



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

FILE COPY

APR 19 1988

Mr. David Keeley
Coastal Program Manager
State Planning Office
184 State Street
State House - Station #38
Augusta, Maine 04333

Dear David,

The Office of Ocean and Coastal Resource Management has reviewed the request for routine program implementation changes submitted in March, 1988.

In response to your telephone request to my staff on April 12, 1988, to postpone our evaluation of items 9c and 9d, Solid Waste Management Rules and Hazardous Waste Management Rules respectively, we did not review and cannot concur that these changes are routine program implementation changes. I understand you will be submitting a request to us in the near future to delete these rules, not the Acts, from the program. I also understand you are confirming this request to postpone consideration in writing.

Of the remaining eleven items, there is only one, Item #19, Coastal Barrier Resources System, that we find appears to be an amendment to your program, not a routine program implementation change. We have reached this conclusion because the change meets the criteria in Section 923.80(c) of our regulations, namely, it appears to be a substantial change to the enforceable policies and authorities related to uses subject to the management program and managing areas of particular concern. I understand that you may be able to submit additional material documenting that the coastal barriers are already protected under your coastal dunes legislation, in which case we will re-evaluate this decision.

This office concurs that the remaining changes are routine program implementation changes. The OCRM did not receive any comments from Federal, state or local agencies, or other parties concerning these changes. The approved changes are:

Protection & Improvement of Waters Act (Title 38, Sections 361-367, 371A-372m 411-455).

Mandatory Shoreland Zoning & Subdivision Law (Title 38, Sections 435-446).



Land Use Regulation Law (Title 12, Sections 681-689).

Subdivision Law (Title 30, Section 4956).

Site Location of Development Law (Title 38, Sections 481-485, 488-490).

Protection & Improvement of Air Law (Title 38, Sections 581-611).

Maine Hazardous Waste, Septage & Solid Waste Management Act (Title 38, Sections 1301-1310B) (formerly the Solid Waste Management Act).

Alteration of Rivers, Streams and Brooks Law (Title 38, Sections 425-431).

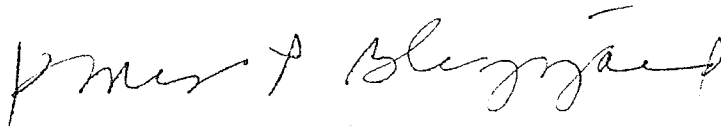
Oil Discharge Prevention & Pollution Control Law (Title 38, Sections 541-560, 345-349).

Maine Waterway Development & Conservation Act (Title 38, Sections 630-636).

On the date of publication by the Maine Coastal Program of the notice required by 15 CFR 923.84(b)(4), Federal consistency will apply to the approved changes.

We appreciate the efforts you and your staff have made to make this complex set of changes relatively easy to follow. We look forward to receiving the revisions mentioned above for review.

Sincerely,



Peter L. Tweedt
Director

