

RHODE ISLAND GOVERNMENT REGISTER
AMENDED PUBLIC NOTICE OF PROPOSED RULEMAKING
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

Title of Rule: Rules and Regulations for Dam Operation Permits

Rule Identifier: 250-RICR-130-10-1

Rulemaking Action: Proposed Adoption

Important Dates:

Date of Public Notice: March 24, 2023

Hearing Date: April 3, 2023

End of Public Comment: April 24, 2023

Rulemaking Authority:

R.I. Gen. Laws Chapters 42-17.1

R.I. Gen. Laws Chapter 42-35

R.I. Gen. Laws Chapter 42-17.6

R.I. Gen. Laws Chapter 46-19.1

Summary of Rulemaking Action:

To implement the requirements set forth in R.I. Gen. Laws Chapter 46-19.1, which apply to dams that have the capacity to store greater than one thousand four hundred (1,400) normal storage acre feet of water and have a control structure and do not impound water for a public water supply system as defined in R.I. Gen. Laws § 46-13-2.

Additional Information and Public Comments:

All interested parties are invited to request additional information or submit written or oral comments concerning the proposed adoption until April 24, 2023 by contacting the appropriate party at the address listed below:

David Chopy, Administrator
Department of Environmental Management
Office of Compliance & Inspection
235 Promenade Street, 2nd Floor
Providence, RI 02908
david.chopy@dem.ri.gov

Public Hearing:

A public hearing, in accordance with R.I. Gen. Laws § 42-35-2.5, to consider the proposed adoption shall be held at which time and place all persons interested therein will be heard. This hearing is subject to R.I. Gen. Laws Chapter 42-46, Open Meetings.

Public Hearing Information:

Date: April 3, 2023

Time: 5:30 P.M.

Location: Department of Environmental Management
235 Promenade Street
Room 390, 3rd Floor
Providence, RI, 02908

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 with disabilities. If communication assistance (readers/interpreters/captioners) is needed, or any other accommodation to ensure equal participation, please call 401-423-1927 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. For questions regarding available parking, please contact the agency staffperson listed above.

Regulatory Analysis Summary and Supporting Documentation:

In the development of the proposed amendment consideration was given to: (1) the benefits and costs of a reasonable range of regulatory alternatives reflecting the scope of discretion; (2) alternative approaches; (3) overlap or duplication with other statutory and regulatory provisions; and (4) significant economic impact on small business. No alternative approach, duplication, or overlap was identified based upon available information.

For full regulatory analysis or supporting documentation contact the agency staffperson listed above.