

ONE FEDERAL DECISION ENVIRONMENT REVIEW PROCESS WITH PLANNING AND ENVIRONMENTAL LINKAGES

		PRE-NOI				2 YEARS (NOI to ROD)			90 days
		Max. 45 days	Max. 30 days	(Average time from NOI to DEIS is 14 months)	Minimum 45 days	30 days ***			
COMMITMENTS / RESPONSIBILITIES - Use eNEPA to the maximum extent possible - Ensure the project sponsor develops a clear statement of project purpose and need - Engage Participating / Cooperating Agencies and the public in the development of coordination / involvement plans, schedule, analysis methodologies, range of alternatives and mitigation measures - Respond to comments / make decisions in accordance with timeframes established in law, regulations and/or the agreed upon project schedule	EARLY COORDINATION Public and Agency involvement in: i. Developing Draft NEPA Purpose & Need; ii. Screening preliminary NEPA project alternatives; iii. Developing draft project schedule and draft coordination plan; iv. Determining methodologies for analysis; v. Identifying potential environmental impacts; and vi. Elimination of unreasonable NEPA alternatives Activities may include planning studies and resource surveys	Project sponsor submits PROJECT INITIATION LETTER and PACKAGE to FHWA, including: i. Lead Agency designation request (if applicable) ii. Project Initiation Information iii. Draft NEPA Purpose & Need iv. Draft NEPA Range of Alternatives v. Draft Agency Coordination Plan vi. Draft Public Involvement Plan (PIP) vii. Draft schedule viii. Draft Federal Register Notice	Public Comment and Agency review of: i. Draft NEPA Purpose & Need ii. Public / Agency Coordination Plan iii. Draft PIP iv. Draft schedule v. Draft schedule	FHWA publishes-NOI Publish/Distribute: i. Draft NEPA Purpose & Need ii. Draft NEPA Range of Alternatives iii. Draft Coordination Plan and PIP iv. Draft schedule v. USCG bridge permitting role	FHWA publishes FEIS (use errata sheets as appropriate) FHWA publishes FES/ROD	DEIS comment period 40 CFR 1506.10(g) (public hearings/meetings as needed)	FHWA prepares FEIS (use errata sheets as appropriate)	All required permit approvals received E.O. 13807, 82 FR 40463	
	Agencies sign concurrence letters on use of planning documents in NEPA (PEL)	FHWA sends invitation/concurrence letters to Participating / Cooperating Agencies (Agencies respond within 30 days)	FHWA develops Biological Assessment (use ESA wetland and Natural Heritage data where possible)	Prepare responses addressing DEIS comments as they are received	FHWA submits Biological Assessment on draft preferred alternative	FWS/NMFS Prepares Biological Opinion (135 days maximum from receiving complete BA) 50 CFR § 402.14(c)	FWS or NMFS issues final BO / concurrence letter	FWS/ROD	All required permit approvals received E.O. 13807, 82 FR 40463
FWS/NMFS (ESA, CWA, FWCA, BGEPA)	- FHWA seeks technical assistance with FWS/NMFS, as appropriate, on natural resource concerns e.g. T&E species, wetlands, streams, migratory birds, bald and golden eagles, etc.) - FHWA obtains an official species list from FWS for species under FWS jurisdiction - FHWA conducts any species surveys/habitat assessments (Some surveys may need to be conducted at specific times of year)	FHWA coordinates with FWS/NMFS to define Proposed Action Area - FHWA obtains an official species list from FWS for species under FWS jurisdiction - FHWA conducts any species surveys/habitat assessments (Some surveys may need to be conducted at specific times of year)	FHWA develops Biological Assessment (use ESA wetland and Natural Heritage data where possible)	FHWA submits Biological Assessment on draft preferred alternative	FWS/NMFS Prepares Biological Opinion (135 days maximum from receiving complete BA) 50 CFR § 402.14(c)	FWS or NMFS issues final BO / concurrence letter	FWS/ROD	All required permit approvals received E.O. 13807, 82 FR 40463	
NMFS/FWS (MMPA)	FHWA coordinates with NMFS on MMPA on the appropriate type of authorization for marine mammal species under NMFS jurisdiction: a) Incidental Harassment Authorization (IHA); or b) Letter of Authorization (LOA)	FHWA coordinates with FWS/NMFS to define Proposed Action Area - FHWA obtains an official species list from FWS for species under FWS jurisdiction - FHWA conducts any species surveys/habitat assessments (Some surveys may need to be conducted at specific times of year)	FHWA develops Biological Assessment (use ESA wetland and Natural Heritage data where possible)	FHWA submits Biological Assessment on draft preferred alternative	FWS/NMFS Prepares Biological Opinion (135 days maximum from receiving complete BA) 50 CFR § 402.14(c)	FWS or NMFS issues final BO / concurrence letter	FWS/ROD	All required permit approvals received E.O. 13807, 82 FR 40463	
SHPO (Section 106)	FHWA coordinates with SHPO on appropriate MMPA authorization for manatees, sea otters, Pacific Walrus, and polar bears: a) Incidental Harassment Authorization (IHA); or b) Letter of Authorization (LOA)	FHWA coordinates with FWS/NMFS to define Proposed Action Area - FHWA obtains an official species list from FWS for species under FWS jurisdiction - FHWA conducts any species surveys/habitat assessments (Some surveys may need to be conducted at specific times of year)	FHWA develops Biological Assessment (use ESA wetland and Natural Heritage data where possible)	FHWA submits Biological Assessment on draft preferred alternative	FWS/NMFS Prepares Biological Opinion (135 days maximum from receiving complete BA) 50 CFR § 402.14(c)	FWS or NMFS issues final BO / concurrence letter	FWS/ROD	All required permit approvals received E.O. 13807, 82 FR 40463	
State 401 Water Quality Certification	FHWA coordinates state permit processes with Federal permit and NEPA processes. Initiates permitting activities as soon as possible; some Federal permits may not be issued prior to a State permit determination.	FHWA coordinates state permit processes with Federal permit and NEPA processes. Initiates permitting activities as soon as possible; some Federal permits may not be issued prior to a State permit determination.	FHWA develops Biological Assessment (use ESA wetland and Natural Heritage data where possible)	FHWA submits Biological Assessment on draft preferred alternative	FWS/NMFS Prepares Biological Opinion (135 days maximum from receiving complete BA) 50 CFR § 402.14(c)	FWS or NMFS issues final BO / concurrence letter	FWS/ROD	All required permit approvals received E.O. 13807, 82 FR 40463	
EPA	EPA actively engages in pre-application/early coordination meetings to ensure early identification of issues and resolutions comply with Section 404(b)(1) Guidelines. Pre-application Applicant determines project impact areas Applicant conducts wetland delineations (Fieldwork is seasonal); coordination with Corps of Impact areas, wetland delineation, alternatives analysis, avoidance and minimization of impacts, and potential compensatory mitigation options Corps makes preliminary determination on permit vehicle likely required (GP vs. IP)	EPA actively engages in pre-application/early coordination meetings to ensure early identification of issues and resolutions comply with Section 404(b)(1) Guidelines.	FHWA develops Biological Assessment (use ESA wetland and Natural Heritage data where possible)	FHWA submits Biological Assessment on draft preferred alternative	FWS/NMFS Prepares Biological Opinion (135 days maximum from receiving complete BA) 50 CFR § 402.14(c)	FWS or NMFS issues final BO / concurrence letter	FWS/ROD	All required permit approvals received E.O. 13807, 82 FR 40463	
USACE (Section 404/10 Permit)	USACE reviews NEPA preferred alternative for consistency with/precedence of LEDEPA (CP). Following CP, submit application about ~30 days before DEIS release	USACE reviews NEPA preferred alternative for consistency with/precedence of LEDEPA (CP). Following CP, submit application about ~30 days before DEIS release	FHWA develops Biological Assessment (use ESA wetland and Natural Heritage data where possible)	FHWA submits Biological Assessment on draft preferred alternative	FWS/NMFS Prepares Biological Opinion (135 days maximum from receiving complete BA) 50 CFR § 402.14(c)	FWS or NMFS issues final BO / concurrence letter	FWS/ROD	All required permit approvals received E.O. 13807, 82 FR 40463	
USCG (Bridge Permit)	USCG adjudicates Navigation Comments USCG addresses Environmental Comments pertaining to navigation. Sends all other environmental comments to the Lead Federal Agency for adjudication. FHWA begins submitting application materials as soon as possible. USCG receives application materials IAW Bridge Permit Application Guide.	USCG adjudicates Navigation Comments USCG addresses Environmental Comments pertaining to navigation. Sends all other environmental comments to the Lead Federal Agency for adjudication.	FHWA develops Biological Assessment (use ESA wetland and Natural Heritage data where possible)	FHWA submits Biological Assessment on draft preferred alternative	FWS/NMFS Prepares Biological Opinion (135 days maximum from receiving complete BA) 50 CFR § 402.14(c)	FWS or NMFS issues final BO / concurrence letter	FWS/ROD	All required permit approvals received E.O. 13807, 82 FR 40463	
Other Determinations**	FHWA submits pre-application and coordinates with resources/permitting agencies for all applicable determinations. Exchange of preliminary information	FHWA submits pre-application and coordinates with resources/permitting agencies for all applicable determinations. Exchange of preliminary information	FHWA develops Biological Assessment (use ESA wetland and Natural Heritage data where possible)	FHWA submits Biological Assessment on draft preferred alternative	FWS/NMFS Prepares Biological Opinion (135 days maximum from receiving complete BA) 50 CFR § 402.14(c)	FWS or NMFS issues final BO / concurrence letter	FWS/ROD	All required permit approvals received E.O. 13807, 82 FR 40463	
State Permits	Coordinate state permit processes with Federal permit and NEPA processes. Initiate permitting activities as soon as possible; some Federal permits may not be issued prior to a State permit determination.	Coordinate state permit processes with Federal permit and NEPA processes. Initiate permitting activities as soon as possible; some Federal permits may not be issued prior to a State permit determination.	FHWA develops Biological Assessment (use ESA wetland and Natural Heritage data where possible)	FHWA submits Biological Assessment on draft preferred alternative	FWS/NMFS Prepares Biological Opinion (135 days maximum from receiving complete BA) 50 CFR § 402.14(c)	FWS or NMFS issues final BO / concurrence letter	FWS/ROD	All required permit approvals received E.O. 13807, 82 FR 40463	

*This chart assumes that the NEPA preferred alternative aligns with the alternative identified through the other environmental permitting processes.
 **Other determinations may include, but are not limited to: Bald and Golden Eagle Protection Act, Magnuson-Stevens Fishery Conservation and Management Act - Essential Fish Habitat, USACE Sec. 408, Coastal Zone Management, Project-level Conformity, etc
 ***This 30-day wait period would not be required if all Federal Participating Agencies are able to issue a combined FEIS/ROD.