



State of Rhode Island and Providence Plantations
Coastal Resources Management Council
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AGENDA

Semi-Monthly Meeting – Full Council
Tuesday, September 24, 2013; 6:00 p.m.
Administration Building, Conference Room A
One Capitol Hill, Providence, RI 02908

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

Administrative Application before the Full Council:

2012-09-080 WILLIAM & MARGARET DUNN – Construction and maintain a new dwelling and OWTS located at plat 29, lot 90; Sunset Lane Portsmouth, RI.

Applications which have been Out-To-Notice for 30 Days and are before the Full Council for Decision:

2013-03-063 BLOUNT BOATS, INC. -- Installation of a 150 foot long fabric covered steel framed structure in the Blount Boats yard. The purpose is to provide cover for vessels and workers from inclement weather and also contain by-products from vessel blasting and painting. Located at plat 6, lot 11; 461 Water Street, Warren, RI.

Application in Response to Enforcement Action:

2010-12-060 & Enforcement File No. 10-0083 KEVIN & ELAINE STILES – Buffer Zone Management/Restoration located at plat31, lot 167; 83 Johnnycake Lane, Portsmouth, RI.

Enforcement Matter before the Full Council:

13-0082 SAMUEL PIOTRKOWSKI – Unauthorized construction of seawall and reconstruction of deck in noncompliance of CRMC Emergency Permit 1691 (CRMC File No. 2012-12-102) located at plat 175, lot 16; 31 Atlantic Avenue, Westerly, RI.

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

The following changes are proposed:

(Note: new text is underlined and any deleted text is ~~struck through~~)

**RI Coastal Resources Management Program – Ocean Special Area Management Plan (Ocean SAMP)
Chapter 8 - Renewable Energy and Other Offshore Development and Chapter 11 – The Policies of the
Ocean SAMP**

Amend Section 860.2.1.3 as follows:

3. Offshore ~~Developments~~ developments shall not have a significant adverse impact on the natural resources or existing human uses of the Rhode Island coastal zone, as described in the Ocean SAMP. ~~In making the evaluation of the effect on human uses, the Council will determine, for example, if there is an overall net benefit to the Rhode Island marine economic sector from the development of the project or if there is an overall net loss.~~ Where the Council determines that impacts on the natural resources or human uses of the Rhode Island coastal zone through the pre-construction, construction, operation, or decommissioning phases of a project constitute significant adverse effects not previously evaluated, the Council shall, through its permitting and enforcement authorities in state waters and through any subsequent CZMA federal consistency reviews, require that the applicant modify the proposal to avoid and/or mitigate the impacts or the Council shall deny the proposal. In making its decision regarding a proposed offshore development, the Council shall, among other things, consider the offshore development's impact on the Rhode Island economy, including any economic impacts from the offshore development on other existing human uses. The Council shall consider whether the economic benefits are sufficient to outweigh any adverse impacts to existing human uses. The Council may use economic impact information available in any existing Federal or State application documents prepared for an offshore development, including information contained in associated NEPA documents.

Amend Section 1160.1.3 as follows:

3. Offshore ~~Developments~~ developments shall not have a significant adverse impact on the natural resources or existing human uses of the Rhode Island coastal zone, as described in the Ocean SAMP. ~~In making the evaluation of the effect on human uses, the Council will determine, for example, if there is an overall net benefit to the Rhode Island marine economic sector from the development of the project or if there is an overall net loss.~~ Where the Council determines that impacts on the natural resources or human uses of the Rhode Island coastal zone through the pre-construction, construction, operation, or decommissioning phases of a project constitute significant adverse effects not previously evaluated, the Council shall, through its permitting and enforcement authorities in state waters and through any subsequent CZMA federal consistency reviews, require that the applicant modify the proposal to avoid and/or mitigate the impacts or the Council shall deny the proposal. In making its decision regarding a proposed offshore development, the Council shall, among other things, consider the offshore development's impact on the Rhode Island economy, including any economic impacts from the offshore development on other existing human uses. The Council shall consider whether the economic benefits are sufficient to outweigh any adverse impacts to existing human uses. The Council may use economic impact information available in any existing Federal or State application documents prepared for an offshore development, including information contained in associated NEPA documents.

Purpose: To modify existing text concerning the economic impacts of proposed offshore development on the Rhode Island economy, including any economic impacts on other existing human uses.

RI Coastal Resources Management Program –Section 300.11 Aquaculture

Amend Section 300.11.B.1 as follows

1. The CRMC recognizes that commercial aquaculture is a viable means for supplementing the yields of marine fish and shellfish food products, and shall support commercial aquaculture in those locations where it can be accommodated among other uses of Rhode Island waters. The CRMC recognizes that responsible shellfish aquaculture has a net positive effect on the environment, [and therefore it is permissible in all water types](#). As any human activity can have adverse environmental effects, the Council recognizes the possibility of setting scientifically defensible limits on aquaculture leasing in any particular water body. The CRMC also recognizes that in the framework of adaptive management protocols, research into the ecology of coastal waters and our understanding of ecosystem carrying capacities is constantly evolving and improving.

Purpose: To further clarify existing CRMC policy that aquaculture activities are permissible in all CRMC designated water types, including Type 1, consistent with the permissible activities listed in Table 1 (Water Type Matrices) in the Coastal Resources Management Program.