A. Upon receipt of an application for the *subdivision* of property as set forth in Article III, such application shall be reviewed by the *Watershed Administrator* to determine if such property lies wholly or in part within a *water supply watershed* area.

B. If a parcel is determined to be in a *watershed*, the *Watershed Administrator* shall determine if such application complies with the requirements of this Chapter and shall certify to such on any application forms, on preliminary development drawings and on any *plat* proposed for recordation. The certification shall state:

> I certify that property shown on this plat is located in a watershed area classified _____. The plat shown hereon complies with the Henderson County Water Supply Watershed Protection Requirements and is approved for recordation in the Register of Deeds office.
>
> _____ _____
>
> Watershed Administrator Date

This certification shall constitute *water supply watershed* development approval and shall not operate so as to amend, repeal or replace any other approvals or certifications required on such *plat* by other applicable local, state or federal laws.

§200A-217. Exceptions

Existing Development. *Existing development* is not subject to the requirements of this subpart. Expansions to *structures* classified as *existing development* must meet the requirements of this subpart; however, the *built-upon area* of the *existing development* is not required to be included in the density calculations.

§200A-218. Monitoring Land Use Activities

The *Watershed Administrator* shall monitor land *use* activities within the *watershed* areas to identify situations that may pose a threat to water quality. Where such activities are found, the *Watershed Administrator* shall take any appropriate action or proceeding to restrain, correct or abate the condition and/or *violation*.

Subpart C. Perennial and Intermittent Surface Water Buffers

§200A-219. Perennial and Intermittent Surface Water Buffers

All *built-upon area* shall be at a minimum of 30 feet landward of all perennial and intermittent surface waters. A surface water shall be deemed present if the feature is approximately shown on either the most recent version of the soil survey map prepared by the Natural Resources Conservation Service of the United States Department of Agriculture or the most recent version of the 1:24,000 scale (7.5 minute) quadrangle topographic maps prepared by the United States Geological Survey (*USGS*). An exception to this requirement may be allowed when surface waters are not present in accordance with the provisions of 15A *NCAC* 2B .0233 (3)(a).