

By: Senator(s) Dawkins

To: Ports and Marine Resources

SENATE BILL NO. 2591

1 AN ACT TO AMEND SECTION 49-27-9, MISSISSIPPI CODE OF 1972, TO
2 REVISE THE PERMIT FEE SCHEDULE FOR CONSTRUCTION PROJECTS IN THE
3 COASTAL WETLANDS; AND FOR 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 altered
8 without a permit unless excluded in Section 49-27-7. Any person
9 proposing to alter, directly or indirectly, any coastal wetlands
10 or adjacent waters shall file an application for a permit with the
11 commission in the form and with any information as the commission
12 may prescribe. Applicants shall submit one (1) of the following
13 fees:

14 (a) Private, single-family construction projects for
15 recreational access or shoreline alterations with a combined
16 impact or shaded area of:

- 17 (i) Not more than 1500 square feet..... \$ 50.00;
- 18 (ii) More than fifteen hundred (1500)
19 square feet..... 300.00.

20 (b) Projects associated with a commercial or industrial
21 operation with a combined impact or shaded area of:

- 22 (i) Not more than fifteen hundred (1500)
23 square feet..... \$ 300.00;
- 24 (ii) More than fifteen hundred (1500) square feet
25 and less than one (1) acre..... 1,000.00.

26 (c) Projects associated with a commercial or industrial
27 operation with a combined impact or shaded area exceeding one (1)

28 acre of impact to state water bottoms, coastal wetlands or
29 adjacent wetlands, or any proposed offshore petroleum exploration
30 or development..... \$ 5,000.00
31 and the costs of a court reporter required for public or
32 evidentiary hearing specific to the project.

33 (d) The appropriate fee shall be submitted along with
34 the application and made payable to the Department of Marine
35 Resources.

36 No permit shall be required under this chapter of any
37 individual who seeks to construct, without impacts to coastal
38 wetlands, a home, fishing camp or similar structure on his own
39 property.

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

45 **SECTION 2.** This act shall take effect and be in force from
46 and after July 1, 2005.