



# Baldwin County Commission

## Legislation Details (With Text)

**File #:** 20-0115      **Version:** 1  
**Type:** Work Session      **Status:** Agenda Ready  
**File created:** 10/28/2019      **In control:** Baldwin County Commission Work Session  
**On agenda:** 11/12/2019      **Final action:**  
**Title:** Alabama Department of Environmental Management Coastal Area Program - Resubmittal for Local Program Delegation  
**Indexes:**  
**Attachments:** 1. ADEM - Resubmittal - Nov 2019, 2. Resolution 2015-011

Date	Ver.	Action By	Action	Result
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**Meeting Type:** BCC Work Session  
**Meeting Date:** 11/12/2019  
**Item Status:** New  
**From:** Mike Howell, CBO, Coastal Director  
**Submitted by:** Kim Nelson, Coastal Coordinator

### ITEM TITLE

Alabama Department of Environmental Management Coastal Area Program - Resubmittal for Local Program Delegation

### STAFF RECOMMENDATION

APPROVE and AUTHORIZE, Chairman to sign attached letter requesting re-delegation to the Alabama Department of Environmental Management (ADEM) for the ADEM Coastal Program in accordance with ADEM Amin Code R, 335-8-1-.12.

### BACKGROUND INFORMATION

**Previous Commission action/date:** August 19, 2014 & October 7, 2014

#### **Background:**

On **August 19, 2014**, the Commission submitted a letter to Alabama Department of Environmental Management (ADEM) stating its desire to become delegated to issue Coastal Area Management Program Non-Regulated Use Permits for the construction, repair and reconstruction activities on properties intersected by the construction control line (CCL) with the geographic jurisdiction of Baldwin County.

On **October 7, 2014** the Commission authorized the Chairman to execute the Memorandum of Agreement between the Baldwin County Commission and the Alabama Department of Environmental Management for the purpose of delegating the County to issue ADEM Coastal Permits for

construction, repair and reconstruction activities on properties intersected by the CCL (Construction Control Line) within the geographic jurisdiction of Baldwin County; and Adopt and authorize the Chairman to execute, the Beach and Dune Protection and Management Resolution #2015-011 for the management and protection of the County's beaches and dune resources as per ADEM Admin Code. 335-9-2-.08 Construction and Other Activities on Gulf Front Beach and Dunes and approved the Baldwin County Coastal Area Fee Schedule.

A new Memorandum of agreement will be forthcoming from the Alabama Department of Environmental Management (ADEM) once they receive the Commission's request for re-delegation. The delegation expires every five (5) years. The attached letter is requesting to be re-delegated.

**FINANCIAL IMPACT**

Total cost of recommendation: N/A

Budget line item(s) to be used: 51999

If this is not a budgeted expenditure, does the recommendation create a need for funding? N/A

**LEGAL IMPACT**

Is legal review necessary for this staff recommendation and related documents?  
N/A

Reviewed/approved by: N/A

Additional comments: N/A

**ADVERTISING REQUIREMENTS**

Is advertising required for this recommendation? N/A

If the proof of publication affidavit is not attached, list the reason: N/A

**FOLLOW UP IMPLEMENTATION**

For time-sensitive follow up, select deadline date for follow up: N/A

Individual(s) responsible for follow up: Chairman to sign attached letter; Administration staff to mail original letter with attachment (Resolution 2015-011) to ADEM

Action required (list contact persons/addresses if documents are to be mailed or emailed): Mail original request with attachment to:

Mr. Anthony Scott Hughes, Chief  
Field Operations

P. O. Box 301463  
Montgomery, Alabama 36130-1463

email a copy of correspondence to Kim Nelson, Coastal Coordinator.

**Additional instructions/notes:** N/A