



CHAPTER 113A
ARTICLE 7 - COASTAL AREA MANAGEMENT

N.C.G.S. § 113A-120.1.

Variances.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT S.L. 2002-68, s. 1 — second act in the lineage	RETRIEVED 21 September 2026, 03:03 UTC	SOURCE FINGERPRINT a4055951c9b5deb791062bf0 - fb25f721cafd84466537d2dd - 4b37c04bae8b49fb
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§ 113A-120.1(a) Any person may petition the Commission for a variance granting permission to use the person's land in a manner otherwise prohibited by rules or standards prescribed by the Commission, or orders issued by the Commission, pursuant to this Article. To qualify for a variance, the petitioner must show all of the following:

- (1) Unnecessary hardships would result from strict application of the rules, standards, or orders.
- (2) The hardships result from conditions that are peculiar to the property, such as the location, size, or topography of the property.
- (3) The hardships did not result from actions taken by the petitioner.
- (4) The requested variance is consistent with the spirit, purpose, and intent of the rules, standards, or orders; will secure public safety and welfare; and will preserve substantial justice.

§ 113A-120.1(b) The Commission may impose reasonable and appropriate conditions and safeguards upon any variance it grants.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
2 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

1989		1996	2002
TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT			
Nº	YEAR	ACT	CHARACTER
01	1989	c. 676, s. 8	ENACTED
02	2002	S.L. 2002-68, s. 1	AMENDED

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 113A-120.1 (2002).

PINPOINT

N.C. Gen. Stat. § 113A-120.1(a) (2002).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

Provenance

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1989, c. 676, s. 8; 2002-68, s. 1.)

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