

ONE FEDERAL DECISION ENVIRONMENTAL REVIEW PROCESS WITHOUT PLANNING AND ENVIRONMENT LINKAGES

		2 YEARS (NOI to ROD)					30 days ***	90 days					
		PRE-NOI	Max. 45 days	Max. 30 days	(Average time from NOI to DEIS is 14 months)	Minimum 45 days	30 days ***	90 days					
	COMMITMENTS / RESPONSIBILITIES												
	<ul style="list-style-type: none"> - 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 	Project Sponsor submits PROJECT INITIATION LETTER and PACKAGE to FHWA , including: <ol style="list-style-type: none"> Lead Agency designation request (if applicable) Project initiation information Draft NEPA Purpose & Need Draft Public Involvement Plan (PIP) Draft Agency Coordination Plan Draft Federal Register notice 	FHWA reviews package for completeness, and reviews project for readiness 23 U.S.C. 139(e)(3)	Max. 30 days Public Comment and Agency review of: <ol style="list-style-type: none"> Draft NEPA Purpose & Need Public / Agency Coordination Plan Draft PIP Draft Schedule NEPA Purpose & Need is finalized 23 U.S.C. 139	FHWA publishes NOI Publish/Distribute: <ol style="list-style-type: none"> Draft NEPA Purpose & Need Draft Coordination Plan Draft PIP Draft Schedule USCG bridge permitting role 	Develop NEPA preliminary Range of Alternatives w/ Agency coordination and public participation	Public comment on NEPA Range of Alternatives	FHWA publishes DEIS w/ NEPA Preferred Alternative	DEIS comment period 40 CFR 1506.10(c) (public hearings/meetings as needed)	FHWA prepares FES (use errata sheets as appropriate)	FHWA publishes FES/ROD (a combined document will be used to the greatest extent possible) 40 CFR 1506.10(b)(2) FES/ROD wait period**	30 days ***	90 days
	FHWA (NEPA Lead Agency for Major Infrastructure Project)												
	FWS/NMFS (ESA, CWA, FWCA, BGEPA)												
	NMFS/FWS (MMPA)	FHWA coordinates with NMFS on MMPA on the appropriate type of authorization for marine mammal species under NMFS jurisdiction: <ol style="list-style-type: none"> Incidental Harassment Authorization (IHA); or Letter of Authorization (LOA) FHWA coordinates with FWS on appropriate MMPA authorization for manatees, sea otters, Pacific walrus, and polar bears: <ol style="list-style-type: none"> Incidental Harassment Authorization (IHA); or Incidental Take Regulations (ITR) with associated letters of authorization (LOA) 	FHWA coordinates with FWS/NMFS to define Proposed Action Area - 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 FWS species list from IP&C for species under FWS jurisdiction. - FHWA conducts any species surveys/habitat assessments (Surveys may need to be conducted at specific times of year)	FHWA develops Biological Assessment (Use ESA Webtool 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	FHWA should submit request for IHA 6 - 9 months prior to intended project start date. Once NMFS/FWS determines information "adequate and complete," the agencies work to process the IHA within 120 days. Must include a 30-day public comment period.	30-day cooling off period FHWA processes LOAs as outlined in ITRs	Participating/Coordinating Agencies complete all pending decisions E.O. 13807, 82 FR 40463			
	SHPD (Section 106)												
	State 401 Water Quality Certification												
	EPA												
	USACE (Section 404/10 Permit)	Pre-application Applicant determines project impact areas Applicant conducts wetland delineations (N.B. fieldwork is seasonal); Coordination with Corps on 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)	USACE CP for NEPA Range of Alternatives/Alternatives Carried Forward	USACE reviews NEPA preferred alternative w/ preim. LEDPA (CP) following CP; FHWA submits application -30 days before DEIS release	USACE issues public notice	30-day comment period; 10 days for additional written comments [33 CFR 327.8(g)]; concurrent public hearing w/ FHWA as needed	USACE prepares draft ROD	USACE signs ROD following 30-day wait period for FES; issue permit decision					
	USCG (Bridge Permit)	FHWA submits Navigation Impact Report & Project Initiation Letter to USCG/Conduct navigation impact analysis Submit Navigation Impact Report & Project Initiation Request USCG provides Bridge Permit Application Guide requirements	USCG issues Preliminary Navigation Determination	Publish Public Notice on Navigation (NO) with 30-day comment period. Complete plan sheets must be included with the PN.	USCG adjudicates Navigation Comments USCG addresses Environmental Comments pertaining to the Lead Federal Agency for adjudication. FHWA begins to submit application materials as soon as possible. USCG receives application materials IAW Bridge Permit Application Guide.	USCG receives Complete Application	Resource/permitting agency makes a determination and, if applicable, FHWA issues a written response.						
	Other Determinations **	FHWA develops assessments of resources for all applicable determinations Develop Preliminary Mitigation	FHWA submits permit/consultation application, if applicable, or includes information within the NEPA document for public review.	Public Review (if applicable)	FHWA addresses public comments. Resource/permitting agency prepares consultation document/permit for applicable determination Mitigation commitments are incorporated into the project	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. (e.g. USCG Bridge Permit cannot be issued before WQC and CZM).							
	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.											

**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: 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 FES/ROD.
 CHART IS NOT TO SCALE Page 1 of 1
 The U.S. Department of Transportation Environmental Review Checklist is available at: <https://www.transportation.gov/sites/dot.gov/files/docs/Checklists2019%20Environmental%20Requirements%20and%20Resources%201313%20and%20Appendix.pdf>. Although it is no longer a requirement, a State may choose to take Part 88/Greenhouse Gas Emissions and Climate Change of the table of Permit, Approvals, Consultations and Other Requirements, into consideration