

Summary of Procedures and Requirements of Applicable Federal Laws and Regulations

Legislation	Regulation	Applicability	General Requirements	Coordination/Consultation
Historic Preservation				
National Historic Preservation Act, 16 U.S.C. 470(f) §106	36 CFR Part 1294 16 CFR Part 800	All action affecting properties on or eligible for National Historic Places	Protect sites, buildings, and objects with National, State, or local historic or cultural significance (i.e., historic properties that are listed on or are eligible for listing on the National Register of Historic Places); Identify effects of project on properties.	Coordinate with SHPO, ACHP, DOI (Keeper of the Register)
Floodplains				
E.O. 11988, Floodplain Management Wetlands	24 CFR Part 55 (when issued)	Any action proposed for a floodplain	Avoid direct or indirect support of floodplain development wherever there is a practicable alternative	
E.O. 11990, Protection of Wetlands	24 CFR Part 55 (when issued)	Any action proposed for construction in a wetland	Avoid direct or indirect support of new construction in wetlands wherever there is a practicable alternative	
Noise				
Noise Control Act, 42 U.S.C. 4903 Air Quality	24 CFR Part 51, Subpart B	All actions	Compliance with special provisions for CDBG projects required	
Clean Air Act, 42 U.S.C. 7400, et. seq., §176 and §117	40 CFR Part 50 and portions of CFR Parts 51, 52 and 61	All actions Large stationary pollution sources All actions	Federal actions must conform with the SIP Compliance with stationary source air pollution standards for major sources emitting 100 tons per year of a single air pollutant Screen to determine if site is in a location in violation of ambient air quality standard; assess impacts on project	Coordinate with EPA and State and local air pollution control agencies in making conformity determination as appropriate
Hazards				
	HUD Notice 79-33 24 CFR Part 51 Subpart C and D	All actions	Minimize the impact of environmental hazards on HUD-assisted activities -- chemical and radioactive materials, activities of flammable or explosive nature, aircraft hazards	Coordinate with EPA and other Federal agencies, as appropriate
Water Quality				
Clean Water Act, 33 U.S.C. 1251-1376, et. seq., Section 404	33 CFR Part 320-325, 33 CFR Part 230	Any activity involving disposal or placement of dredged or fill material in navigable waters	The 404 permit program is administered by Corps of Engineers; EPA has authority to veto permit	Applicant must have permit before decision on appropriate environmental document

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Safe Drinking Water Act, 42 U.S.C. 300		Federally assisted projects which may contaminate an aquifer designated by EPA as the sole source of drinking water for a community	Compliance with 208 plan Prohibits financial assistance of projects which EPA determines may contaminate a designated sole source aquifer	Request from EPA a determination whether project may contaminate the aquifer
Solid Waste Disposal				
Resources Conservation and Recovery Act, 42 U.S.C. 1451-1464 Coastal Areas		Any activity which generates solid waste	Requires compliance with Section 209 guidelines	Coordinate with EPA
Coastal Zone Management Act, 16 U.S.C. 3501, et. seq.	15 CFR Part 930 44 FR 37142	Any proposed activity affecting areas covered by an approved coastal zone management plan	Ensure that projects are consistent with coastal zone programs	Coordinate with State Coastal Zone Management Agency; If federally funded action is inconsistent with approved plan, coordinate with DOC Office of Coastal Zone Management
Coastal Barrier Resource Act of 1982, 16 U.S.C. 3501, et. seq.		Any proposed construction or development action which may occur on an undeveloped coastal barrier listed in Section 4 of the Act. (Section 6 cites exceptions)	Prohibits Federal Flood Insurance and other Federal assistance on actions which encourage development of coastal barrier resources	Coordination with U.S. Fish and Wildlife Service and State Coastal Zone Management Agencies
Endangered Species				
Endangered Species Act, U.S.C. 1531, § 7	50 CFR Part 402	Any action which might jeopardize continued assistance of endangered or threatened species or result in destruction or modification of critical habitat	Federal agencies shall insure that their action conserve listed species and ensure, in consultation with FMS/NMFS, that their actions do not jeopardize listed species or modify critical habitat	Coordinate with FMS concerning territorial and freshwater species, NMFS concerning marine species
Farmlands Protection				
Farmland Protections Policy Act of 1981, 7 U.S.C. 4201, et. seq.	7 CFR Part 658	Any federally assisted action which encourages the conversion of prime, unique, State/locally important farmlands	Minimize the extent to which Federal programs contribute to the unnecessary conversion of farmland to nonagricultural uses	Coordination with SCS(USDA) State Resource Conservation Office
Wild and Scenic Rivers				
Wild and Scenic Rivers Act, 16 U.S.C. 1271-1257	President's Environmental Message, 8-2-79, CBQ Memorandum, 8-10-80, Interagency Consultation on Rivers in the Nationwide Inventory	Rivers designated under the Act. Proposed activity affecting rivers on the Nationwide Inventory of potential wild, scenic and recreational rivers	Preserve wild and scenic rivers; Assure that Federal actions do not foreclose designation under the Wild and Scenic Rivers Act	Coordinate with HCRS and USDA Forest Service, as appropriate; Coordinate with HCRS