted. The mitigation must be approved and in place prior to the expiration date of this permit." In accordance with this condition, the required mitigation must be approved and in place by December 31, 2007. Failure to have the mitigation in place by this date may result in a violation notice of this permit being issued by DCM to NCDOT.
- 2) This renewal shall be attached to the original of Permit No. 29-00, which was issued as amended on 3/15/00, and the renewal issued on 7/20/04, and all documents shall be readily available on site when a DCM representative inspects the project for compliance.
- 3) All conditions and stipulations of the active permit remain in force under this renewal unless altered herein.



STATE OF NORTH CAROLINA  
DEPARTMENT OF TRANSPORTATION

MICHAEL F. EASLEY  
GOVERNOR

LYNDO TIPPETT  
SECRETARY

December 2, 2005

Mr. Bill Arrington  
N. C. Dept. of Environment and Natural Resources  
Division of Coastal Management  
400 Commerce Ave.  
Morehead City, NC 28557

Dear Mr. Arrington:

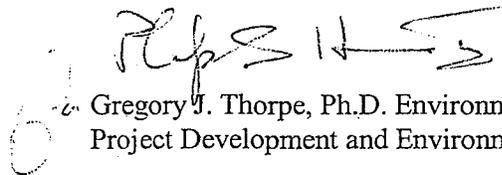
**SUBJECT: Extension Request of Permit Expiration Date for CAMA Major Development Permit No. 29-00:** Replacement of Bridge No. 63 on US 264-NC 99 over Cuckold's Creek in Beaufort County; Federal Aid Project No. BRSTP-264(7); State Project No. 8.1150901; TIP No. B-2806; Debit Fee of \$100.00 will from WBS Element 32708.1.1.

Construction of Bridge No. 63 on US 264-NC 99 over Cuckold's Creek in Beaufort County, was completed in August of 2001, however there are ongoing mitigation issues related to the coastal wetland impacts associated with this project. The NCDOT requests that CAMA permit number 29-00 be adjusted to the current legislation that does not include expiration dates. If approved, this extension will allow NCDOT additional time to resolve and complete the mitigation at the Bishop Road Mitigation Site in Hyde County.

NCDOT respectfully requests a renewal for the above mentioned permit.

If you have any further questions or would like additional information, please contact Chris Manley at (919) 715-1487 or [cdmanley@dot.state.nc.us](mailto:cdmanley@dot.state.nc.us). Thank you for your time and consideration.

Sincerely,



Gregory J. Thorpe, Ph.D. Environmental Management Director,  
Project Development and Environmental Analysis Branch

cc:

Ms. Cathy Brittingham, NCDCM  
Mr. Bill Biddlecome, USACE, Washington  
Mr. John Hennessy, DWQ, Raleigh  
Mr. Travis Wilson, NCWRC  
Mr. Gary Jordan, USFWS

Mr. Ron Sechler, NMFS  
Mr. Mike Street, NCDMF  
Mr. C. E. Lassiter, P.E., Division 1 Engineer  
Mr. Jay Johnson, Division 1 Environmental Officer  
Ms. Beth Harmon, EEP