

SOUTH CAROLINA'S LISTED FEDERAL ACTIONS

FEDERAL ACTIVITIES/DEVELOPMENT PROJECTS

DEPARTMENT OF DEFENSE (Army Corps of Engineers, Air Force, Army and Navy)

1. Navigation projects (including all ongoing maintenance and ancillary activities that are reviewed on a one-time basis as part of the project as a whole.)
2. Maintenance dredging (including all ongoing maintenance and ancillary activities that are reviewed on a one-time basis as part of the project as a whole.)
3. Shoreline protection projects.
4. Beach nourishment.
5. Other public works projects with the potential to impact coastal lands and waters.
6. Construction -of docks, piers, bulkheads, mooring dolphins, etc.
7. Construction or maintenance of sewage or drainage ditches or canals located in coastal waters or wetlands.
8. Location, acquisition and design of new or enlarged defense installations.
9. Actions conducted on Federal lands with potential impact on coastal lands and waters.

DEPARTMENT OF THE INTERIOR

U.S. Fish & Wildlife Service

1. Construction and/or maintenance of waterfowl impoundments.
2. Construction and/or maintenance of docking facilities and navigation approaches.
3. Construction and/or maintenance of shoreline protection projects.
4. All other activities which are proposed on refuge lands that normally (i.e. within the coastal zone) would require a State or Federal permit or which would result in any direct impact on coastal waters.
5. Proposed acquisition of wildlife refuges.

National Park Service

1. Proposed acquisition of national parks and seashores and national park and seashore management activities which normally (i.e. within the coastal zone) would require a State or Federal permit or which would result in any direct impact on coastal waters.
2. Preservation of historic and cultural sites.

Bureau of Land Management

1. OCS Pre-lease sale activities (e.g. tract selection, stipulations).

DEPARTMENT OF TRANSPORTATION

Federal Highway Administration

1. Construction of roads, bridges or rights-of-way in the coastal zone. (Because of their limited scope and absence of a direct effect on the coastal zone, the following activities are exempted from the Federal consistency requirements of this section.).

Category 1: Modernization of an existing highway section including (but not limited to) such improvements as:

- a. resurfacing, restoring and rehabilitation.
- b. widening by less than a single lane width, unless in a wetland area.
- c. adding shoulders and/or sidewalks, unless in a wetland area.
- d. adding auxiliary lanes for localized purposes to provide weaving, speed changes and turn storage.
- e. making intersection improvements that do not change existing traffic patterns.

- f. improving railroad grade crossings, unless in a wetland area.

Category 2: Installation of lighting, signing, pavement marking, signalization, freeway surveillance and control systems, and railroad protective devices.

Category 3: Safety improvement projects such as pavement grooving, glare screens, safety barriers, energy attenuators, etc.

Category 4: Unless a wetland is impacted, improvement to existing crossroad or railroad separations and stream crossings such as replacement of bridge decks and parapets, and closing open medians between dual bridges; grade-separated crossings of highways by railroads or by highways which do not require extensive approach relocations.

Category 5: Unless a wetland area is impacted, highway landscaping, safety rest areas, scenic overlooks, truck weigh stations, bus shelters and bays and fencing.

Category 6: Alterations to existing buildings to provide for noise attenuation and installation of noise barriers, berms, or any combination of devices.

Category 7: Temporary emergency replacement of a highway facility which is commenced immediately after the occurrence of a natural disaster or catastrophic failure. This work is usually required to restore the highway for the health, welfare, and safety of the public and does not involve work of the nature and extent which causes it to come under the purview of NEPA.

Category 8: Unless a wetland area is impacted, utility installations along or across a highway.

U.S. Coast Guard

1. Construction of docking facilities and navigation approaches with the exception of Coast Guard maintained or authorized aids to, navigation.
2. Construction of Coast Guard bases, facilities and installations.
3. Any activity related to oil spill or other clean-up operations which involves permanent alteration of a critical area.

DEPARTMENT OF AGRICULTURE

Forest Service

1. Construction or silvicultural activities which normally (i.e. within the coastal zone) would require State or Federal permit or which would result in any direct impact on coastal waters.

Soil Conservation Service

1. Planning and management activities that require either a State or Federal permit or which would result in any direct impact on coastal waters.

GENERAL SERVICES ADMINISTRATION

1. Location and design of proposed Federal government property acquisition and building construction.
2. Disposal of surplus Federal lands.

DEPARTMENT OF ENERGY:

1. Demonstration projects for the production of energy.
2. The underwriting of the conversion of existing dams to small-scale hydroelectric projects.

FEDERAL LICENSES AND PERMITS

DEPARTMENT OF DEFENSE

Army Corps of Engineers – permits and/or licenses for:

1. Discharge of dredged or fill: material in navigable waters pursuant to Section 404 of the Federal Clean Water Act as amended;
2. Obstructions or alterations in navigable waters pursuant to Sections 9, 10; 11 and 14 of the Rivers and Harbors Act of 1899.
3. Transportation of dredged material in navigable water pursuant to Section 103 of the Marine Protection, Research and Sanctuaries Act of 1972.

DEPARTMENT OF ENERGY – certificates, permits and licenses for:

1. Siting and operation of nuclear and fossil fuel power plants and transmission lines;
2. Construction and operation of facilities needed to import or export natural gas;
3. Construction and operation of facilities used in interstate gas transportation;
4. Construction and operation of interstate gas pipelines, both onshore and offshore;
5. Construction and operation of LNG import/export marine terminals pursuant to the Natural Gas Act;
6. Construction and operation of natural gas pipelines, transportation and storage facilities pursuant to the Natural Gas Act;
7. Construction and operation of non-federal hydroelectric power projects.

Federal Energy Regulatory Commission – certificates, permits and licenses for:

1. Non-Federal hydroelectric projects and associated transmission lines under Sections 4(e) and 15 of the Federal Power Act (16 U.S.C. 797(e) and 808).
2. Interconnection of electric transmission facilities under Section 202(b) of the Federal Power Act (16 U.S.C. 824 a (b)).
3. Construction and operation of natural gas pipeline facilities, defined to include both interstate pipeline and terminal facilities under Section 7(c) of the Natural Gas Act (15 U.S.C. 717f(c)).
4. Abandonment of natural gas pipeline facilities under Section 7(b) of the Natural Gas Act (15 U.S.C. 717f(b)).

DEPARTMENT OF TRANSPORTATION

U.S. Coast Guard – permits for:

1. Construction and operation of deepwater ports under the Deepwater Port Act of 1972 (PL 93-627);
2. Construction of bridges under USC 401, 491-507 and 525-534.

Federal Aviation Administration – permits and/ or licenses for:

1. Construction or alteration of airports.

Materials Transportation Bureau (Office of Pipeline Safety Operations) – permits for:

1. Transportation of liquids (other than petroleum products) by pipeline (Section 195.6 of the regulations for transportation of liquids by pipeline).

ENVIRONMENTAL PROTECTION AGENCY – permits for:

1. Dumping material other than dredged material in navigable waters pursuant to Section 102 of the Marine Protection, Research and Sanctuaries Act of 1972.

NUCLEAR REGULATORY COMMISSION – permits and licenses for:

1. Construction and operation of nuclear facilities and the possession and use of byproduct, source and special nuclear material pursuant to the Atomic Energy Act of 1954, as amended Title II of the Energy Reorganization Act of 1974 and the National Environmental Policy Act of 1969.

THE FOLLOWING PERMITS ASSOCIATED WITH OCS ACTIVITIES

1. Permits related to geological and geophysical exploration;
2. Permits related to the siting, design and construction of common carrier pipelines required respectively by the Bureau of Land Management in the Department of Interior and the Materials Transportation Bureau in the Department of Transportation;
3. Permits related to drilling and the siting, design and construction of flow and gathering lines required by the Geological Survey in the Department of the Interior (involve activities described in detail within OCS plans);
4. Permits related to discharges of pollutants from fixed platforms and structures and/or dumping of nondredged material required by the Environmental Protection Agency;
5. Permits related to the installation of platforms, pipelines, artificial islands, fixed structures, navigation and free floating structures required by the Corps of Engineers;
6. Permits related to the transportation and disposal of dredged or fill material required by the Corps of Engineers.

FEDERAL ASSISTANCE

The S.C. Coastal Council has identified the following as being subject to consistency review within the coastal zone of South Carolina.

Federal Assistance for the Construction of:

1. Power generating plants;
2. Desalination plants;
3. Chemical processing, transfer or storage facilities;
4. Petroleum processing, transfer or storage facilities;
5. Mineral extraction facilities;
6. Sewage treatment and disposal facilities;
7. Solid waste disposal facilities;
8. Water control structures or waterway easements serving agricultural lands;
9. Federal financing of public or subsidized housing units, or private residential developments;
10. Transportation facilities (including airports, highways and railroads).

In addition, the S.C. Coastal Council will monitor Federal assistance applications affecting the coastal zone, including but not limited to the following programs.

DEPARTMENT OF AGRICULTURE

Soil Conservation Service – Watershed protection and flood protection.

DEPARTMENT OF COMMERCE

Economic Development Administration – Economic Development Planning Grants; Economic Development Grants for Public Works and Development Facilities.

DEPARTMENT OF ENERGY

State Energy Conservation Program.

DEPARTMENT OF HOUSING & URBAN DEVELOPMENT/FHA – Housing Assistance, Mortgage Insurance, Community Development Block Grants, and Section 701 Planning Assistance Grants.

DEPARTMENT OF THE INTERIOR

Heritage Conservation and Recreation Service – Land and Water Conservation Fund.

Fish & Wildlife Service – Endangered Species Act of 1973.

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration – Airport Development Aid Program.

Federal Highway Administration – Federal Aid Highway Program.

Urban Mass Transportation Administration - Urban Mass Transportation Grants.

ENVIRONMENTAL PROTECTION AGENCY

Air Pollution Control Program Grants, Construction Grants for Wastewater Treatment Works, and State and Interstate Program Grants for Water Pollution Control.