

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

Coastal Barrier Improvement Act;
Completion of Boundary Modification
Process

AGENCY: Fish and Wildlife Service,
Interior.

ACTION: Notice.

SUMMARY: The Department of the Interior, through the Fish and Wildlife Service (Service), has completed consideration of State and local government requests for minor and technical modifications to the boundaries of Coastal Barrier Resource System (System) units. It has also complied with the requests of State and local governments, and qualified organizations, to add "otherwise protected areas" under their jurisdiction to the System. This is consistent with the provisions of Section 4(e) of the Coastal Barrier Improvement Act (CBIA) (Pub. L. 101-591) and with the guidelines published in the *Federal Register* on June 6, 1991 (56 FR 26304-26312). The Service provided copies of correspondence requesting modifications and its responses to the Committee on Merchant Marine and Fisheries in the House of Representatives and to the Committee on the Environment and Public Works in the Senate.

The Service's responses to requests for modifications were also provided to the appropriate official in each State, county, or equivalent jurisdiction in which a System unit recommended for modification is located. The Service submitted its preliminary responses to requested boundary modifications on April 24, 1992. The appropriate officials were to respond no later than May 30, 1992.

In addition, this notice provides information on the modification of boundaries of two areas in North Carolina and one in Virginia, as required by section 303 of Public Law 102-440, October 23, 1992.

FOR FURTHER INFORMATION CONTACT: Ms. Linda Kelsey, U.S. Fish and Wildlife Service, Division of Habitat Conservation, 400 Arlington Square, Department of the Interior, Washington, DC 20240, (703) 358-2201.

SUPPLEMENTARY INFORMATION: Section 4(e)(1)(B) of the Coastal Barrier Improvement Act of 1990 (CBIA) requires the Department of the Interior to revise maps of the Coastal Barrier Resources System (System) to depict accepted minor and technical boundary modifications and election of

"otherwise protected areas" to the System. This process was to be completed by November 16, 1992, with publication of those changes in the *Federal Register*. As required, the Fish and Wildlife Service has provided written justification for denial of requested minor and technical modifications to the appropriate officials requesting modifications. Section 303 of Public Law 102-440 requires the Department of the Interior to revise the maps of VA-60P, NC-01P and NC-05P.

Copies of the revised maps have been filed with the Committee on Merchant Marine and Fisheries, and the Committee on Banking, Finance and Urban Affairs of the House of Representatives, and the Committee on Environment and Public Works of the Senate. Copies of these same maps have been distributed to the Chief Executive Officer (or representative) of (a) each State and county (or equivalent jurisdiction) in which a revised map of a System unit is located, (b) each State coastal zone management agency in those States which have a coastal zone management plan approved and (c) each appropriate Federal agency. Copies are also available for inspection through the U.S. Fish and Wildlife Service of the Department of the Interior and appropriate Regional Offices and Field Offices (see addresses in appendix A). Interested organizations and individuals may purchase System maps (including revised maps which are indicated in **bold type**) from the U.S. Geological Survey (see appendix B).

The prohibition on Federal assistance for new development activities, including Federal flood insurance, for new areas added to the System becomes effective on the date of publication of this notice. The boundary revisions to VA-60, NC-01 and NC-05P as required by Public Law 102-440 became effective on October 23, 1992.

Coastal Barrier Resources System
Revised Maps

The Service has made the following modifications to units of the System and transferred "otherwise protected areas" to the System as requested.

MASSACHUSETTS

D01 Little Compton Ponds. This unit straddles the Massachusetts/Rhode Island boundary. Massachusetts has requested that the part of the unit in Massachusetts be renumbered as C35 and renamed Richmond/Cockeast Ponds. There is no boundary modification to this unit.

RHODE ISLAND

RI-02P Sapowet Point. This "otherwise protected area" is added to RI-02.

D02BP Prudence Island Complex. The Providence Point and Gull Point segments of this "otherwise protected area" are added to D02B.

RI-06P Rumstick Point. This "otherwise protected area" is added to D02B.

RI-12P East Matunick Beach. Part of this "otherwise protected area" is transferred to the System as RI-12; the balance will remain "otherwise protected".

D05P East Beach. Part of this "otherwise protected area" is transferred to D05; the balance will remain "otherwise protected".

D08/D08P Napatree. D08 overlaps the Connecticut/Rhode Island border. The Rhode Island portion of D08 was formerly included on the Connecticut map called D08/D08P Napatree. The Rhode Island portion of this unit has been made into a separate map called D08/D08P Napatree to distinguish it from the Connecticut portion. The Connecticut portion has been made into a separate map and redesignated as CT-00 Barn Island. The portions of D08 and D08P that were depicted on the map called RI-13P, D07, D08, & D08P Misquamicut Beach, Maschaug Ponds, and Napatree have been transferred to the Rhode Island map of Napatree. There is no boundary modification to this unit.

D09P Block Island. Part of this "otherwise protected area" is transferred to D09; the balance will remain "otherwise protected".

CONNECTICUT

D08P Napatree. This "otherwise protected area" is added to the Connecticut portion of unit D08, which has been redesignated as CT-00 and renamed Barn Island. A separate map has been made for the Rhode Island portion of D08 and is called D08/D08P Napatree.

CT-02P Bluff Point. This "otherwise protected area" is added to the System as CT-02, with the exception of the area owned by the Connecticut Department of Transportation, which will remain an "otherwise protected area".

E02 Goshen Cove. The small area between the two segments of the unit is added to clarify the boundary.

CT-09 Harbor View. The northwest boundary is modified to clearly

- depict the break between development and non-development.
- E05P Hammonasset Point. The state-owned "otherwise protected area" is added to E05. The area in private ownership will remain designated as E05P, an "otherwise protected area".
- CT-10P Hammonasset Beach. This "otherwise protected area" is added to the System as CT-10 and redesignated as Tom's Creek.
- E07P Millford Point. All of the state-owned "otherwise protected area" is added to E07. The area in private ownership will remain designated as E07P, an "otherwise protected area".
- NEW YORK**
- NY-10P Lloyd Point. This "otherwise protected area" is added to the System as NY-10.
- NY-12P Centerport Harbor. This "otherwise protected area" is added to the System as NY-12.
- NY-13P Hobart Beach. This "otherwise protected area" is added to the System as NY-13.
- NY-14P Crab Meadow. This "otherwise protected area" is added to the System as NY-14.
- NY-15P Sunken Meadow. This "otherwise protected area" is added to the System as NY-15.
- NY-16P Stony Brook Harbor. This "otherwise protected area" is added to the System as NY-16.
- NY-17P Cedar Beach. That part of the "otherwise protected area", plus additional areas owned by the Village of Port Jefferson on the west and northwest sides of the unit, are added to the System as NY-17; the balance will remain an "otherwise protected area".
- NY-18P Wading River. This "otherwise protected area" is added to the System as NY-18.
- NY-19P Baiting Hollow. This "otherwise protected area" is added to the System as NY-19.
- NY-25P Orient Beach. This "otherwise protected area" is added to the System as NY-25.
- NY-34P East Creek. This "otherwise protected area" is added to the System as NY-34.
- NY-35P Indian Island. This "otherwise protected area" is added to the System as NY-35.
- NY-45P Shell Beach. This "otherwise protected area" is added to the System as NY-45.
- NY-51P Northwest Harbor. That part of this "otherwise protected area" owned by the Town is added to the System as NY-51. The privately owned tract will remain in the "otherwise protected" category.
- NY-53P Big Reed Pond. This "otherwise protected area" is added to the System as NY-53.
- NY-54P Oyster Pond. This "otherwise protected area" is added to the System as NY-54.
- NY-55P Montauk Point. This "otherwise protected area" is added to the System as NY-55.
- NY-59P Fire Island. Those parts of this "otherwise protected area" under the jurisdiction of Nassau County and the Towns of Babylon and Hempstead are added to the System as NY-59. The remaining areas will remain in the "otherwise protected area" category.
- F08AP Sammys Beach. This "otherwise protected area" is added to F08A.
- F08BP Acabonack Harbor. This "otherwise protected area" is added to F08B.
- F10P Napeague. This "otherwise protected area" is added to F10.
- F13P That part of F13P under State jurisdiction is added to F13. The Town owned lands will remain in the "otherwise protected" category.
- NY-72 North Pond. The south boundary is modified to clearly delineate the break between development and non-development.
- NY-73 Deer Creek Marsh. The Town of Richland owned lands adjacent to this unit are added to the unit.
- NY-74 Grindstone Creek. The State and Town of Richland owned lands adjacent to this unit are added to the unit.
- NY-75 Butterfly Swamp. The northeast boundary is modified to clearly delineate the break between development and non-development.
- NY-77 Snake Swamp. The Town of Richland owned lands adjacent to this unit are added to the unit.
- NY-87 Big Sister Creek. Part of Bennett Beach owned by Erie County is added to the unit.
- DELAWARE**
- DE-06 Silver Lake. The north boundary is modified to clearly delineate the break between development and non-development.
- VIRGINIA**
- VA-60P Long Creek. The southern segment of this unit is modified by section 303 of Pub. L. 102-440. That part of the area remaining is designated VA-60.
- NORTH CAROLINA**
- L01P Currituck Banks. The state-owned Currituck Banks National Estuarine Reserve is added to L01.
- NC-01P Pine Island Bay. Section 303 of Pub. L. 102-440 modifies this area to only include lands owned by the Audubon Society. The unit is redesignated as NC-01.
- NC-05P Roosevelt Natural Area. Section 303 of Pub. L. 102-440 modifies this area to only include lands owned by the State of North Carolina.
- SOUTH CAROLINA**
- SC-01 Long Pond. Land owned by a qualified organization is added to this unit.
- GEORGIA**
- N03 Little St. Simons Island. The south boundary of this unit is modified to correct a typographical error. All of Pelican Spit is in the unit.
- FLORIDA**
- FL-03P Guana River. The boundary of this unit as shown at the southeast corner on map 1 was covered by the legend. The legend is repositioned to display the boundary. There is no boundary modification to this unit.
- FL-35/FL-35P North Key Largo. A number of boundary modifications have been made to clarify boundaries between developed and non-developed areas and to correct mapping errors.
- FL-37 Rodriguez Key. The north boundary is modified to include associated aquatic habitat that clearly depicts the break with the upland.
- FL-39 Tavernier Key. The east boundary is modified to include associated aquatic habitat that clearly depicts the break with the upland.
- FL-47P Key Deer/White Heron. A cartographical error depicted a small subdivision in the Doctor's Arm area of Big Pine Key as being a part of the National Wildlife Refuge. This error is corrected.
- FL-35, FL-50, FL-52, FL-55, FL-57 These units have been overlaid with "screen" to clarify the areas in the System. There are no additional boundary modifications.
- P17/P17P Lovers Key Complex. The line around the "otherwise protected area" is changed from solid to dotted to depict the area's status. There is no boundary modification to this unit.
- P31A Four Mile Village. The north boundary is modified to correct a mistake on the map. The boundary remains the right-of-way along the south edge of U.S. Highway 98, as originally depicted on the 1982 map.
- FL-98P Santa Rosa Island. The parallel seaward boundary is

removed to conform with other units in the System. There is no boundary modification to this unit.

FL-103P Perdido Key. The parallel seaward boundary is removed to conform with other units in the System. There is no boundary modification to this unit.

LOUISIANA

LA-08P Rockefeller. Part of the boundary of the "otherwise protected area" was incorrectly drawn as a solid line. The boundary has been correctly drawn as a dotted line. There is no boundary modification to this unit.

S07 Point Au Fer. A technical correction was made at the mouth of Blue Hammock Bayou in Fourleague Bay to make the unit boundary on this map align with the corresponding unit boundary on the adjoining map depicting this unit.

TEXAS

T12P Boca Chica. That part of the South Bay "otherwise protected area" under state jurisdiction is added to T12; the balance remains an "otherwise protected area".

PUERTO RICO

PR-79 Penon Brusi. The boundary is modified to remove the sewage treatment plant that was inadvertently included in the unit.

PR-87 Vacia Talega. The boundary is modified to remove the sewage treatment plant that was inadvertently included in the unit.

VIRGIN ISLANDS

VI-16 Newfound Bay. The balance of the bay is added to the unit to clarify the break between associated aquatic habitat and upland.

OHIO

All units have been renumbered to be consistent with the east-west numbering system used in other Great Lakes States.

OH-01 Arcola Creek. This is a new unit added to the System by a qualified organization.

OH-02 Mentor. The State owned-lands adjacent to this unit are added. This unit was formerly numbered OH-06.

OH-03 North Pond. A new unit added by the State.

OH-04 Old Woman Creek. A new unit added by the State.

OH-05 Sheldons Marsh. A new unit added by the State.

OH-06 Bay Point. This unit was formerly numbered OH-05. There is no boundary modification to this unit.

OH-07 Middle Bass Island. This unit was formerly numbered OH-03. There is no boundary modification to this unit.

OH-08 North Bass Island. This unit was formerly numbered OH-04. There is no boundary modification to this unit.

OH-09 Fox Marsh. This unit was formerly numbered OH-04A. There is no boundary modification to this unit.

OH-10 Toussaint River. This unit was formerly numbered OH-01. There is no boundary modification to this unit.

MICHIGAN

MI-04 Sturgeon Bar. The east boundary is modified to correct a mapping error.

Dated: October 19, 1993.

Bruce Blanchard,
Acting Director, U.S. Fish and Wildlife Service.

Appendix A

Location of Maps Available for Review

U.S. Fish and Wildlife Service	States of
Regional Offices	
Regional Director, Region 2, U.S. Fish & Wildlife Service, 500 Gold Ave. SW., Albuquerque, New Mexico 87103, (505) 766-2914.	Texas.
Regional Director, Region 3, U.S. Fish & Wildlife Service, BHW Federal Building, 1 Federal Dr., Ft. Snelling, Minnesota 55111-4056, (612) 725-3536.	Ohio, Michigan, Wisconsin, Minnesota.
Regional Director, Region 4, U.S. Fish & Service, 75 Spring St. SW, Atlanta, Georgia 30303, (404) 331-3580.	North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Louisiana, Puerto Rico, Virgin Islands.
Regional Director, Region 5, U.S. Fish & Wildlife Service, 300 Westgate Center Drive, Hadley, Massachusetts 01035-9589, (413) 253-8200.	Maine, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Delaware, Maryland, Virginia.
Field Offices	
Field Supervisor, U.S. Fish & Wildlife Service, 611 E. 6th St., Suite 407, Austin, Texas 78701, (512) 482-5436.	Texas.
Field Supervisor, U.S. Fish & Wildlife Service, 6950-H Americana Parkway, Reynoldsburg, Ohio 43068, (614) 469-6923.	Ohio.
Field Supervisor, U.S. Fish & Wildlife Service, 1405 S. Harrison Rd., East Lansing, Michigan 48823-5202, (517) 337-6650.	Michigan.
Field Supervisor, U.S. Fish & Wildlife Service, 1015 Challenger Ct., Green Bay, Wisconsin 54311-8331, (414) 433-3803.	Wisconsin.
Field Supervisor, U.S. Fish & Wildlife Service, 4101 E. 80th St. Bloomington, Minnesota 55425-1665 (612) 725-3548.	Minnesota.
Field Supervisor, U.S. Fish & Wildlife Service, P.O. Box 33726 Raleigh, North Carolina 27636-3726, (919) 856-4520.	North Carolina.
Field Supervisor, U.S. Fish & Wildlife Service, P.O. Box 12559, Charleston, South Carolina 29412, (803) 727-4707.	South Carolina.
Field Supervisor, U.S. Fish & Wildlife Service, 801 Gloucester St., Brunswick, Georgia 31520, (912) 265-9336.	Georgia.
Field Supervisor, U.S. Fish & Wildlife Service, 6620 S. Point Dr. South, #310 Jacksonville, Florida 32216, (904) 232-2580.	Florida: Nassau, Duval, St. Johns, Flagler, Volusia, Brevard, Dixie, Levy, Pasco Counties.
Field Supervisor, U.S. Fish & Wildlife Service, 1360 U.S. Highway 1, #5, Vero Beach, Florida 32961, (407) 562-3909.	Florida: Pinellas, Hillsborough, Manatee, Sarasota, Charlotte, Lee, Collier, Monroe, Dade, Broward, Palm Beach, Martin, St. Lucie, Indian River Counties.
Field Supervisor, U.S. Fish & Wildlife Service, 1612 June Ave., Panama City, Florida, 32405-3721, (904) 769-0552.	Florida: Wakulla, Franklin, Gulf, Bay, Walton, Okaloosa, Santa Rosa, Escambia Counties.