

## CALIFORNIA COASTAL COMMISSION

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25 April 2008

TO: Commissioners and Interested Parties

FROM: Peter M. Douglas, Executive Director

SUBJECT: Notice of Incorporation of Proposed Changes to the California Coastal Management Program

The federal Coastal Zone Management Act of 1972 (CZMA) established a voluntary program to encourage states to develop and implement programs to manage the nation's coastal resources. The CZMA is administered by the National Oceanic and Atmospheric Administration (NOAA) within the U.S. Department of Commerce. The CZMA establishes minimum standards for state coastal management programs and provides federal grant assistance and federal consistency authority to states with approved programs. In 1977, the California Coastal Management Program (CCMP) was approved as meeting the standards of the CZMA.

On 28 March 2008, the Coastal Commission gave notice to interested parties of its intention to submit the recent amendments to Title 14, California Code of Regulations, section 13055 to NOAA's Office of Ocean and Coastal Resource Management (OCRM) as routine program changes to the CCMP. Interested parties were provided an opportunity to review the documents and to submit comments to OCRM on whether the revisions constitute routine program implementation of the federally approved CCMP.

Pursuant to the federal CZMA regulations (15 CFR §§ 923.80-923.84), the California Coastal Commission hereby provides notice that on 24 April 2008, the State received concurrence from OCRM that the following change to the CCMP constitutes a routine program change:

Changes to the CALIFORNIA COASTAL MANAGEMENT PROGRAM				
Name/Description of State or Local Law/ Regulation/Policy/ Program Authority or Change	State/Local Legal Citation	Enforcement Mechanism(s)	Date Adopted by State	Date Effective in State
<b>MODIFIED:</b>				
Revises fee schedule; requires fees for additional categories of filings; including federal consistency certifications; indexes fees to inflation; and allows fee reductions for certain categories of projects.	Title 14, CCR, § 13055	California Coastal Act permitting program	03/14/2008	03/17/2008 (Consistency certification fee effective when incorporated into CCMP.)

Title 14, California Code of Regulations, Section 13055

Increases filing fees, modifies the method by which they are calculated, applies them to some new categories of filings, indexes the fees to inflation, and authorizes fee reductions for certain categories of projects. As amended, section 13055 establishes filing fees for the submittal of federal consistency certifications pursuant to 16 U.S.C. section 1456(c)(3)(A) or (B). Fees for federal consistency certifications will be determined in the same manner as fees for coastal development permit applications. The filing fees for federal consistency certifications will constitute necessary data and information within the meaning of 15 CFR sections 930.58(a)(2) and 930.76(a)(3). The fees are enforceable policies of the CCMP upon their incorporation into the CCMP today. Section 13055 does not require filing fees for submittals by federal agencies.

Consistency with the routine program changes to the CCMP, as described above, shall be required as of today, 25 April 2008. Please direct any questions regarding these changes to Anne McMahon, the Commission's Federal Programs Manager at 415.904.5297.