

**RHODE ISLAND GOVERNMENT REGISTER
PUBLIC NOTICE OF PROPOSED RULEMAKING**

COASTAL RESOURCES MANAGEMENT COUNCIL

Title of Rule: Management Procedures (650-RICR-10-00-01)

Rule Identifier: 650-RICR-10-00-1

Rulemaking Action: Proposed Amendment

Important Dates:

Date of Public Notice: 11/22/2019

Hearing Date: 12/10/2019

End of Public Comment: 12/23/2019

Authority for this Rulemaking:

R.I. Gen. Laws Chapter 46-23 et seq.

Summary of Rulemaking Action:

The CRMC proposes to amend its Management Procedures to clarify and improve its regulatory procedures, including adding Council member coastal program training, adding specific requirements for staff recommendations and written findings of fact and conclusions of law in contested cases, and consolidation and simplification of determination requests and beach vehicle permit fees, among other proposed changes as summarized below.

Brief summary of proposed amendments to 650-RICR-10-00-1

1. Amend § 1.2(C) clarify member abstention process;
2. Add new § 1.2(G) for member training requirement and participation on a Council subcommittee;
3. Amend § 1.4.5 to simplify determination requests and fees;
4. Amend § 1.4.6(A)(11) to consolidate and simplify beach vehicle fees;
5. Amend § 1.5.1(A) to add specificity of public notice for variances and special exceptions; and
6. Add new §§ 1.8(B)(1) and (2) to add specificity for recommendations and findings of fact and conclusions of law.

Additional Information and Comments:

All interested parties are invited to request additional information or submit written or oral comments concerning the proposed amendment until December 23, 2019 by contacting the appropriate party at the address listed below:

James Boyd
Coastal Resources Management Council
Stedman Government Center
4808 Tower Hill Road
Wakefield, RI 02879
jboyd@crmc.ri.gov

Public Hearing:

A public hearing, in accordance with R.I. Gen. Laws § 42-35-2.8, to consider the proposed amendment shall be held on December 10, 2019 at 6:00 pm at Administration Building, Conference Room A, One Capital Hill, Providence, RI 02908 at which time and place all persons interested therein will be heard. The seating capacity of the room will be enforced and therefore the number of persons participating in the hearing may be limited at any given time by the hearing officer, in order to comply with safety and fire codes.

The place of the public hearing is accessible to individuals who are handicapped. If communication assistance (readers/interpreters/captioners) is needed, or any other accommodation to ensure equal participation, please call 401-783-3370 or RI Relay 711 at least three (3) business days prior to the meeting so arrangements can be made to provide such assistance at no cost to the person requesting.

Regulatory Analysis Summary and Supporting Documentation:

The proposed amendments will provide more specific Council procedures to improve the operating efficiency of the Council. In addition, the proposed amendments will clarify and simplify applicant requirements under the Coastal Resources Management Program. The proposed regulations do not impose any new requirements on regulated entities including any small businesses or any city or town; therefore, there is no adverse economic impact. In consideration of the alternatives the CRMC has determined that there is no alternative approach among the alternatives considered that would be as effective and less burdensome to affected private persons as another regulation. In addition, there are no other state regulations which are overlapped or duplicated by the proposed regulation.

The CRMC has determined that the benefits of the proposed rule justify the costs of the proposed rule, and that the proposed rule will achieve the objectives of the authorizing statute in a more cost-effective manner and with greater net benefits than other regulatory alternatives.

For full regulatory analysis or supporting documentation see agency contact person above.