



Debra Walker
UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
NATIONAL OCEAN SERVICE
OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT
Washington, D.C. 20235

October 9, 1986

Mr. Richard Barringer
Director
State Planning Office
184 State Street
Augusta, Maine 04330

Dear Mr. Barringer:

The Office of Ocean and Coastal Resource Management (OCRM) has completed its review of the fifteen program changes to the Maine Coastal Management Program (MeCMP) which you submitted to OCRM on September 17, 1986. OCRM's review of the program changes was conducted according to the provisions stated under 15 CFR 923.84. The OCRM has found that fourteen of these changes do not substantially change any enforceable policies or authorities for: uses subject to the management program, criteria for designating or managing APC or APRs, and the consideration of the national interest involved in planning for and siting of facilities necessary to meet non-local requirements.

The OCRM did not receive any comments from Federal, state, or local agencies, or from other interested parties concerning the subject changes to the MeCMP. Therefore, in accordance with these findings and compliance by the Maine State Planning Office with the public notice requirement of 15 CFR 923.84(b)(2), we concur that the changes listed below are routine program implementations. On the date of publication by MeCMP of the notice required by 15 CFR 923.84(b)(4), Federal consistency will apply to the following changes, as described in your submission:

1. Protection & Improvement of Water Act (Title 38, Sections 361-367, 371A-372, 411-455)
2. Coastal Sand Dune Rules, 8/83
3. Mandatory Shoreland Zoning & Subdivision Law (Title 38, Sections 435-446)
4. Land Use Regulation Law (Title 12, Sections 681-689)
5. Land Use Districts and Standards, Chapter 10 of the Commission's Rules and Regulations, 2/3/83
6. Subdivision Law (Title 30, Section 4956)



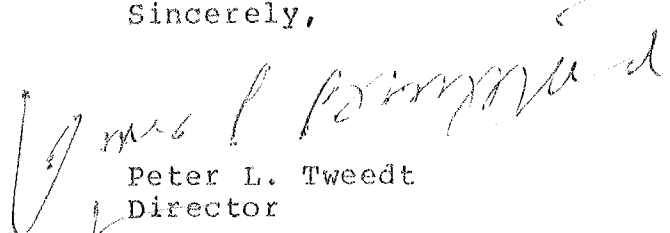
7. Site Location of Development Law (Title 38, Sections 481-485, 488-490)
8. Protection & Improvement of Air Law (Title 38, Sections 581-611)
9. Maine Hazardous Waste, Septage & Solid Waste Management Act (Title 38, Sections 1301-1310B)
10. Hazardous Waste Management Rules, 6/83
11. Alteration of Rivers, Streams and Brooks Law (Title 38, Sections 425-431)
12. Oil Discharge Prevention & Pollution Control Law (Title 38, Sections 541-560, 345-349)
13. Marine Resources Law authorizing adoption of regulations (Title 12, Sections 6171-6192)
14. Maine Waterway Development and Conservation Act (Title 38, Sections 630-636)

We cannot concur at this time, that the Freshwater Wetlands Law can be incorporated as a routine program implementation. In order to complete our review and make a determination on this new statute, the following additional information is requested:

1. The approximate total number of acres of freshwater wetlands located in the coastal zone area;
2. From the total under #1 above, how many acres of freshwater wetlands are regulated under the Alteration of Rivers, Brooks, and Streams Law; and
3. How many acres of these freshwater wetlands are now regulated under the new Freshwater Wetlands Law.

We appreciate all the efforts you and your staff have made in preparing this program change submission, and in responding to all of our questions. Upon receipt of the above requested information, we will endeavor to complete our review and get a response to you quickly. Thank you for your help and please let us know if we may be of further assistance to you.

Sincerely,


Peter L. Tweedt
Director