

EXCERPT FROM ORDINANCE 10-03: OCEAN MANAGEMENT PLANNING DCPC

SECTION 6.4 Guidelines

Based on the concerns and opportunities articulated in the resource sections above, and consistent with the goals and interests, the Commission adopts the following guidelines to serve as the basis for implementing regulations to be forwarded on behalf of the towns and County to the Assembly of Delegates to manage development within the Ocean Management Planning District.

6.4.1 Implementing regulations should allow for the continuing use of ocean resources for renewable energy generation and other activities which support the regional economy, so long as those uses are consistent with the other goals and purposes of this DCPC.

6.4.2 Development of thresholds should be considered and established as appropriate for the regional regulatory review of renewable energy projects. Factors to consider should include but are not limited to height, energy generation, or number of individual turbine supports within a project.

6.4.3 Implementing regulations should be developed which determine appropriate scale for renewable energy projects. Factors to consider in defining appropriate scale include, but are not limited to the factors identified in the Ocean Management Plan; 1) protection of the public trust, 2) public safety, 3) compatibility with existing uses, 4) proximity to the shoreline, 5) environmental protection, 6) community benefit, and 7) appropriateness of technology and scale.

6.4.4 Prior to submission of implementing regulations to the Commission the following issues should be considered:

- a. the protection of SSU's (special, sensitive, unique resources), commercially and recreationally important fishery resources, and general ecosystem health over the long term;
- b. the impacts of seafloor disturbances from development resulting in storm, wave or tidal impacts to the shore, or which result in changes in sediment transport, or which impact significant benthic habitat;
- c. water quality protection from wastewater discharges from allowed uses in the district;
- d. offshore dumping, or use of the seafloor for burial of waste;
- e. the protection of habitat provided above the water surface, specifically for waterfowl, shorebirds, bats, and other avian wildlife that utilize the air for fishing/hunting, mating, and migration, from potential development within the district;
- f. the protection of historic districts and historic resources whose setting and historic integrity would be impacted by above-water structures within the Ocean DCPC;
- g. viewsheds from significant cultural landscapes, wild or natural areas, including federal and state owned parks and wildlife refuges, and traditional

cultural properties that would be impacted by above-water structures within the Ocean DCPC;

- h. the protection of underwater archaeological resources from ground-disturbing activities;
- i. possible use conflicts between allowed uses that may pose hazards;
- j. potential cumulative impacts of renewable energy on resources;
- k. co-location of technologies or multiple uses of sites; and
- l. decommissioning of renewable energy structures.