



JAN 18 2007

Ms. Kathleen Leyden
 Director
 Maine Coastal Program
 State Planning Office
 State House Station 38
 184 State Street
 Augusta, ME 04333-0038

Dear Ms. Leyden:

This letter clarifies the Office of Ocean and Coastal Resource Management's (OCRM's) letter dated January 3, 2007, concurring that the Maine's Department of Environmental Protection (DEP) Coastal Sand Dune Chapter 355 Rules constitute a routine program change and approving the incorporation of the changes as enforceable policies of the Maine Coastal Program. Unfortunately, in our approval letter we mistakenly indicated the Coastal Sand Dune Rules as Chapter "335" of DEP Regulations. The correct chapter is Chapter "355" of the DEP Regulations. Additionally, the table showing sections approved, incorrectly gave the statutory citation – not the correct citation for DEP regulations.

Therefore, OCRM is clarifying that we concur that the changes to Maine's Department of Environmental Protection (DEP) Coastal Sand Dune Chapter 355 Rules constitute a routine program change and approving the incorporation of the changes as enforceable policies of the Maine Coastal Program.

SECTIONS APPROVED

<i>Name/Description of State Law/Regulation/Policy Added or Removed from CMP (all sections are added to CMP unless noted otherwise)</i>	<i>State Legal Citation</i>	<i>Date Adopted by State</i>	<i>Date Effective in State</i>
Maine's Coastal Sand Dune Rules	Maine DEP Rules, Chapter 355, all sections	04/20/2006	06/08/2006

Federal Consistency will apply to the approved changes only after you publish notice of this approval pursuant to 15 C.F.R. § 923.84(b)(4). Please include in the public notice the list of changes to enforceable policies provided in this letter, and please send a copy of the notice to OCRM.

Thank you for your cooperation in this review. Please contact Bill O'Beirne at (301)713-3155 extension 160, if you have any questions.

Sincerely,

John King, Chief
 Coastal Programs Division

