

Subject: ANPR to modify consistency regulations
Date: Wed, 2 Oct 2002 22:57:26 -0400
From: "vivian newman" <newviv@erols.com>
To: <david.kaiser@noaa.gov>

David Kaiser, Federal Consistency Coordinator
NOAA, Office of Ocean and Coastal Resource Management
1305 East-West Hwy., 11th Floor (N/ORM3)
Silver Spring, Maryland 20910

Dear David

Re So-called limited procedural changes to CZMA consistency regulations

The ANPR requests public comment on the need for limited and specific changes or guidance and on what such changes or guidance should be. Please enter these comments into the record.

The short answer is that no, there is no need for such procedural changes. A longer answer would call into question the motivation for even asking. As we all know, the revisions (also called "procedural changes") adopted in 2000 were intended "to facilitate smooth and efficient implementation of the federal consistency requirement." This ANPR has provided no documented evidence whatever that these have proven insufficient or detrimental in the short time since they were finalized.

The Introduction to the Federal Consistency Workbook (presumably written by you), stated quite eloquently the reasons that the federal consistency provision is so important to both states and the federal government as a mechanism for resolving legitimate disputes. The entire CZMA framework is predicated on a partnership relation between these levels of government, one that should be fundamental to all federal-state interactions. To alter this relation at the whim of a single industry, albeit one that has unusual influence on this Administration, is indefensible.

Please withdraw this baseless proposal now

Sincerely,

Vivian Newman
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