

## APPENDIX O

### PROGRAM MODIFICATIONS

To address changes in coastal resources concerns or public needs during OCMP implementation, procedures are needed to modify the initially adopted program. The procedures described below for program amendments and refinements will provide for such modifications and also meet Office of Ocean and Coastal Resource Management (OCRM) regulations pursuant to Section 306(e) of the Coastal Zone Management Act. 15 C.F.R. Part 923, Subpart I.

Substantive or "major" changes in policies or authorities related to the following aspects of the program will be amendments to the OCMP:

- Boundaries,
- Uses subject to management
- Criteria or procedures for designating Special Management Areas, and
- Policies or procedures for considering the national interest in planning or siting of facilities.

ODNR may propose amendments (including those suggested by any local or state agency or citizen participating in the program) to OCRM for approval subsequent to review by state and local agencies and the general public review, including hearings. The Director of ODNR is responsible for submitting program amendments to the Office of Ocean and Coastal Resource Management for federal approval. Depending upon the scope of the proposed amendment, OCRM may require an Environmental Impact Statement or may solicit comments from federal agencies and the public through the Federal Register.

When approved amendments change the requirements regarding data and other information necessary to assess the consistency of private activities requiring federal licenses or permits, the Ohio Department of Natural Resources shall send a copy of the amendment(s) to each relevant federal agency, pursuant to 15 C.F.R. § 930.56.

Changes in the OCMP other than those described above ("minor" changes) will be considered routine program implementation (RPI). An RPI is defined as "further detailing of a state's program that is the result of implementing provisions approved as part of a state's approved management program, that does not result in the type of action" that would define it as an amendment (15 C.F.R. § 923.84). ODNR may adopt RPI's subsequent to review by state and local agencies and the public. ODNR will notify OCRM and all affected parties of proposed and adopted program refinements.

State law requires that amendments to the OCMP document be preceded by a prescribed public notification process that may include public hearings (O.R.C. § 1506.02(A)). Rule changes likewise are guided by statute, requiring public notification, consultation, and hearings as required by O.R.C. Chapter 119 (O.R.C. § 1506.02(A)(3)).