



UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
NATIONAL OCEAN SERVICE
OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT
Silver Spring, Maryland 20910

DEC 22 2003

Ms. Kathleen Leyden
Director
Maine Coastal Program
State Planning Office
State House Station 38
184 State Street
Augusta, ME 04333-0038

Dear Ms. Leyden:

Thank you for your September 8, 2003, request to incorporate numerous changes to the Maine Coastal Program (MCP) made between September 1998 and June 2003. You specifically requested that these program changes be incorporated as routine program changes per the Coastal Zone Management Act (CZMA) regulations at 15 C.F.R. Part 923 Subpart H and the Office of Ocean and Coastal Resource Management's (OCRM) Final Program Change Guidance of July 8, 1996.

Based on our review of your submission, we concur with your determination that the changes to sections noted below are routine program changes and are approved as enforceable policies of the Maine Coastal Program.

Chapter 305: DEP Rules for Natural Resource Protection Act (Permit by Rule)

Adopted June 1 1999: §1(C)(1)(c); §1(D); §2; §3(B)(1); §2(C)(16); §4(A)(2); §4(A)(4); §4(B)(1),(C)(8); §4(C)(1); §4(C)(15); §6(C)(1); §7(B)(1), (C)(16); §7(B)(1),(C)(2); §7(B)(1),(C)(8); §8(A)(1); §8(C)(1); §8(C)(2); §8(C)(12); §9(A); §9(C)(4); §9(C)(6); §9(C)(14); §10(A); §10(A)(4); §10(B)(1); §10(C)(5); §11(B)(7); §11(A)(2); §11(B)(1); §11(B)(3); §11(B)(8); §11(B)(17); §12(A)(2); §12(A)(3); §12(B)(3); (C)(12); §13(A)(1); §13(A)(2); §13(B)(1); §14(A)(1)(C)(10 and 11); §14(A)(1),(C)(13); §14(A)(5); §14(B)(1); §14(C)(7); §14(D)(2 and 5); §15(B)(3); §15(B)(5 and 6); §16(A); §16(C)(16); §16(C)(1); §16(C)(11); §16(C)(15); §17(A)(1); §17(B)(4); §17(B)(3); §18(A)(2); §18(A)(1)(d); §18(B)(2); and §18C(4).

Adopted September 1, 2002: §2(A)(1); §2(A)(4); §2(B)(3,4); §2(C)(1)(a-e); §2(C)(2); §2(C)(3); §2(C)(4); §2(D)(2-A); §3(D)(1); §4(A)(1); §4(D)(4); §7(D)(4); §9(D)(1); §9(D)(3); §10(A)(5); §10(A)(13); §16(C)(6); and §16(d)(12).

Chapter 310, DEP Wetland and Water body Protection Rules

Adopted September 1, 2002: §1; §2; §3(A); §3 (V); §5(A); §5(C)(2); and §5(C)(6(d)).



DEP Rules Chapter 315: Scenic and Aesthetic Resources

Adopted Jun 29, 2003: §1 through §10 and Appendix A

DEP Rules Chapter 335: Significant Wildlife Habitat

Adopted September 15, 1998: §1 through §8 and 52 maps of seabird nesting islands

DEP Rules Chapter 375: Site Location Law

Adopted September 22, 2001: §9(B)(1); §9(B)(3); and §9(C)

DEP Rules Chapter 1000: Mandatory Shoreland Zoning

Adopted February 14, 2000: Table 1, §15.O.(1)(a); §15.O.(1)(b); §16.I; and Appendix A §12.C(1-A)(b).

Maine Land Use Regulatory Commission Rules Chapter 10: Land Use Regulations in Unincorporated Areas

Adopted October 17, 2000: §10.01; 10.02; 10.3; 10.5; 10.06-B; 10.06-E; 10.06-F; 10.06-G; 10.06-H; 10.06-I; 10.07-A; 10.07-B; 10.07-D; 10.07-E; 10.8; 10.9; 10.10; 10.11(E); 10.13; 10.13-B(1); 10.13-B(1)(A); 10.13-B(1)(D); 10.13-B(2); 10.14(A)(2)(B); 10.14(A)(3)(a) (17 and 18); 10.14(A)(3)(b)(9,10,11,12,13, 14, 15,16, 17, 18); 10.14(A)(3)(b)(10,18,19,20); 10.14-B(2)(b); 10.14(B)(3)(a)(17,18, 19); 10.14(B)(3)(b) (5, 6, 10, 11, 12, 13, 14, 15, 16, 17, 18); 10.14(B)(3)(b)(11,18,19 and 20); 10.14(B)(3)(c)(4); 10.14(D)(1); 10.14(D)(2)(b); 10.14(D)(3)(a) (17, 18, and 19); 10.14(D)(3)(b) (5, 6, 9, 11, 12, 13, 14, 15, 16, 20, 21); 10.14(D)(2)(b)(10,17, 18, and 19); 10.14(D)(3)(c) (1,2); 10.14-E(2)(a) and (b); 10.14-E(3)(a)(10); 10.14-E(3)(b)(4)(11); 10.14-E(3)(b)(9, and 10); 10.14-E(3)(c)(3)(e); 10.15-A(3)(a)(2, 3, 8 and 17); 10.15-A(3)(a)(19,20,21 and 22); 10.15-A(3)(b) (3,5,6,7,8,9,10,11,12,13,14, 15, 16, 25 and 26) 10.15-A(3)(b)(4,17,18,19, 20,21,22,23,24); 10.15-B(3)(a)(1,14, 17); 10.15-B(3)(b) (9,10,11,12); 10.15-B(3)(c)(5); 10.15-C(3)(a) (2) and (19); 10.15-C(3)(b) (9,10,11,12); 10.16-A(3)(a) (15 and 16); 10.16-A(3)(b)(6,7,9,10,11, 12,16, 17); 10.16-A(3)(b) (8,13,14,15); 10.16-A(3)(c)(3); 10.16-B(1); 10.16-B(2); 10.16-B(3)(a)(14, 18,19,20); 10.16-B(3)(b)(4,6,8,9,10,11, 15,16); 10.16-B(3)(b) (7,12,13,14); 10.16-B(3)(c)(1); 10.16-C(2)(a); 10.16-C(2)(b)(1,2 and 3); 10.16-C(3)(b)(7,11, 12,13,14,15); 10.16-C(3)(c)(3,6 and 7); 10.16-D(1); 10.16-D(3)(a)(16,17,18); 10.16-D(3)(b)(4,7,8, 10,11,12,13, 14,15,16,17, 20,21) 10.16-D(3)(b)(9,18 and 19); 10.16-D(3)(c)(4 and 5); 10.16-F(1); 10.16-F(2); 10.16-F(6); 10.16-F(7); 10.16-G(3)(a)(9); 10.16-G(3)(b)(8,9,11,12 and 13); 10.16-G(3)(c)(6); 10.16-H(3)(b)(10,13,14,15); 10.16-H(3)(c)(1); 10.16-H(3)(d); 10.16-I(2); 10.16-I(3)(a)(16,17,18,19); 10.16-I(3)(b)(5,6,10,12-16, 20,21); 10.16-I(3)(b)(5,6,10,12-16,20,21); 10.16-I(3)(c)(3); 10.16-J(3)(a)(15); 10.16-J(3)(b)(6,8,9,10,13-22); 10.16-J(3)(b)(7,11 and 12); 10.16-J(3)(c)(2,4 and 5); 10.16-K(2)(a); 10.16-K(3)(a)(18 to 24); 10.16-K(3)(c)(3,5,7,8,14 and 15); 10.16-K(3)(c)(6,9 to 13); 10.16-K(3)(c)(6,9 to 13); 10.16-L(3)(a)(15); 10.16-L(3)(b)(4,11, 12, 18 and 19); 10.16-L(3)(c)(4); 10.16-M(3)(a)(16 and 17); 10.16-M(3)(b)(5,9,14,19 and 20); 10.16-M(3)(b)(17 and 18); 10.16-M(3)(c)(4); 10.17-A (7 and 8); 10.17-A(1); 10.17-A(2);

Maine Land Use Regulatory Commission Rules Chapter 10: Land Use Regulations in Unincorporated Areas

Adopted October 17, 2000 (Cont.): 10.17-A(2)(b-d); 10.17-A(3) (b)(1); 10.17-A(7); 10.17-A(8); 10.17-B; 10.17-B(1)(a)(1); 10.17-B(1)(a)(2); 10.17-B(1)(b)(3); 10.17-B(1)(c)(5); 10.17-B(1)(d)(1); 10.17-B(1)(d)(2)(a)(d); 10.17-B(1)(d)(3) and (4); 10.17-B(1)(e)(2); 10.17-B(1)(g)(3); 10.17-B(1)(g)(4-9); 10.17-B(1)(g)(10); 10.17-B(4)(a); 10.17-B(4)(b); 10.17-B(5); 10.17-B(6)(a); 10.17-B(6)(b); 10.17-B(8); 10.17-B(9)(a-e); 10.18; 10.19; 10.20; 10.21; and Appendix B

Adopted February 15, 2001: 10.02 (52, 154)

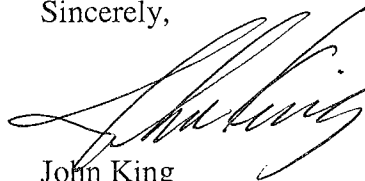
Adopted May 8, 2002: 10.02 (13, 44, 147,155); 10.10-A; 10.10-B; 10.11-C(1)(c); 10.11-C(6); 10.15-A(3)(a)(4); 10.17-A(2)(b)(2); 10.17-A(2)(b)(3); 10.17-A(2)(c); 10.17-A(3)(a)(2); 10.17-A(3)(b)(1); 10.17-A(6)(e); 10.17-A(6)(f); 10.17-B(1)(d)(1)(c-f); 10.17-B(9)(a)(6) 10.17-B(9)(a)(6)(b); 10.17-B(9)(a)(6)(c); 10.17-B(9)(a)(6)(d); 10.17-B(9)(a)(6)(e)and (f); 10.17-B(9)(a)(6)(h); 10.17-B(9)(d)(1); 10.17-B(9)(e)(1-3); and Appendix D

Adopted August 14, 2002: 10.14-C(2)(b)

Federal Consistency will apply to the approved changes only after you publish notice of this approval pursuant to 15 C.F.R. section 923.84(b)(4). Please include in the public notice the list of changes to enforceable policies provided in this letter, and please send a copy of the notice to OCRM.

Thank you for your cooperation in this review. Please contact Bill O'Beirne at (301)713-3155 extension 160, if you have any questions.

Sincerely,



John King
Acting Chief