

By: Representatives Janus, Frierson

To: Marine Resources

HOUSE BILL NO. 1618

1 AN ACT TO AMEND SECTION 49-27-9, MISSISSIPPI CODE OF 1972, TO
2 REVISE APPLICATION FEES FOR A COASTAL WETLANDS PERMIT; AND FOR
3 RELATED PURPOSES.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

5 **SECTION 1.** Section 49-27-9, Mississippi Code of 1972, is
6 amended as follows:

7 49-27-9. (1) No * * * coastal wetlands shall be changed
8 without a permit unless excluded in Section 49-27-7. Any person
9 proposing to directly or indirectly change any coastal wetlands or
10 adjacent waters shall file an application for a permit with the
11 commission in such form and with such information as the
12 commission may prescribe. Applicants shall submit one of the
13 following fees:

14 (a) Fifty Dollars (\$50.00) for a private, single family
15 construction project for recreational access or shoreline
16 alterations with a combined impact/shaded area not exceeding
17 fifteen hundred (1500) square feet.

18 (b) Three Hundred Dollars (\$300.00) for a private,
19 single family construction project with a combined impact/shaded
20 area exceeding fifteen hundred (1500) square feet.

21 (c) Five Hundred Dollars (\$500.00) for projects
22 associated with a commercial or industrial operation with a
23 combined impact/shaded area not exceeding fifteen hundred (1500)
24 square feet.

25 (d) One Thousand Dollars (\$1,000.00) for projects
26 associated with a commercial or industrial operation with a

27 combined impact/shaded area exceeding fifteen hundred (1500)
28 square feet and not exceeding one (1) acre.

29 (e) Five Thousand Dollars (\$5,000.00) plus costs of a
30 court reporter required for a public or an evidentiary hearing
31 specific to the project for projects associated with a commercial
32 or industrial operation with a combined impact/shaded area
33 exceeding one (1) acre of impact to state waterbottoms, coastal
34 wetlands or adjacent wetlands or any proposed off-shore petroleum
35 exploration or development. The appropriate fee shall be
36 submitted along with the application and made payable to the
37 Department of Marine Resources. No permit shall be required under
38 this chapter for any individual who seeks, without impact to
39 coastal wetlands, to construct a home, fishing camp or similar
40 structure on his own property.

41 (2) If the commission determines that the activity, area or
42 entity is exempt or requires no permit, and that the activity,
43 area or entity complies with the notification requirement and the
44 coastal wetland policy as required under Section 49-27-7, the
45 commission may reduce the application fee by fifty percent (50%).

46 **SECTION 2.** This act shall take effect and be in force from
47 and after July 1, 2004.