



AGENDA

Semi-Monthly Meeting – Full Council
Tuesday, January 22, 2008; 6:00 p.m.
Narragansett Bay Commission, Boardroom
One Service Road, Providence, RI

Approval of the minutes of the previous meeting.
Subcommittee Reports.
Staff Reports

Coastal Habitat Restoration Trust Fund Applications before the Council for Review and Decision:

Full Funding

- Woonasquatucket River Paragon Dam Fish Passage, Providence (\$40,000)

Partial Funding

- Ten Mile River Fish Passage: Omega Pond Dam, Hunts Mills Dam and Turner Reservoir Dam, East Providence (\$100,000)
- Pawcatuck River Lower Shannock Falls Fish Passage, Richmond (\$35,000)
- Blackstone River Fish Passage, Pawtucket, Central Falls, Cumberland and Lincoln (\$35,000)
- Silver Creek Salt Marsh Restoration, Bristol (\$10,000)

Contingency List of Projects

1. Remainder of funding request for Ten Mile River Fish Passage (\$50,000)
2. Remainder of funding request for Blackstone River Fish Passage (\$15,000)
3. Remainder of funding request for Shannock Falls Fish Passage (\$20,000)
4. Gooseneck Cove Salt Marsh Restoration, Newport (\$50,000)
5. Integrated Restoration of South County's Coastal Ponds, Charlestown and Westerly (\$30,000)

Applications which have been Out to Notice for 30 days and are before the Full Council for Decision:

2007-04-007 MTM INVESTMENT GROUP, LLP -- construct and maintain: a residential boating facility consisting of a 4' x 210.5' fixed pier with a 4' x 20' "L" section fixed pier. The facility will extend 50' beyond mean low water to a water depth of one foot. Also the facility will extend into an approved mooring field. Therefore variances are required to the water depth standard of 1.5' (Ref. RICRMP 300.4.E.3.a Table 3) and the required 50' setback from approved mooring field, (Ref. RICRMP 300.4.E.3.(m)). Located at plat 142, lots 1 and 2; 221 Sauga Avenue, North Kingstown, RI

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2005-09-014 CHARLES FABER -- Rehearing due to Public Re-Notice. Construct and maintain: a residential boating facility consisting of a 4' x 110' fixed timber pier, and two (2) tie-off piles. The proposal requests two variances: a 25' variance to RICRMP Section 300.4.E.3(k) (length), and a 105' variance to Section 300.4.E.3(l) (mooring field offset). Located at plat 142, lot 35; 45 Sauga Avenue, North Kingstown, RI.

Public Hearing on Changes to the Rhode Island Coastal Resources Management Program:

Proposed water type changes

1. Quonochontaug Quadrangle

Straight line from westernmost point of Ninigret Wildlife Refuge to westernmost point of Ninigret Conservation Area (from point at approximately 1000,489.81N / 279,586.3E to 95,386.87N / 275,642.52E RI State Plane Feet 83). Straight line from eastern edge of Ninigret Wildlife Refuge running east to the northern end of the breachway (from point at approximately 102,669.55N / 286,029.59E to 102,403.07N / 289,094.02E RI State Plane Feet 83). Type 2 waters between these lines and bounded by the shoreline of the pond will be changed to Type 1.

2. Wickford Quadrangle

Straight line extension perpendicular to shore at northernmost boundary of Bissel Cove DEM property (from point at approximately 170,074.88N / 347,011.97E to 170,061.25N / 347,693.39E RI State Plane Feet 83). Straight line extending from northernmost boundary on western side of Bissel Cove DEM property southwesterly to a shoreline point at the end of Shady Cove Road (from point at approximately 170,074.88N / 347,011.97E to 169,548.61N / 346,548.61E RI State Plane Feet 83). Type 2 waters within these lines and bounded by the shoreline and the Type 4 water boundary to the east will be changed to Type 1.

3. Wickford and Prudence Island Quadrangle

Straight line extending seaward perpendicular to the shore at the southern-most boundary of Jamestown Estates Conservation Area (from point at approximately 156,752.72N / 358,389.4E to a point at approximately 156,739.07N / 357,620.32E RI State Plane Feet 83), and a straight line extending perpendicular to the shore at the northernmost boundary of Watson Farm (from approximately 153,357.28N / 361,079.8E to 153,349.07N / 360,266.93E RI State Plane Feet 83). Type 2 waters between these lines and bounded by the Jamestown shoreline to the east and the Type 4 waters boundary to the west will be changed to Type 1.

4. Bristol Quadrangle

Straight line extending seaward perpendicular to the shore at the southern edge of the ASRI property (from a point at approximately 227,955.64N / 385,150.41E to 227,915.4N / 384,613.84E RI State Plane Feet 83). Type 2 waters bounded by this line, the shoreline, and the Type 4 water boundary to the west will be changed to Type 1.

Purpose: To change the water type designations to recognize adjacent conservation lands so as to provide greater management and protection of these shorelines.

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Greenwich Bay SAMP

Revise: 680.1A

1. The CRMC will identify and grandfather existing ~~quahog facilities~~ commercial fishing docks in Greenwich Cove Bay that have been in existence since 2000. Grandfather permits will be issued to those facilities as long as provided at least 75% of the boats in the facility ~~is~~ are used by commercial fishermen. Commercial fishing boats are those vessels used by RI licensed fisherman and that have the requisite DEM commercial license decal affixed to the boats. Once the facility falls below the 75% commercial fishing boat occupancy level, ~~this~~ the CRMC permit will be ~~null and void~~ revoked. For purposes of this section, commercial fishing docks are those facilities that have been in existence since 2000 and in which the majority of vessels berthed there at are commercial fishing boats.

Add New 680.1A.2:

2. It is the CRMC policy to provide for the continued viability of the commercial shellfish and finfish industry within Greenwich Bay, and accordingly will authorize preexisting commercial fishing docks provided they meet the criteria here in and submit an application to the CRMC within one (1) year from the date of adoption of these regulations. Afterwards, enforcement action will proceed.

Add New Section: 680.1B Standards

1. Applicants for commercial fishing docks that meet the criteria in 680.1A.1 must submit an application to the CRMC to include a site plan prepared by a Rhode Island registered professional engineer or professional land surveyor. The site plan must delineate a marina perimeter limit (MPL) with state plane coordinates (NAD 83) at each corner of the MPL.

2. In addition to the site plan, the application must include the following information:

- (a) Proof of upland ownership and a lease agreement (if applicable) with land owner;
- (b) List of abutting property owners with mailing addresses;
- (c) Description of the facility including all in-water and upland structures on the lot; and
- (d) Total boat count at the facility including the number of commercial fishing boats.

3. CRMC approved commercial fishing docks may be subject to other state and federal permits. It is the applicant's responsibility to obtain any other applicable permits.

4. The percentage of commercial fishing boats at any authorized dock must remain at or above 75% of the total boat count at the dock, otherwise the CRMC Executive Director may revoke the assent. Commercial fishing boats are those vessels used by RI licensed fisherman and that have the requisite DEM commercial license decal affixed to the boats.

5. When a commercial fishing dock assent is revoked it must be removed. Alternatively, the landowner can submit an application within sixty (60) days of CRMC revocation notice and must meet all requirements pursuant to CRMP Section 300.4.

6. Commercial fishing docks subject to these grandfather provisions do not meet provisions of Section 300.4 and are, therefore, considered temporary structures. Accordingly, provisions for removal or securing these commercial docks shall be made when a hurricane is predicted to impact the area within 48 hours.

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Revise: 940.1A

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Add New 940.1A2

2. It is the CRMC policy to provide for the continued viability of the commercial shellfish and finfish industry within Greenwich Bay, and accordingly will authorize preexisting commercial fishing docks provided they meet the criteria here in and submit an application to the CRMC within one (1) year from the date of adoption of these regulations. Afterwards, enforcement action will proceed.

Add New Section: 940.1B Standards

1. Applicants for commercial fishing docks that meet the criteria in 680.1A.1 must submit an application to the CRMC to include a site plan prepared by a Rhode Island registered professional engineer or professional land surveyor. The site plan must delineate a marina perimeter limit (MPL) with state plane coordinates (NAD 83) at each corner of the MPL.

2. In addition to the site plan, the application must include the following information:

- (e) Proof of upland ownership and a lease agreement (if applicable) with land owner;
- (f) List of abutting property owners with mailing addresses;
- (g) Description of the facility including all in-water and upland structures on the lot; and
- (h) Total boat count at the facility including the number of commercial fishing boats.

3. CRMC approved commercial fishing docks may be subject to other state and federal permits. It is the applicant's responsibility to obtain any other applicable permits.

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Enforcement Report – December 2007

Category "A" List

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