



UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
NATIONAL MARINE FISHERIES SERVICE
Southeast Regional Office
263 13th Avenue South
St. Petersburg, Florida 33701-5505
<https://www.fisheries.noaa.gov/region/southeast>

F/SER25:NM

Mr. Robert W. Scarborough
Delaware Coastal Programs
Dept. of Natural Resources & Environmental Control
100 W. Water St, Suite 7B
Dover, Delaware 19901

Dear Mr. Scarborough:

This is to advise you of a proposed federal action by NOAA's National Marine Fisheries Service (NMFS) on the consistency of such action with the provisions of your state's Coastal Zone Management Program (CZMP) in accordance with the Coastal Zone Management Act (CZMA). Pursuant to the action requested by the South Atlantic Fishery Management Council, NMFS would promulgate a new rule to implement Amendment 10 to the Fishery Management Plan for the Dolphin and Wahoo Fishery of the Atlantic (Dolphin Wahoo Amendment 10). Dolphin Wahoo Amendment 10 would revise the catch levels (acceptable biological catch and annual catch limits), sector allocations, accountability measures, and management measures for dolphin and wahoo. Management measures would address authorized gear and the operator card requirement in the dolphin and wahoo fishery, as well as the recreational vessel limit for dolphin. The purpose of Dolphin Wahoo Amendment 10 is to base conservation and management measures on the best scientific information available and increase net benefits to the Nation, consistent with the Magnuson-Stevens Fishery Conservation and Management Act and its National Standards.

Dolphin Wahoo Amendment 10 can be found at: <https://www.fisheries.noaa.gov/action/amendment-10-changes-catch-levels-sector-allocations-accountability-measures-and-management>.

This letter is submitted pursuant to provisions of 15 CFR Section 930 *et seq.* and Section 307 of the CZMA of 1972, as amended. We have reviewed the proposed action with regard to the provisions of your state's CZMP and determined this action is consistent to the maximum extent practicable with the enforceable policies of that program. We are requesting you advise us of your agreement or disagreement with our determination in accordance with the provisions of 15 CFR Section 930.39. In the event there is no response from your agency within 60 days of receipt of this letter, we will presume your agency's concurrence with our determination of consistency in accordance with 15 CFR Section 930.41.

We appreciate your consideration, and if you have any questions, please call Nikhil Mehta at (727) 551-5098 or email him at nikhil.mehta@noaa.gov.

Sincerely,

John C. McGovern, Ph.D.
Assistant Regional Administrator

cc: Laura Mensch

