

STATE OF MAINE
BOARD OF ENVIRONMENTAL PROTECTION
Meeting Notice – REVISED 12/10/2025

NOTE: If a winter storm is forecasted to affect Maine on the Board meeting date, the Board will follow any delays or closures applicable to State Offices in Kennebec County. Information regarding delays or closures of State Offices is communicated through media outlets and the Maine.gov webpage: <https://www.maine.gov/portal/index.html>.

What: Meeting of the Board of Environmental Protection

When: December 18, 2025, at 9:00 a.m.

Where: Augusta Civic Center, 76 Community Drive, Augusta

Meeting method: In-person (live stream available for viewing purposes only)

How to participate: Members of the public may attend, and, when there is an opportunity for public input on a matter before the Board, participate in the December 18, 2025, Board meeting in-person at the location identified above. Persons who have a disability and who seek reasonable accommodation to attend the meeting should contact Board Clerk Ruth Ann Burke clerk.bep@maine.gov or 207-287-2811 prior to the meeting.

Persons may observe but not participate in the meeting via a live stream of the Board's meeting. Link to watch via Zoom: <https://mainestate.zoom.us/j/84609389474>

To listen by phone:
1-646-876-9923
Webinar ID: 846 0938 9474

I. ADMINISTRATIVE MATTERS, COMMENTS, AND NOTES

1. Commissioner's Comments
2. Chair's Comments
3. Executive Analyst's Comments
4. [Calendar](#)
5. [Department Orders](#) / [Applications Accepted](#) for Processing

II. APPROVAL OF BOARD MINUTES

1. [Draft meeting minutes for December 4, 2025](#) (*Consideration for approval*)

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III. CURRENT ITEMS FOR BOARD CONSIDERATION

1. **Triennial Review of Maine's Water Quality Classification System and Related Standards (*Consideration for approval*)**

Staff: Meagan Sims, Wendy Garland, Brian Kavanah, Bureau of Water Quality
[Staff Memo regarding public hearing request](#)
[Staff Memo Triennial Review regarding recommendations](#)
[Final 2025 Triennial Review Recommendations](#)
[August – October 2025 Triennial Review Response to Comments](#)

Note: The comment period for the 2025 Triennial Review closed on October 22, 2025. No further comment will be considered on this matter at the December 18, 2025, meeting.

*****This item was moved to the top of the agenda*****

2. **Chapter 167, *Tracking and Reporting Gross and Net Annual Greenhouse Gas Emissions (Consideration to post for public comment and public hearing)***

Staff: Allison Montgomery and Jeff Crawford, Bureau of Air Quality
[Staff Memo](#)
[Chapter 167 Rule mark-up](#)
[Chapter 167 Rule clean](#)

Note: The Department seeks to initiate rulemaking regarding Chapter 167. If the Board votes to post proposed rule for public comment or a hearing, notice of that opportunity will be made in accordance with applicable laws and rules and on the Department's rulemaking webpage <https://www.maine.gov/dep/rules/index.html>. The Board will not receive public comment on this agenda item at the December 18, 2025, Board meeting.

3. **Chapter 310, *Wetlands and Waterbodies Protection (Consideration for adoption)***

Staff: Rob Wood, Bureau of Land Resources; Naomi Kirk-Lawlor, Office of the Commissioner

[Staff Memo](#)
[Chapter 310 Rule mark-up](#)
[Written Comments Received](#)
[Transcript of September 18, 2025 public hearing](#)
[Chapter 310 Draft Basis Statement and Response to Comments](#)

Note: The rulemaking comment period for this proposed rule closed on September 29, 2025. Pursuant to 38 M.R.S. § 341-H(3-A), the Board will accept and consider additional public comment on this proposed rule orally at its meeting on December 18, 2025, only if the additional public comment is directly related to comments received during the formal rulemaking comment period or is in response to changes to the proposed rule.

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4. **Chapter 305, *Natural Resources Protection Act Permit by Rule Standards* and Chapter 335, *Significant Wildlife Habitat (Consideration for adoption and provisional adoption)***

Staff: Rob Wood, Bureau of Land Resources; Naomi Kirk-Lawlor, Office of the Commissioner

[Staff Memo](#)

[Chapter 305 and 335 Written Comments Received](#)

[Transcript from November 6, 2025 public hearing](#)

Routine Technical Rulemaking:

[Chapter 305 Rule mark-up](#)

[Chapter 305 Draft Basis Statement and Response to Comments](#)

Major Substantive Rulemaking:

[Chapter 305 Rule \(Sections 19 and 20\) mark-up](#)

[Chapter 335 Rule mark-up](#)

[Chapter 305 and Chapter 335 Draft Basis Statement and Response to Comments](#)

Note: The rulemaking comment period for these two proposed rules closed on November 17, 2025. Pursuant to 38 M.R.S. § 341-H(3-A), the Board will accept and consider additional public comment on this proposed rule orally at its meeting on December 18, 2025, only if the additional public comment is directly related to comments received during the formal rulemaking comment period or is in response to changes to the proposed rule.

5. **Draft 2025 Board of Environmental Protection Report to the Joint Standing Committee on Environmental and Natural Resources (*Board discussion*)**

Staff: Bill Hinkel, Board Executive Analyst

No materials for this agenda item

Note: The Board does not solicit public comments on its draft reports to the Legislature.

IV. ADJOURN
