

**STATE OF RHODE ISLAND**  
**COASTAL RESOURCES MANAGEMENT COUNCIL**

Oliver Stedman Government Center  
4808 Tower Hill Road; Suite 3, Wakefield, RI 02879-1900

**Notice of Re-Scheduling of Public Hearing**

The Coastal Resources Management Council, in accordance with and pursuant to the provisions of the "Administrative Procedures Act" (Section 42-35-3 of the General Laws of Rhode Island) and the Rule and Regulations of the Coastal Resources Management Council, gave notice signed and dated February 5, 2009 to change the management plans, policies, procedures and regulations of the agency regarding planning and management of the coastal resources of the State relative to Chapter 46-23 of the State of Rhode Island. The changes that were advertised therein were originally scheduled to be heard at the Council's meeting of April 28, 2009.

However, the proposed revisions to the Rhode Island Coastal Resources Management Program's **Section 300.17 – Wetland Walkover Structures** namely subsections D.1, E.2 and E.3 as contained in said notice have been re-scheduled.

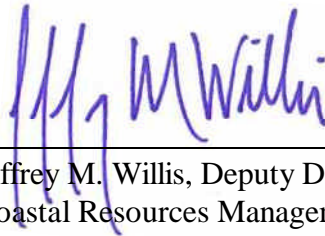
**A public hearing has been scheduled for these proposed changes to be held in Conference Room A, Administrative Building, One Capitol Hill, Providence, RI, on Tuesday, July 28, 2009, at 6:00 p.m.**

Copies of the proposed regulations as originally advertised follow and are also available from the Coastal Resources Management Council offices and its website – [www.crmc.ri.gov](http://www.crmc.ri.gov).

Individuals requesting interpreter services for the hearing impaired must notify the Council office at 783-3370, 72 hours in advance of the hearing date.

Further information may be obtained by contacting the Coastal Resources Management Council offices at 783-3370.

Signed this 16<sup>th</sup> day of April, 2009.



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Jeffrey M. Willis, Deputy Director  
Coastal Resources Management Council



**COASTAL RESOURCES MANAGEMENT COUNCIL**

Oliver Stedman Government Center  
4808 Tower Hill Road; Suite 116  
Wakefield, RI 02879  
401-783-3370

**PUBLIC NOTICE**

The Coastal Resources Management Council has been petitioned to revise its management plans, policies, procedures and/or regulations regarding planning and management of the coastal resources of the State relative to Chapter 46-23 of the State of Rhode Island.

Therefore, in accordance with and pursuant to the provisions of the "Administrative Procedures Act" (Section 42-35-3 of the General Laws of Rhode Island) and the Rules and Regulations of the Coastal Resources Management Council, notice is hereby given that the Coastal Resources Management Council is soliciting comments to said petition that seek to revise the following specific subsections of the **RI Coastal Resources Management Program, Section 300.17 – Wetland Walkover Structures** as follows:

**D. Prerequisites**

1. Wetland walkover structure applications in Type 1 and Type 2 waters, and in coastal wetlands designated for preservation or restoration, shall be considered Category B applications (see Section 300.1). Wetland walkover structures in Type 3, 4, 5, and 6 waters shall be considered Category A\* applications.

**E. Prohibitions**

1. Activities including but not limited to attached decks, docks, observation platforms, floats, or other similar structures are prohibited on or adjacent to wetland walkover structures.

2. Wetland walkover structures are prohibited in Type 1 waters: ~~Wetland walkover structures are prohibited in~~ and Type 2 waters where there are (a) wetlands having 10 acres or more of unfragmented salt marsh habitat in total area; (b) wetlands determined to have high fish and wildlife habitat value based on staff review; and/or (c) wetlands which provide high scenic value as determined by the Council. Wetland walkover structures greater than 100 feet in length are prohibited.

3. Wetland walkover structures are prohibited from crossing any salt marsh pools, tidal creeks or pannes, open waters of coastal ponds, or any other open tidal or nontidal waters, excluding freshwater streams, rivers, and salt marsh mosquito ditches. This prohibition shall not apply to new wetland walkover structures in those areas where there are pre-existing wetland walkover structures in close proximity and such structures provide the only reasonable method to provide access to one's property and all reasonable attempts have been made to seek alternative access opportunities and minimize environmental impacts.

4. Wetland walkover structures are prohibited over wetlands contained within wildlife refuges, state management areas, and other public properties, unless the structure is to be used by the public and is determined by the Council to have no significant environmental impact.

The remainder of RICRMP Section 300.17 is proposed to stay unchanged.

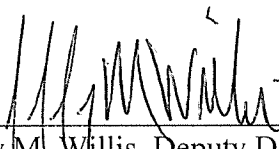
**A public hearing has been scheduled for these proposed changes to be held in Conference Room A, Administration Building, One Capitol Hill, Providence, RI on Tuesday, April 28, 2009, at 6:00 p.m**

The petition has been assigned the file number 2009-01-026. The petition can be viewed at the RICRMC's offices during regular office hours.

Parties interested in/or concerned with the above mentioned matter are invited to provide written comments to the RICRMC at the above address by March 10, 2009.

Further information may be obtained by contacting the Coastal Resources Management Council offices at 783-3370.

Signed this 5<sup>th</sup> day of February, 2009.

  
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Jeffrey M. Willis, Deputy Director  
Coastal Resources Management Council

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