

Table 1. Review Categories and Prohibited Activities in Tidal Waters and on Adjacent Shoreline Features (Water Type Matrices)

Review categories for activities within the 200-foot area contiguous to shoreline features are listed in Table 1A. All Category B activities and starred (*) Category A activities are put out to public notice. Maintenance of existing structures is treated in Section 300.14. Letter codes are as follows:

- A - Category A Assent required;
- B - Category B Assent required;
- P - Prohibited;
- NA - Not applicable.

Footnotes appearing in Table 1 (Matrices)

¹See definitions in Section 300.2(A) for differentiation between Category A and B reviews.

²Municipal sewer lines are reviewed as Category B.

³Utility lines are reviewed as Category B.

⁴See Section 210.3(C)6; the review categories shown here for Type 3, 4, 5, and 6 waters apply to wetlands designated for preservation.

⁵For residential docks, piers, floats see Section 300.4.C.4 for review procedures.

⁶See Section 200.2.C.2 for pre-existing marinas in Type 2 Waters.

⁷Category A review for pre-existing marinas in Type 2 waters (See Section 300.9.A.1); Category B review for residential boating facilities in Type 2 waters (See Section 300.9.E.7).

⁸Structural shoreline protection facilities may only be permitted to protect historic structures which are currently listed in the National Register of Historic Places. Additionally, the proposal must meet all applicable standards contained within in Section 300.7.

⁹See Section 300.4.D.6

Figure 1. Rhode Island's Territorial Sea

The offshore limits of the state's territorial sea are being litigated before the U.S. Supreme Court. This sketch shows the maximum area that the state may claim under existing laws and treaties.

Type 1 Waters

	Tidal Waters	Estuaries	Open Water	Shoreline	Marine	Coastal	Shoreland	Shoreline	Shoreland	Shoreline	Shoreland
Filling, Removal, and Grading of Shoreline Features	NA	P	P	A ¹	A ¹	P	P	P	A ¹	B	
Residential Structures	P	P	P	P	A	P	P	P	P	B	
Commercial/Industrial Structures	P	P	P	P	B	P	P	P	P	P	
Recreational Structures	P	P	P	P	B	P	P	P	B	B	
Recreational Mooring Areas	P	NA	NA	NA	NA	NA	NA	NA	NA	NA	
Marinas	P	P	P	P	P	P	P	P	P	P	
Launching Ramps*	P	P	P	P	P	P	P	P	P	P	
Residential Docks,*Piers,*& Floats	P	P	P	P	P	P	P	P	P	P	
Mooring of Houseboats	P	NA	NA	NA	NA	P	NA	NA	NA	NA	
Mooring of Floating Businesses	P	NA	NA	NA	NA	P	NA	NA	NA	NA	
Municipal Sewage Treatment Facilities	P	P	P	P ²	B	P	P	P	P	B	
Individual Sewage Disposal Systems	P	P	P	P	A	P	P	P	P	B	
Point Discharges - Run-off	B	A	A	A	A	A	A	A	A	A	
Point Discharges - Other	P	P	P	P	B	P	P	P	P	B	
Non-Structural Shoreline Protection	A	A	A	A	A	A	A	A	A	A	
Structural Shoreline Protection	P	P	P	P	P	P	P	P	B	B ⁸	
Energy-related Activities/ Structures	P	P	P	P ³	B	P	P	P	B	B	
Dredging - Improvement	P	NA	NA	NA	NA	P	NA	NA	NA	NA	
Dredging - Maintenance	P	NA	NA	NA	NA	P	NA	NA	NA	NA	
Open-Water Dredged Material Disposal	P	NA	NA	NA	NA	P	NA	NA	NA	NA	
Upland Dredged Material Disposal	NA	P	B	B	B	P	P	P	B	B	
Beach Nourishment	B	B	B	B	B	P	NA	NA	NA	B	
Filling in Tidal Waters	P	NA	NA	NA	NA	P	NA	NA	NA	NA	
Aquaculture	B	NA	NA	NA	NA	P	NA	NA	NA	NA	
Mosquito Control Ditching	A	NA	NA	NA	NA	A	NA	NA	NA	B	
Mining	P	P	P	P	P	P	P	P	P	P	
Construction of Public Roads, Bridges, Parking Lots, Railroad Lines, Airports	P	P	P	P	B	P	P	P	B	B	

Type 2 Waters

Filling, Removal, and Grading of Shoreline Features	NA	P	P	A ¹	A ¹	P	P	P	A ¹	B
Residential Structures	P	P	P	P	A	P	P	P	A	B
Commercial/Industrial Structures	P	P	P	P	B	P	P	P	B	P
Recreational Structures	P	P	P	P	B	P	P	P	B	B
Recreational Mooring Areas	B	NA	NA	NA	NA	NA	NA	NA	NA	NA
Marinas	P ⁶	P	P	P	P	P	P	P	P	P
Launching Ramps*	P	P	P	P	P	P	P	P	B ⁹	P
Residential Docks,*Piers,*& Floats	A/B ⁵	B	P	P	B	B	B	B	B	B
Mooring of Houseboats	P	NA	NA	NA	NA	P	NA	NA	NA	NA
Mooring of Floating Businesses	P	NA	NA	NA	NA	P	NA	NA	NA	NA
Municipal Sewage Treatment Facilities	P	P	P	P ²	B	P	P	B	B	B
Individual Sewage Disposal Systems	P	P	P	P	A	P	P	P	P	B
Point Discharges - Runoff	A	A	A	A	A	A	A	A	A	A
Point Discharges - Other	B	P	P	P	B	P	P	P	P	B
Non-Structural Shoreline Protection	A	A	A	A	A	A	A	A	A	A
Structural Shoreline Protection	B ⁶	B	P	P	P	P	B	B	B	B
Energy-related Activities/Structures	B	P	P	P ³	B	P	P	P	B	B
Dredging - Improvement	P	NA	NA	NA	NA	P	NA	NA	NA	NA
Dredging - Maintenance	A/B ⁷	NA	NA	NA	NA	P	NA	NA	NA	NA
Open-Water Dredged Material Disposal	B	NA	NA	NA	NA	P	NA	NA	NA	NA
Upland Dredged Material Disposal	NA	P	B	B	B	P	P	B	B	B
Beach Nourishment	B	B	B	B	B	P	NA	NA	NA	B
Filling in Tidal Waters	P ⁶	NA	NA	NA	NA	P	NA	NA	NA	NA
Aquaculture	B	NA	NA	NA	NA	P	NA	NA	NA	NA
Mosquito Control Ditching	A	NA	NA	NA	NA	A	NA	NA	NA	B
Mining	P	P	P	P	P	P	P	P	P	P
Construction of Public Roads, Bridges, Parking Lots, Railroad Lines, Airports	B	P	P	P	B	P	P	P	B	B

Type 3 Waters

	Tidal Waters and Open Space	Wetlands	Marsh	Upland	Shoreline	Public	Private	Water	Shoreline	Shoreline	Shoreline
Filling, Removal, and Grading of Shoreline Features	NA	B	P	A ¹	A ¹	P	P	B	A ¹	B	
Residential Structures	P	P	P	P	A	P	P	P	A	B	
Commercial/Industrial Structures	B	B	P	P	B	P	B	B	B	B	
Recreational Structures	B	B	P	P	B	P	B	B	B	B	
Recreational Mooring Areas	B	NA	NA	NA	NA	NA	NA	NA	NA	NA	
Marinas	B	B	P	P	B	P	B	B	B	B	
Launching Ramps*	B	B	P	B	B	P	B	B	B	B	
Residential Docks,*Piers,*& Floats	A/B ⁵	A	P	P	A	A	A	A	A	B	
Mooring of Houseboats	B	NA	NA	NA	NA	P	NA	NA	NA	NA	
Mooring of Floating Businesses	P	NA	NA	NA	NA	P	NA	NA	NA	NA	
Municipal Sewage Treatment Facilities	P	P	P	P ²	B	P	P	B	B	B	
Individual Sewage Disposal Systems	P	P	P	P	A	P	P	P	B	B	
Point Discharges - Run off	A	A	A	A	A	A	A	A	A	A	
Point Discharges - Other	B	B	P	B	B	P	P	P	B	B	
Non-Structural Shoreline Protection	A	A	A	A	A	A	A	A	A	A	
Structural Shoreline Protection	B	B	P	P	P	P	B	B	B	B	
Energy-related Activities/Structures	B	P	P	P ³	B	P	B	B	B	B	
Dredging - Improvement	B	NA	NA	NA	NA	P	NA	NA	NA	NA	
Dredging - Maintenance	A	NA	NA	NA	NA	P	NA	NA	NA	NA	
Open-Water Dredged Material Disposal	B	NA	NA	NA	NA	P	NA	NA	NA	NA	
Upland Dredged Material Disposal	NA	B	B	B	B	P	B	B	B	B	
Beach Nourishment	B	B	B	B	B	P	NA	NA	NA	B	
Filling in Tidal Waters	B	NA	NA	NA	NA	P	NA	NA	NA	NA	
Aquaculture	B	NA	NA	NA	NA	P	NA	NA	NA	NA	
Mosquito Control Ditching	A	NA	NA	NA	NA	A	NA	NA	NA	B	
Mining	P	P	P	P	P	P	P	P	P	P	
Construction of Public Roads, Bridges, Parking Lots, Railroad Lines, Airports	B	P	P	P	B	P	B	B	B	B	

Type 4 Waters

	Tidal Waters	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State
	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State
Filling, Removal, and Grading of Shoreline Features	NA	B	P	A ¹	A ¹	P	B	B	A ¹	B
Residential Structures	P	P	P	P	A	P	P	P	A	B
Commercial/Industrial Structures	B	B	P	P	B	P	B	B	B	B
Recreational Structures	B	B	P	P	B	P	B	B	B	B
Recreational Mooring Areas	B	NA	NA	NA	NA	NA	NA	NA	NA	NA
Marinas	B	B	P	P	B	P	B	B	B	B
Launching Ramps*	B	B	P	B	B	P	B	B	B	B
Residential Docks, *Piers, *& Floats	A/B ⁵	A	P	P	A	A	A	A	A	B
Mooring of Houseboats	B	NA	NA	NA	NA	P	NA	NA	NA	NA
Mooring of Floating Businesses	B	NA	NA	NA	NA	P	NA	NA	NA	NA
Municipal Sewage Treatment Facilities	B	B	P	P ²	B	P	B	B	B	B
Individual Sewage Disposal Systems	P	P	P	P	A	P	P	P	A	B
Point Discharges - Runoff	A	A	A	A	A	A	A	A	A	A
Point Discharges - Other	B	B	P	B	B	P	B	B	B	B
Non-Structural Shoreline Protection	A	A	A	A	A	A	A	A	A	A
Structural Shoreline Protection	B	B	P	P	P	P	B	B	B	B
Energy-related Activities/Structures	B	B	P	P ³	B	P	B	B	B	B
Dredging - Improvement	B	NA	NA	NA	NA	P	NA	NA	NA	NA
Dredging - Maintenance	A	NA	NA	NA	NA	P	NA	NA	NA	NA
Open-Water Dredged Material Disposal	B	NA	NA	NA	NA	P	NA	NA	NA	NA
Upland Dredged Material Disposal	NA	B	B	B	B	P	B	B	B	B
Beach Nourishment	B	B	B	B	B	P	NA	NA	NA	B
Filling in Tidal Waters	B	NA	NA	NA	NA	P	NA	NA	NA	NA
Aquaculture	B	NA	NA	NA	NA	P	NA	NA	NA	NA
Mosquito Control Ditching	A	NA	NA	NA	NA	A	NA	NA	NA	B
Mining	P	P	P	P	P	P	P	P	P	P
Construction of Public Roads, Bridges, Parking Lots, Railroad Lines, Airports	B	B	P	P	B	P	B	B	B	B

Type 5 Waters

	Tidal Waters	Waters and Wetlands	Wetlands	Wetlands	Wetlands	Wetlands	Wetlands	Wetlands	Wetlands	Wetlands	Wetlands
Filling, Removal, and Grading of Shoreline Features	NA	B	P	A ¹	A ¹	P	B	B	A ¹	B	
Residential Structures	P	P	P	P	A	P	B	B	A	B	
Commercial/Industrial Structures	B	B	P	P	B	P	B	B	B	B	
Recreational Structures	B	B	P	P	B	P	B	B	B	B	
Recreational Mooring Areas	B	NA	NA	NA	NA	NA	NA	NA	NA	NA	
Marinas	B	B	P	P	B	P	B	B	B	B	
Launching Ramps*	B	B	P	B	B	P	B	B	B	B	
Residential Docks,*Piers,*& Floats	A/B ⁵	A	P	P	A	A	A	A	A	B	
Mooring of Houseboats	B	NA	NA	NA	NA	P	NA	NA	NA	NA	
Mooring of Floating Businesses	B	NA	NA	NA	NA	P	NA	NA	NA	NA	
Municipal Sewage Treatment Facilities	P	B	P	P ²	B	P	B	B	B	B	
Individual Sewage Disposal Systems	P	P	P	P	A	P	B	B	A	B	
Point Discharges - Runoff	A	A	A	A	A	A	A	A	A	A	
Point Discharges - Other	B	B	P	B	B	P	B	B	B	B	
Non-Structural Shoreline Protection	A	A	A	A	A	A	A	A	A	A	
Structural Shoreline Protection	B	B	P	P	P	P	B	B	B	B	
Energy-related Activities/Structures	B	B	P	P ³	B	P	B	B	B	B	
Dredging - Improvement	B	NA	NA	NA	NA	P	NA	NA	NA	NA	
Dredging - Maintenance	A	NA	NA	NA	NA	P	NA	NA	NA	NA	
Open-Water Dredged Material Disposal	B	NA	NA	NA	NA	P	NA	NA	NA	NA	
Upland Dredged Material Disposal	NA	B	B	B	B	P	B	B	B	B	
Beach Nourishment	B	B	B	B	B	P	NA	NA	NA	B	
Filling in Tidal Waters	B	NA	NA	NA	NA	P	NA	NA	NA	NA	
Aquaculture	B	NA	NA	NA	NA	P	NA	NA	NA	NA	
Mosquito Control Ditching	A	NA	NA	NA	NA	A	NA	NA	NA	B	
Mining	P	P	P	P	P	P	P	P	P	P	
Construction of Public Roads, Bridges, Parking Lots, Railroad Lines, Airports	B	B	P	P	B	P	B	B	B	B	

Type 6 Waters

	Tidal Waters	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State
	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State	Waters of the State
Filling, Removal, and Grading of Shoreline Features	NA	B	P	A ¹	A ¹	P	B	B	A ¹	B	
Residential Structures	P	P	P	P	A	P	B	B	A	B	
Commercial/Industrial Structures	B	B	P	P	B	P	B	B	B	B	
Recreational Structures	B	B	P	P	B	P	B	B	B	B	
Recreational Mooring Areas	B	NA	NA	NA	NA	NA	NA	NA	NA	NA	
Marinas	B	B	P	P	B	P	B	B	B	B	
Launching Ramps*	B	B	P	B	B	P	B	B	B	B	
Residential Docks,*Piers,*& Floats	A/B ⁵	B	P	P	B	B	B	B	B	B	
Mooring of Houseboats	B	NA	NA	NA	NA	P	NA	NA	NA	NA	
Mooring of Floating Businesses	B	NA	NA	NA	NA	P	NA	NA	NA	NA	
Municipal Sewage Treatment Facilities	B	B	P	P ²	B	P	B	B	B	B	
Individual Sewage Disposal Systems	P	P	P	P	A	P	B	B	A	B	
Point Discharges - Run off	A	A	A	A	A	A	A	A	A	A	
Point Discharges - Other	B	B	P	B	B	P	B	B	B	B	
Non-Structural Shoreline Protection	A	A	A	A	A	A	A	A	A	A	
Structural Shoreline Protection	B	B	P	P	P	P	B	B	B	B	
Energy-related Activities/Structures	B	B	P	P ³	B	P	B	B	B	B	
Dredging - Improvement	B	NA	NA	NA	NA	P	NA	NA	NA	NA	
Dredging - Maintenance	A	NA	NA	NA	NA	P	NA	NA	NA	NA	
Open-Water Dredged Material Disposal	B	NA	NA	NA	NA	P	NA	NA	NA	NA	
Upland Dredged Material Disposal	NA	B	B	B	B	P	B	B	B	B	
Beach Nourishment	B	B	B	B	B	P	NA	NA	NA	B	
Filling in Tidal Waters	B	NA	NA	NA	NA	P	NA	NA	NA	NA	
Aquaculture	B	NA	NA	NA	NA	P	NA	NA	NA	NA	
Mosquito Control Ditching	A	NA	NA	NA	NA	A	NA	NA	NA	B	
Mining	P	P	P	P	P	P	P	P	P	P	
Construction of Public Roads, Bridges, Parking Lots, Railroad Lines, Airports	B	B	P	P	B	P	B	B	B	B	

Table 1A. Review Categories in the 200-foot Area Contiguous to Shoreline Features.

<u>Alteration or Activity</u>	<u>Review Category</u>
Filling, Removal, and Grading of Shoreline Features	A/B ¹
Residential buildings	A ²
Commercial and Industrial Structures	A/B ³
Recreational Structures	A/B ³
Municipal Sewage Treatment Facilities	A/B ³
Individual Sewage Disposal Systems	A
Point Discharges - Run off A	
Point Discharges - Other	B
Structural Shoreline Protection	B
Non-Structural Shoreline Protection	A
Upland Dredged Material Disposal	A/B ³
Energy-related Structures	B
Mining	B
Construction of Public Roads, Bridges, Parking Lots, Railroad Lines, and Airports	B
Associated Residential Structures	A/F (F-Finding of No Significant Impact)

NOTE: Setbacks from buffers and/or critical erosion areas as required in this program or any Special Area Management Plan are to be applied to these activities

Footnotes:

1. Section 300.2(A)3 for differentiation between Category A and B reviews.
2. See Section 320.D.2.
3. For commercial and industrial structures, recreational structures, upland disposal of dredged material as part of an approved maintenance application, and municipal sewage treatment facilities, a Category "A" review may be permitted provided that the Executive Director determines that:
 - (1) All criteria in Section 110.1A are met;
 - (2) The proposed activity is determined to be a minor alteration with respect to potential impacts to the waterway, coastal feature, and in areas within RICRMP jurisdiction;
 - (3) The proposed activity conforms with any and all applicable adopted CRMC special area management plans;
 - (4) The proposed activity will not significantly conflict with existing uses and activities in the waterway, on the coastal feature, and in areas within RICRMP jurisdiction;
 - (5) The proposed activity does not represent new development of a site within RICRMP jurisdiction along a Type 1, 2, or 4 waterway;
 - (6) The applicant meets all applicable requirements of Section 300.9.

Table 1B. Review Categories for Inland Activities (Section 320 and Section 325)

Alteration or Activity	Review Category
<i>Statewide</i>	
Power-generating plants (excluding facilities of less than a 40-megawatt capacity)	B
Petroleum storage facilities (excluding those of less than 2,400-barrel capacity)	B
Chemical or petroleum processing facilities	B
Minerals extraction	B
Sewage treatment and disposal facilities (excluding individual sewage disposal systems)	B
Solid waste disposal facilities	B
Desalination plants	B
<i>Extending Onto Coastal Feature or Contiguous Area</i>	
Subdivision, co-operative, or other multi-ownership facility	A/B ¹
40,000 square feet of impervious surface	A/B ²
<i>Critical Coastal Areas</i>	
Subdivision, co-operative, or other multi-ownership facility	A/B ¹
20,000 square feet of impervious surface	A/B ²
On-site sewage disposal system serving more than 2,000 gallons per day	A/B ²
Extension of municipal or industrial treatment facilities or sewer lines	B
Water distribution systems or the extension of supply lines	A/B ²

Footnotes

¹*For residential subdivisions a Category "A" review may be permitted provided that the proposed subdivision is less than six (6) units.*

²*Determined based on the application of other requirements (e.g., Table 1 or 1A) or at the discretion of the Executive Director.*