



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

**COASTAL RESOURCES MANAGEMENT COUNCIL**

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In accordance with notice to members of the Rhode Island Coastal Resources Management Council's Planning and Procedures subcommittee, a meeting of the subcommittee was held on Monday, October 25, 2010 at the offices of the RICRMC, Stedman Government Center, 4808 Tower Hill Rd, Wakefield, RI.

**MEMBERS PRESENT**

Michael Tikoian, Chair  
Paul Lemont, Vice Chair  
Don Gomez  
Russ Chateaufneuf

**STAFF PRESENT**

Grover Fugate, Executive Director  
Jeff Willis, Deputy Director  
Jim Boyd, Coastal Policy Analyst  
Laura Ricketson Dwyer, Public Ed/Outreach Coord

John Longo, Legal Counsel

**OTHERS PRESENT**

Wendy Waller, Save the Bay; Doug Groff

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**Call to Order.** Mr. Tikoian called the meeting to order at 8:30 a.m.

Mr. Tikoian called for a motion to approve the minutes of the September 21, 2010 subcommittee meeting.

*Mr. Lemont seconded by Mr. Gomez moved to approve the meeting minutes of September 21, 2010. All voted in favor of the motion; Mr. Tikoian abstained.*

**Item 4.A. – Section 3 Subcommittees.** J. Willis presented revisions to this section that would create a standing Ocean subcommittee. Mr. Tikoian suggested that the language creating the Ocean subcommittee be cleanly stated. J. Longo, on behalf of B. Goldman presented revisions to the proposed changes.

*Mr. Lemont seconded by Mr. Gomez moved to begin rule-making on said section as revised by the subcommittee as follows:*

***Section 3 Subcommittees.*** *The Chairman of the Council shall establish standing subcommittees with varying functions as approved by the Council. In the absence of the Chairman, the Vice Chairman may establish these Subcommittees. There is hereby established a standing Ocean subcommittee.*

*Additionally, the Chairman in his discretion may appoint a standing Ocean Subcommittee to hear contested cases resulting from the implementation of the Council's Ocean Special Area Management Plan. However, in appropriate circumstances contested cases may be heard by the full CRMC as determined by the Chairman. The Chairman and Vice Chairman shall sit ex-officio on all subcommittees.*

*Hearing Subcommittees shall consist of all Council members who attend the initial Subcommittee meeting and all subsequent meetings of Subcommittee.*

*Only those Subcommittee members who have attended all meetings of the Subcommittee may vote on the Subcommittee recommendation.*

*All voted in favor of the motion.*

**Item 4.B. – Section 1.2 (Management Procedures) Definitions/Contested Case and  
Item 4.C. – Section 110.3 (Redbook) Substantive Objections**

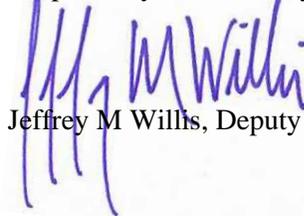
*Mr. Lemont seconded by Mr. Gomez moved to table these two items for the next subcommittee meeting. All voted in favor of the motion to approve.*

**Item 4.D. – Freshwater Wetlands in the Vicinity of the Coast.** J. Boyd presented the proposed revisions to the freshwater wetlands regulations. J. Boyd explained that recent and previous revisions to the DEM freshwater wetlands regulations were mimicked within the proposed CRMC freshwater wetlands regulations so as to provide consistency between the two sets of regulations. Additionally revisions were made to reflect recent stormwater manual revisions. J. Boyd explained that the CRMC procedures for processing applications were maintained throughout; only the revisions to the management of the resource were mimicked throughout. J. Boyd also explained that significant re-formatting was undertaken to make the regulations more clearly accessible to all interested parties. Mr. Tikoian and Mr. Lemont asked why not use the same procedures. G. Fugate, J. Willis and J. Boyd stated that legislative allowances for different procedures, as well as council hearing process for significant alterations is different than DEM's. Mr. Tikoian asked how the Tolling legislation is incorporated. J. Willis and J. Boyd explained that the tolling legislation allowances occur outside of the regulations, and apply when permits are issued. Mr. Tikoian asked if the procedure for hearing freshwater wetland applications in front of the council has change. G. Fugate and J. Boyd stated that it has not been changed. Mr. Tikoian asked if the fees for freshwater wetland applications have changed. G. Fugate, Mr. Chateaufeuf and J. Boyd stated that they have, as DEM revised their fees to be based on areas of disturbance of the project and therefore the CRMC regulations were revised accordingly.

*Mr. Lemont seconded by Mr. Gomez moved to approve the proposed Freshwater Wetlands regulations as presented. All voted in favor of the motion to approve.*

**ADJOURNMENT.** Mr. Gomez, seconded by Mr. Chateaufeuf, moved to adjourn the subcommittee meeting. All voted in favor of the motion and the meeting was adjourned at 9:12 a.m.

Respectfully submitted by



Jeffrey M Willis, Deputy Director