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To: Schlueter, STP

AUTHOR: Kathleen Leyden  
AFFILIATION: ME  
ADDRESSEE: Interested Parties  
SUBJECT: Notice of Routine Program Change Submission

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STATE OF MAINE  
 EXECUTIVE DEPARTMENT  
 MAINE STATE PLANNING OFFICE  
 38 STATE HOUSE STATION  
 AUGUSTA, ME 04333

JOHN ELIAS BALDACCI  
 GOVERNOR

MARTHA E. FREEMAN  
 DIRECTOR

October 13, 2005

TO: Interested Parties  
 FROM: Kathleen Leyden, Director, Maine Coastal Program  
 SUBJ: Notice of Routine Program Change (RPC) Submission

Section 307 of the Coastal Zone Management Act ("CZMA"), the so-called "federal consistency" provision, provides that federal agencies shall conduct their activities consistently with the state environmental laws that NOAA has approved as enforceable policies of Maine's coastal zone management program. In accordance with 15 C.F.R. §923.84, the Maine State Planning Office ("SPO") is submitting to the federal National Oceanographic and Atmospheric Administration, Office of Ocean and Coastal Resource Management ("NOAA"), for review and approval the following laws enacted during the First Regular and First Special Sessions of the 122nd Maine Legislature: Public Laws 2005 c. 12, section SS-22; 44; 52, sections 1-2; 100; 107; 116, sections 1-5; 158, sections 1-17; 159, sections 1-3; 181; 182, sections 1-7; 203; 212, section 1; 217; 219; 226, sections 1-5; 247, section 6; 330, sections 4-40; 341; 406, section 1; 409, sections 1-4; 440, section 1; and 452, sections A-1 and A-3; and the following laws enacted during the 121st Maine Legislature: PL 2003 c. 414, portions of section A-2 and Part D (enacting 12 MRSA chapter 925, subchapter 3) and c. 655, sections B-308-314. These laws amend state environmental and natural resources laws that provide the enforceable policies of the Maine Coastal Program. In addition, SPO is submitting changes to the Department of Environmental Protection's chapter 305 rules (sections 1 - 15) governing the permit by rule program which were adopted by the Board of Environmental Protection on May 25, 2005. SPO has determined that these changes are routine program implementation and has requested that NOAA concur with this determination. The above session laws and agency rules submitted for routine program change approval may be viewed on line at: <http://janus.state.me.us/legis/ros/meconlaw.htm>

**BACKGROUND**

The federal Coastal Zone Management Act of 1972 ("CZMA") establishes a state-federal partnership encouraging state management of coastal resources in accordance with policy goals aimed at balancing development and conservation uses. The CZMA provides funding to implement management measures consistent with these goals and requires federal agency actions to be consistent to the maximum extent practicable with the NOAA-approved state environmental laws and regulations that are the enforceable policies of the State's coastal program. NOAA approved the Maine Coastal Program in 1978.

**COMMENTS**

A copy of the State's filing submitting these changes to NOAA can be obtained from Lorraine Lessard, Maine Coastal Program, State Planning Office, 38 State House Station, Augusta ME 04333, tel: 207-287-1486; email: [Lorraine.Lessard@maine.gov](mailto:Lorraine.Lessard@maine.gov). Interested parties may submit comments to NOAA on whether the requested changes are routine program implementation no later than November 7. Comments may be sent to:

Ms. Betsy Nicholson  
 NOAA Regional Coastal Program Specialist  
 University of New Hampshire  
 Gregg Hall, Suite 148  
 35 Colovos Road  
 Durham, NH 03824  
 email: [Betsy.Nicholson@noaa.gov](mailto:Betsy.Nicholson@noaa.gov)  
 phone: 603-862-1205

OFFICE LOCATED AT: 184 STATE STREET

PHONE: (207) 287-3261

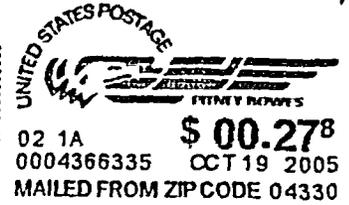
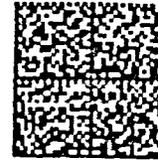
INTERNET: [www.maine.gov/spo](http://www.maine.gov/spo)

FAX: (207) 287-6489

STATE OF MAINE  
EXECUTIVE DEPARTMENT  
STATE PLANNING OFFICE  
38 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0038

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CHAIRMAN  
NUCLEAR REGULATORY COMMISSION  
1717 H STREET NW  
WASHINGTON DC 20555

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