

## Federal Consistency Certification

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A federal consistency certification is simply a statement certifying that the federally permitted or federally funded project has been designed to meet all State and local laws and that all necessary State permits have been obtained. This is usually just a paragraph in an application form that you are required to sign.

## Federal Consistency Determination

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A federal consistency determination is a report, often part of an EA/EIS, that addresses the effects of a direct federal activity on enforceable policies of the State.

## Federal Permits and Licenses Requiring Consistency Certifications

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### Dept. of Defense Army Corps of Engineers:

- Rivers & Harbors Act improvements at private expense under USACE supervision
- Clean Water Act Section 404 permits & provisions
- Marine Protection, Research, Sanctuaries Section 103 permit

### Federal Energy Regulatory Commission:

- Federal Power Act Section 3(11), 4(e) & 15 licenses
- Federal Power Act Section 202(b) orders
- Natural Gas Act Section 7(c) certificates
- Natural Gas Act Section 7(b) permissions
- Natural Gas Act & Energy Reorganization regulations/license

### Environmental Protection Agency:

- National Pollution Discharge Elimination System permits
- Resources Conservation and Recovery Act permits
- Safe Drinking Water Act Section 1424 permits
- Clean Air Act permits
- Marine Protection, Research, and Sanctuaries Act permits

### Dept. of Interior US Fish & Wildlife Service:

- Endangered Species Act permits
- Migratory Bird Treaty Act permits

### Nuclear Regulatory Commission:

- Atomic Energy Act, Energy Reorganization Act Title II, and National Environmental Policy Act licensing and certifications

### Dept. of Transportation Coast Guard:

- 49 USC 1455 construction or modification of bridges, causeways, or pipelines over navigable waters
- Transport/transfer of hazardous substances/materials
- Marine event permits

### Dept. of Transportation Federal Aviation Adm.:

- Permits, licenses, and other approvals for construction, operation, or alteration of airports

### Dept. of Interior:

- OCS activities described in OCS plans
- OCS lease sales in the Atlantic Ocean

## Federal Assistance Programs Requiring Consistency Certifications

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*Catalog of Federal Domestic Assistance (CFDA) code descriptions may be viewed online at [www.gsa.gov/fdac](http://www.gsa.gov/fdac)*

### Department of Agriculture:

10.414, 10.416, 10.418, 10.419, 10.901, 10.904, 10.906, 10.999, 36.455

### Department of Commerce:

11.405, 11.407, 11.419, 11.420, 11.427, 11.433, 11.434, 11.441, 11.474, 36.450

### Department of Defense:

12.101, 12.104, 12.106, 12.107, 12.109, 12.610, 36.421, 36.422, 36.423, 36.424

### Department of Health & Human Services:

35.460, 36.460

### Department of Housing and Urban Development:

36.465

### Department of the Interior:

15.600, 15.605, 15.611, 15.612, 15.614, 15.616, 15.904, 15.910, 15.916, 35.440, 36.440

### Department of Justice:

35.430, 36.430

### Department of Transportation:

20.205, 20.219, 20.801, 36.470

### General Services Administration:

35.600, 36.600, 39.002

### National Aeronautics and Space Administration:

35.631, 36.631

### Environmental Protection Agency:

66.001, 66.418, 66.419, 66.433, 66.435, 66.454, 66.455, 66.459, 66.461, 66.500, 66.501, 66.502, 66.504, 66.505, 66.506, 66.507, 66.600, 66.700, 66.701, 66.704, 66.801, 66.802, 66.804, 66.805, 66.807, 66.808, 66.999, 35.552, 36.552

### Department of Energy:

36.471, 81.049, 81.999

### Federal Emergency Management Agency:

35.237, 36.237, 83.503, 83.513, 83.516

## Direct Federal Activities Requiring Consistency Determinations

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*Direct Federal Activities and Development Projects begun prior to March 17, 1998 have until July 15, 1998 to submit consistency determinations to the Georgia Coastal Management Program office for consistency review.*

### DOC National Marine Fisheries Service:

- Fisheries Management Plans
- Endangered Species Act listings and Designations of Critical Habitat

### DOD Army Corps of Engineers:

- Dredging, channel improvement, breakwaters, erosion control structures, beach replenishment, dams or flood control works
- Land acquisition for spoil disposal and other purposes
- Selection of disposal sites for dredge materials

### DOD Air Force, Army, and Navy:

- Location, design, acquisition of new/expanded defense installations
- Plans, procedures, facilities for storage use zones
- Impact, compatibility, restricted use zone establishment
- Disposal and reuse plans for military base closures

### General Services Administration:

- Acquisition, location, design of government property/buildings, whether leased or owned by the government
- Disposal/disposition of federal surplus lands/structures

### DOI Bureau of Land Management:

- Oil and gas leasing on federal lands

### DOI Minerals Management Service:

- Oil and gas leasing on the Outer Continental Shelf
- Offshore sand mining and mineral leases

### DOI US Fish and Wildlife Service:

- National Wildlife Refuge management & land acquisition

### DOI National Park Service:

- National Park Service unit management & land acquisition

### DOT Coast Guard:

- Location, design, construction, enlargement of Coast Guard stations, bases, lighthouses
- Location, placement, removal of navigation devices not part of routine operations under ATON
- Expansion, abandonment, designation of anchorages, lighting areas, or shipping lanes
- Oil Pollution Control Act Area Contingency Plans
- Designation/management of Regulated Navigation Areas & Limited Access Areas in 33 CFR 165

### DOT Federal Aviation Administration:

- Location, design, construction, maintenance, demolition of federal aids to air navigation

### DOT Amtrak & Conrail:

- Expansion, curtailment, new construction, upgrading, abandonment of railroad facilities or services

### DOT Federal Highway Administration:

- Highway construction

### DOT Federal Law Enforcement Training Center:

- Location, design, construction, upgrading, demolition, abandonment of facilities or associated projects

### Environmental Protection Agency:

- Ocean dump site designations

### Federal Energy Regulatory Commission:

- Licensing federal hydroelectric projects

## Listed Activities

The direct federal activities, federal permits & licenses, and federally-assisted projects listed in this brochure require a federal consistency determination or certification from the State of Georgia before most projects are allowed to proceed. The Georgia Coastal Management Program and Federal Consistency provisions are applicable in the eleven coastal counties: Effingham, Chatham, Wayne, Bryan, Liberty, Long, McIntosh, Wayne, Glynn, Brantley, Camden, and Charlton. If your project is not in one of these counties or is not listed in this brochure, federal consistency is not required. Other State and local permits and licenses may also be required.

### FOR MORE INFORMATION:

For more information on the

#### **Georgia Coastal Management Program,**

contact the program manager, Dr. Stuart A. Stevens.

For more information on

#### **Federal Consistency,**

contact the Federal Consistency Coordinator, Kelie Cochran.

### **Georgia Coastal Management Program**

Georgia Department of Natural Resources

Coastal Resources Division

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**Does Your  
Federally  
Permitted, Funded,  
or Direct Activity  
Require Federal  
Consistency with  
Georgia's Coastal  
Management  
Program?**

