

PUBLIC NOTICE
New York State Department of State
Notice of Program Change
Town of Marlborough
Local Waterfront Revitalization Program

PURSUANT to 15 CFR 923, the New York State Department of State (DOS) has submitted a program change to the federal Office of Coastal Management (OCM). The change to the New York State Coastal Management Program (CMP) covered by this request is the incorporation of the Town of Marlborough Local Waterfront Revitalization Program (LWRP) into the State's CMP. The program change is the LWRP as approved by the state. The LWRP includes enforceable policies that will be used for Coastal Zone Management Act review purposes.

A major component of the State's CMP is the provision that local governments be allowed to prepare Local Waterfront Revitalization Programs, which further detail and make geographically specific the State's coastal policies. Each LWRP is reviewed for consistency with the State's CMP and approved if it meets the guidelines established in the State CMP and Article 42 of the NYS Executive Law.

The Town of Marlborough LWRP was prepared in partnership with the New York State Department of State and serves as a long-term management program for the waterfront resources of the Town. The Town of Marlborough LWRP does not change the existing State Coastal boundary along the Hudson River in the Town.

The LWRP provides a detailed inventory and analysis of the Local Waterfront Revitalization Area in the Town, including natural resources, historic and cultural resources, existing land and water uses, harbor management, and important economic activities, as well as issues and opportunities for future development. The State coastal policies and accompanying explanations are comprehensive and determine the appropriate balance between economic development and preservation that will permit beneficial use of, and prevent adverse effects on, the waterfront resources of the Town. The LWRP also describes the proposed land uses and controls in the Town of Marlborough to be accommodated in the waterfront revitalization area under the Town of Marlborough Zoning Law. To implement the policies and purposes of the LWRP, the Town adopted a Waterfront Consistency Review Law and a Harbor Management Law. The Waterfront Consistency Review Law establishes a clear management structure to assure that local actions are reviewed for consistency with the provisions of the LWRP.

The Town of Marlborough LWRP serves as a long-term management program for the waterfront resources of the Town along the Hudson River and Lattintown Creek. The program identifies 18 projects to advance the Town's waterfront revitalization goals including strengthening connections with and access to the Hudson River, revitalizing the Milton and Marlboro hamlets, improving the NYS Route 9W Corridor, celebrating and protecting natural and cultural resources, and enhancing agricultural uses.

The draft LWRP was circulated by the New York State Department of State to potentially affected State, federal, and regional agencies from August 21, 2019 to October 21, 2019. Following these review periods, the Department of State coordinated responses to comments received with the Town of Marlborough and revised the draft LWRP where necessary. The Town of Marlborough LWRP was adopted by resolution by the Town Board on May 11, 2020 and approved by the New York State Secretary of State on November 12, 2020, pursuant to the New York State Waterfront Revitalization of Coastal Areas and Inland Waterways Act (NYS Executive Law, Article 42).

The Town of Marlborough Local Waterfront Revitalization Program and this public notice are available on the NOAA Coastal Zone Management Program Change website under File Number NY-2021-1 at: <https://coast.noaa.gov/czmprogramchange/#/public/home>

The Town of Marlborough Local Waterfront Revitalization Program and this public notice are also available on the New York State Department of State's website at:

[Marlborough LWRP_FINAL_reduced.pdf \(ny.gov\)](#)

and

<https://www.dos.ny.gov/opd/publicNotices/notices.html>

Any comments on this program change to the State's approved Coastal Management Program should be submitted directly to the NOAA Office of Coastal Management on NOAA's Program Change website under File Number NY-2021-1 at: <https://coast.noaa.gov/czmprogramchange/#/public/home>

Written hard copy comments may be submitted to: Joelle Gore, Office for Coastal Management, National Oceanic and Atmospheric Administration, 1305 East-West Highway, Silver Spring, MD 20910

Comments will be accepted by OCM for three weeks (21 days) following the date of the publication of this notice on **March 31, 2021**.

Further information on this program change may be obtained from: Barbara Kendall, Office of Planning and Development, NYS Department of State, 99 Washington Ave., Suite 1010, Albany, NY 12231-0001; barbara.kendall@dos.ny.gov.