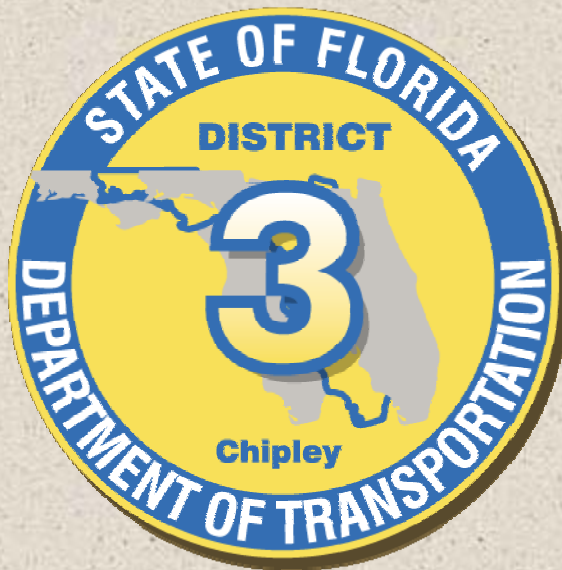
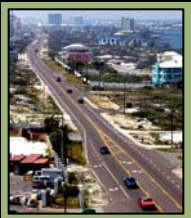
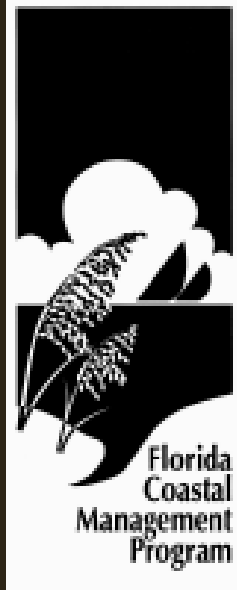


*Florida Department of
Transportation, District 3
Environmental Technical Advisory Team
(ETAT) Meeting
October 21, 2008*



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Decision Making**



Florida Coastal Management Program

Legal Basis

Federal Enabling Law:

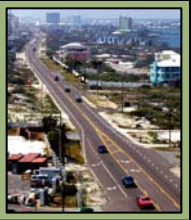
Coastal Zone Management Act of 1972 [16 U.S.C. 1451-1464]

- Sought to preserve, protect, develop and, where possible, to restore and enhance the resources of the nation's coastal zone.
- Encourage coastal states to develop comprehensive management programs governing the use and development of their coastal resources.

State Enabling Law:

Florida Coastal Management Act of 1978 [Chapter 380, Part II, F.S.]

- Authorize the development of state coastal management program based on existing Florida laws and rules.





Florida Coastal Management Program



Actions Subject to Consistency Review:

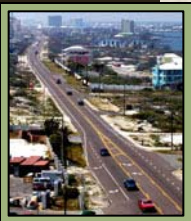
All direct and indirect federal activities that affect Florida's **land, water** or **natural resources** [effects based test]

Direct Federal Activity:

- Any activity conducted by or on behalf of a federal government agency in the exercise of its legal function

Indirect Federal Activity:

- Activities that require a federal license or permit – Any authorization, certification, approval, license or other form of permission **granted by a federal agency** [15 CFR 930.51]
- Activities conducted pursuant to an Outer Continental Shelf Lands Act minerals exploration plan or lease
- Federal assistance to state and local governments

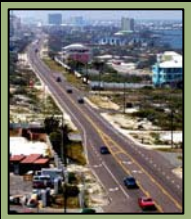




Florida Coastal Management Program

23 Florida Statutes (Enforceable Policies)

Chapter 161	Beach and Shore Preservation
Chapter 163, Part II	Local Government Comprehensive Planning and Land Development Regulation Act
Chapter 186	State and Regional Planning
Chapter 252	Emergency Management
Chapter 253	State Lands
Chapter 258	State Parks and Preserves
Chapter 259	Land Conservation Action of 1972
Chapter 260	Recreational Trails System
Chapter 267	Archives, History and Records Management
Chapter 288	Commercial Development and Capital Improvements
Chapter 334	Transportation Administration
Chapter 339	Transportation Finance
Chapter 370	Saltwater Fisheries
Chapter 372	Wildlife
Chapter 373	Water Resources
Chapter 375	Outdoor Recreation and Conservation
Chapter 376	Pollutant Discharge, Prevention and Removal
Chapter 377	Energy Resources
Chapter 380	Land and Water Management
Chapter 381	Public Health; General Provisions (certain sections)
Chapter 388	Mosquito Control
Chapter 403	Environmental Control
Chapter 582	Soil and Water Conservation





Florida Coastal Management Program



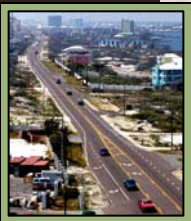
Structure:

Networked Program that includes the following agencies:

- Department of Environmental Protection
- Department of Community Affairs
- Governor's Office of Policy and Budget
- Florida Fish and Wildlife Conservation Commission
- Department of Agriculture and Consumer Services
- Department of State, Division of Historical Resources
- Department of Transportation
- Department of Health
- St. Johns River Water Management District
- South Florida Water Management District
- Southwest Florida Water Management District
- Suwannee River Water Management District
- Northwest Florida Water Management District

Lead Agency:

- DEP designated Lead Agency by 2002 Legislature





Florida Coastal Management Program

Lead Agency (DEP) Responsibilities

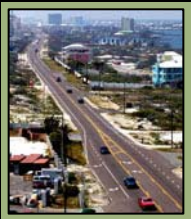
[Section 380.23, F.S.]

- Coordinate Florida's review of federal activities that are not regulated by Florida
- Concur with or object to federal activities on behalf of the state
- Facilitate the resolution of consistency objections and other conflicts
- Update federally approved FCMP to add changes to the statutes and rules included in the program

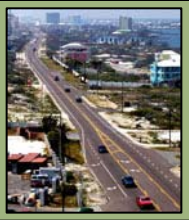
Florida State Clearinghouse Responsibilities

[Section 403.061(40), F.S.]

- Single-point-of-contact for receipt of federal activities
- Coordinate interagency review of federal activities under the CZMA
- Ensures that federal agencies and applicants are provided with timely state response



Coastal Barrier Resource Units

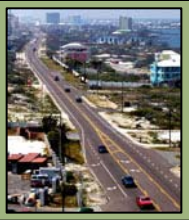


Dispute Resolution in the Programming Screen

Informal Dispute Resolution

Issues that would require Dispute Resolution:

1. Project cannot be permitted.
2. Project is contrary to a state or federal resource agency's program, plan or initiative
3. Project has significant environmental cost
4. Project purpose and need is disputable (applies to lead agency only)



Entering Dispute Resolution into the EST

etdm Efficient Transportation Decision Making | Environmental Screening Tool | est

Session Active | My ETDM | Project Input | Project Management | ETAT Review Screens | Sociocultural Effects | Bookmarks | Logout

Current Selection: **Manual Selection (2802)**
Default Project from Selection: #2802 Beaver St (US 90)

Saved Searches: | History:

Tools | Reports | Wizards | Maps | Account Settings | Help

Perform ETAT Review | Create ETDM Project | Generate Summary Report | Update ETDM Project | Setup User Preferences | Draft ETAT Notification

Perform ETAT Review

Project Review Wizard

Review Direct Effects

Project #2802 (Beaver St (US 90)) - Alternative #1

Select an Issue: Wetlands [View on Map](#) | [View GIS Analysis](#)

Select Degree of Effect: **Dispute Resolution**
** dispute justification required below

Identify resources and level of importance:

Comment on effects to resources:

Additional comments (optional):

Dispute Type:

Please select a justification for assigning the degree of effect of *Potential Dispute* / *Dispute Resolution* from the options below.

- ☒ Project appears to be non-permittable
- ☐ Project has significant environmental cost
- ☐ Project is contrary to an agency program, plan or initiative

Back Next Cancel

Public Site | Project Summary | Participating Agencies | What's New | Contacts | Training | Events | Online Help | FAQ | Change Password

This Site is maintained by the Florida Department of Transportation Environmental Management Office. For additional information, please e-mail questions or comments to help@fla-etdm.org or call 850-414-5334

Done Trusted sites

Entering Dispute Resolution into the EST (cont.)

etdm
Efficient Transportation Decision Making

Environmental Screening Tool **est**

Session Active | My ETDM | Project Input | Project Management | ETAT Review Screens | Sociocultural Effects | Bookmarks | Logout

Current Selection: **Manual Selection (2802)**

Default Project from Selection: #2802 Beaver St (US 90)

Saved Searches: History:

Tools | Reports | Wizards

Perform ETAT Review
Create ETDM Project
Generate Summary Report
Update ETDM Project
Setup User Preferences
Draft ETAT Notification

Maps | Account Settings | Help

Project Review Wizard

Please select a justification for assigning the degree of effect of *Potential Dispute* / *Dispute Resolution* from the options below:

- ☒ Project appears to be non-permittable
- ☐ Project has significant environmental cost
- ☐ Project is contrary to an agency program, plan or initiative

Justification for Dispute:

Citation for Dispute:

Recommended Actions for Dispute:

User Identity: Wendy Lasher @ FDOT District 2

Select a Coordination Document: -No Selection-

Password:

By entering your agency's password you are certifying that these comments represent the official review for your agency.

Back Next Cancel

Public Site | Project Summary | Participating Agencies | What's New | Contacts | Training | Events | Online Help | FAQ | Change Password

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Done Trusted sites

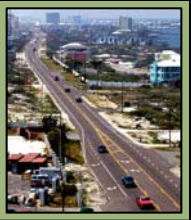
Dispute Resolution in the Programming Screen

Informal Dispute Resolution

Courses of action to address identified conflicts and issues:

- Resolve issue or conflict.
- Complete a feasibility or technical study.
- Advance project with “flags” and/or recommendation to be addressed.

Goal: Work together to accomplish resolving Dispute Resolution at the ETAT level

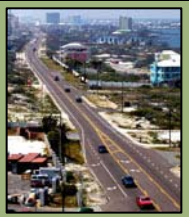
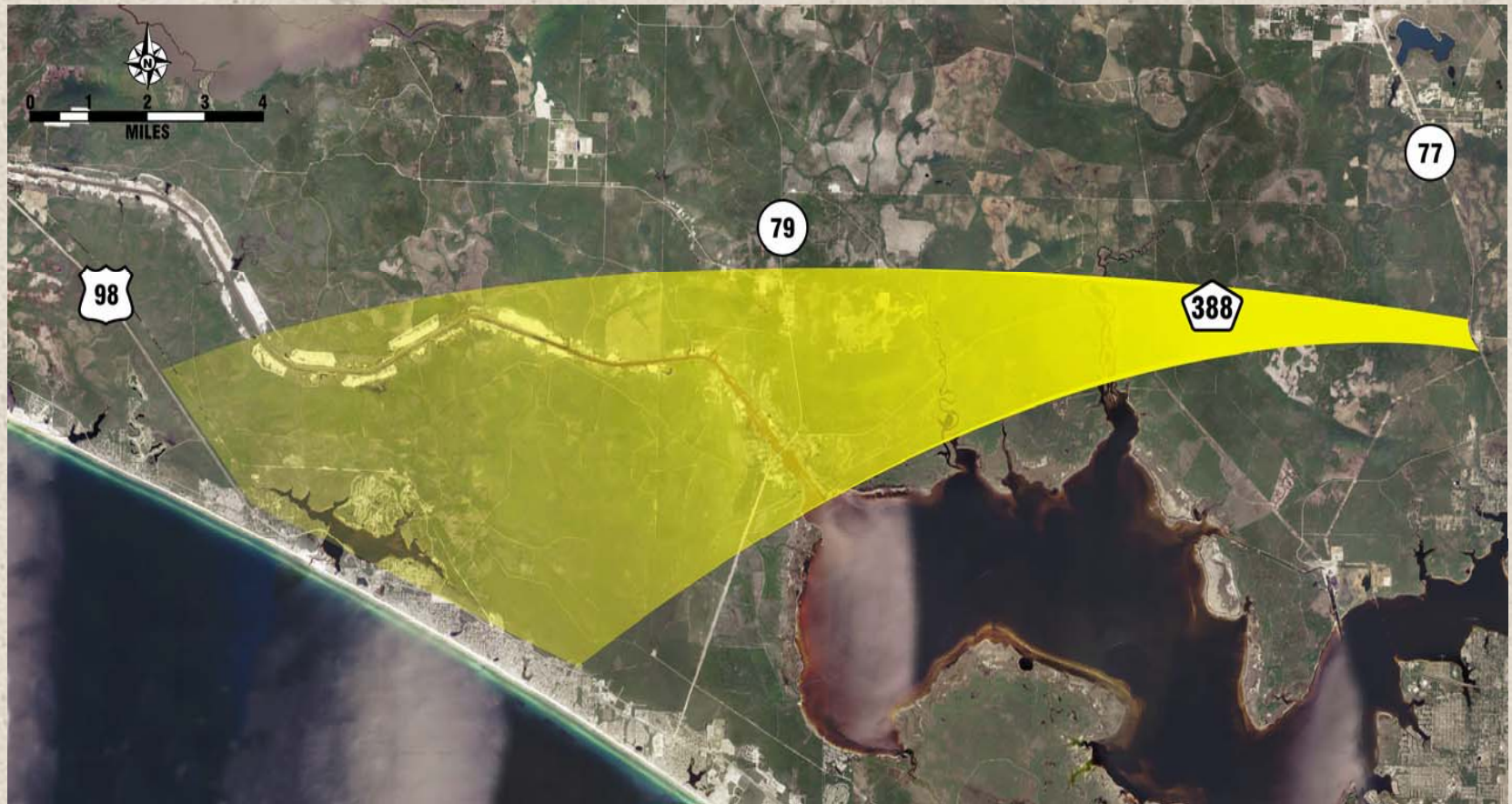




Proposed CR 388 Extension Study Area

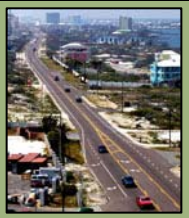
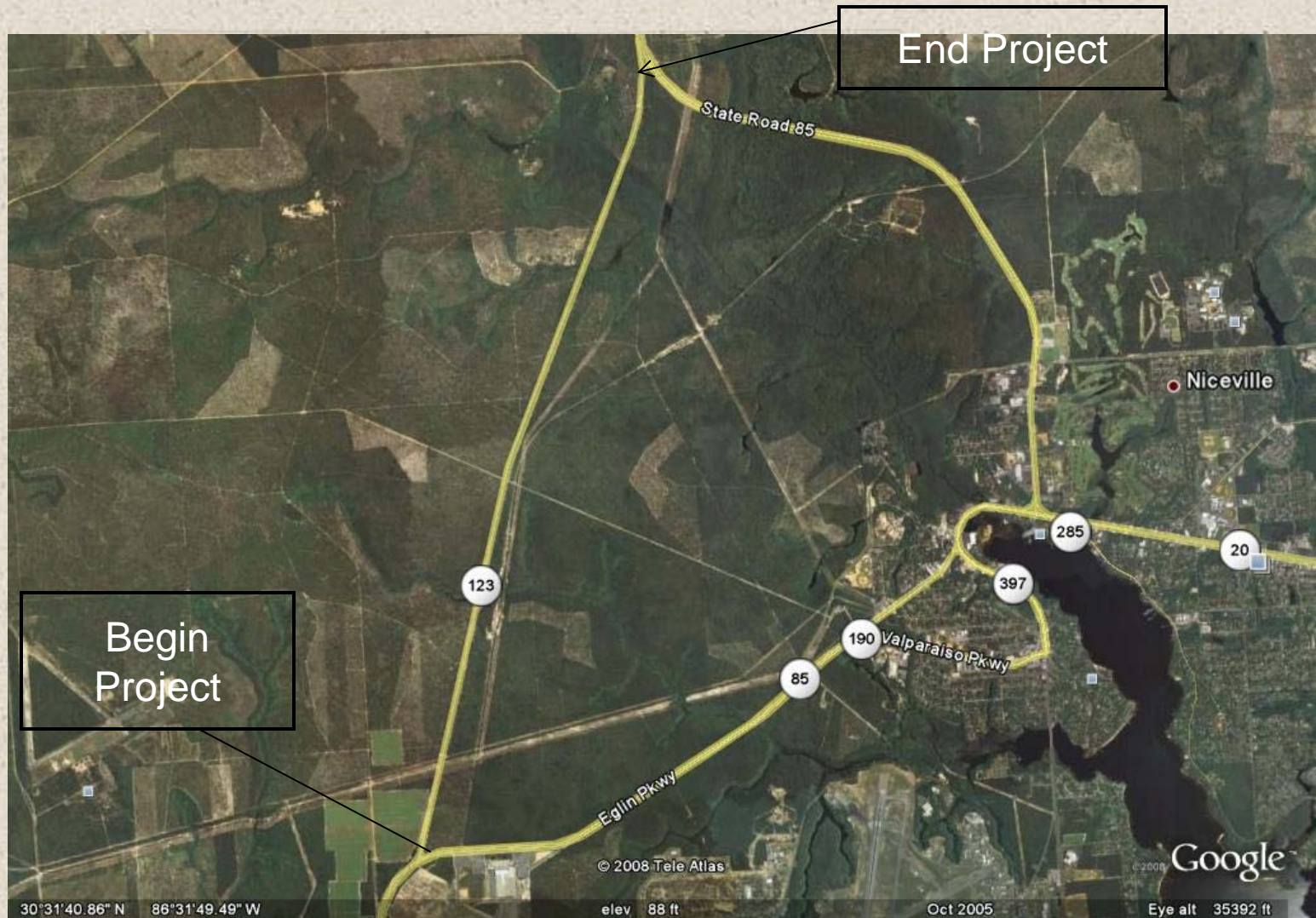
Segment 1: US 98 (SR 30A) west of the Phillips Inlet to SR 79 in the vicinity of CR 388

Segment 2: CR 388 from SR 79 to SR 77, with considerations for the realignment of the intersections at SR 79 and SR 77.

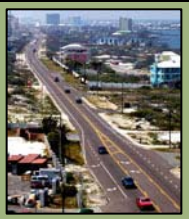
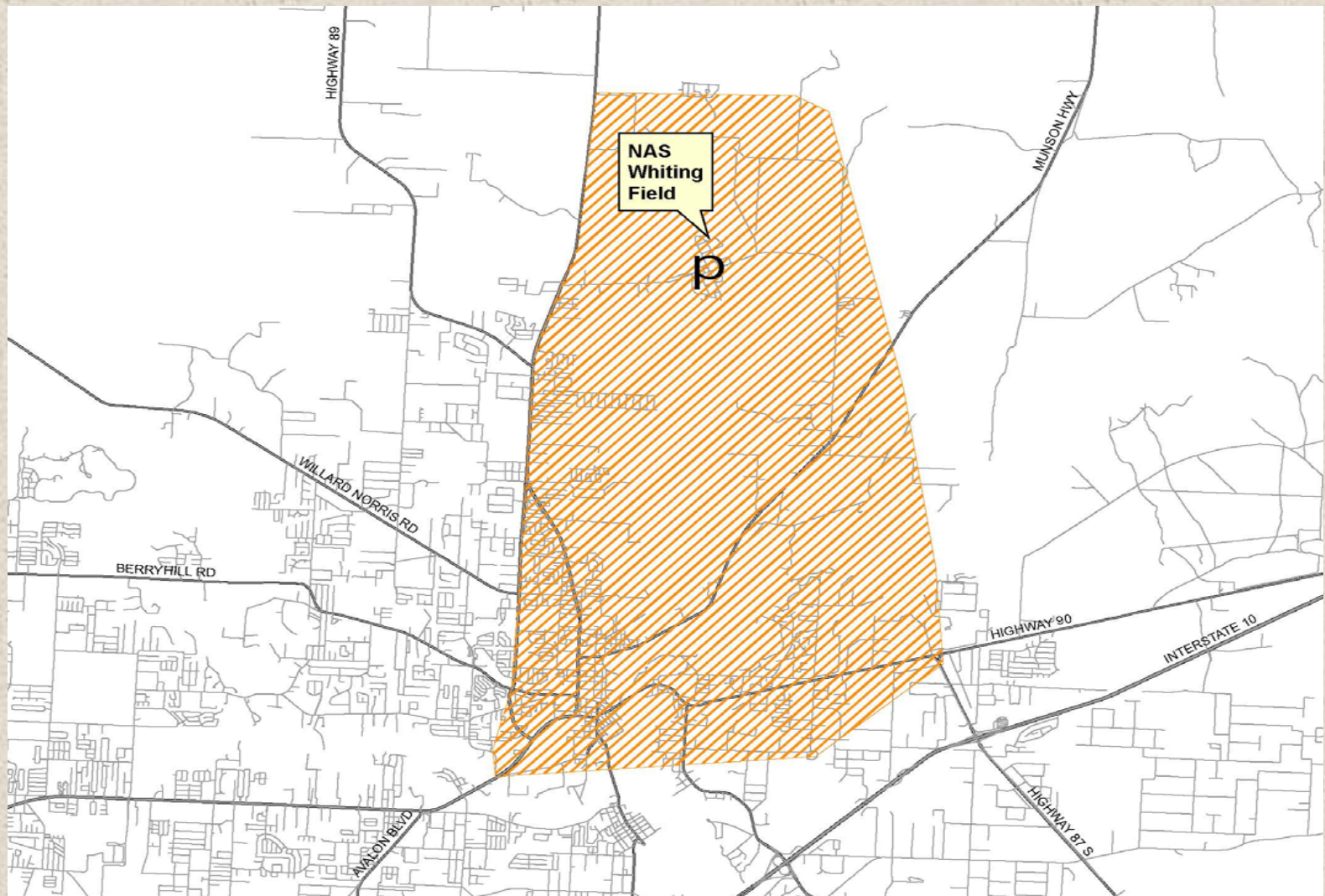


SR 123 in Okaloosa County from SR 85 South to SR 85 North

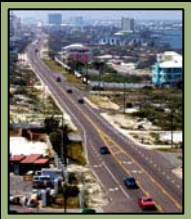
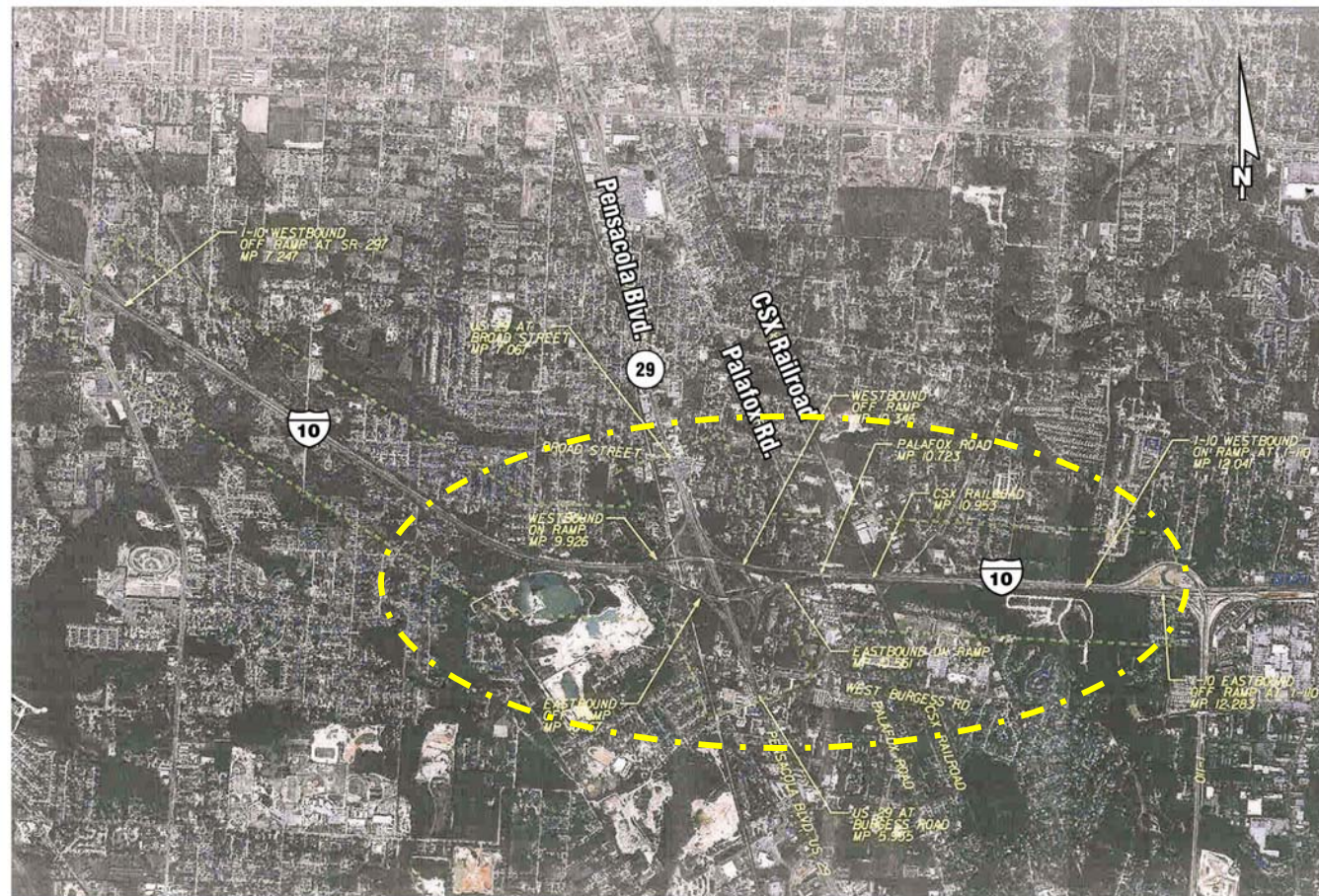
ETDM # 8167



SR 87 Potential Study Area

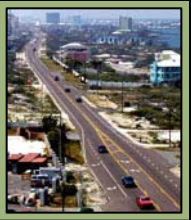


I-10/U.S. 29 Interchange Reevaluation



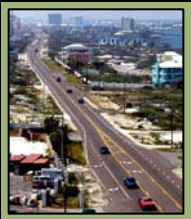
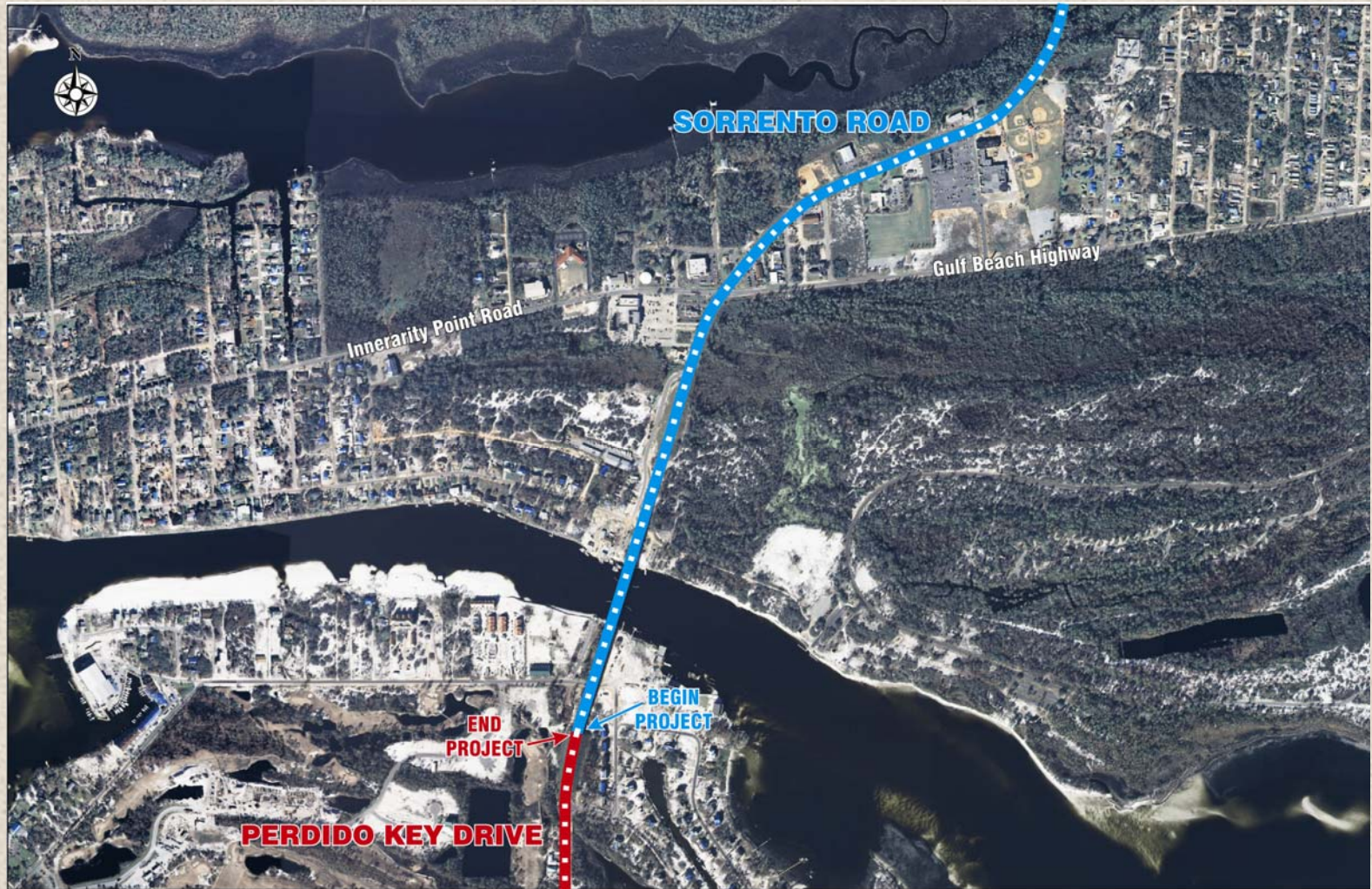
SR 292

Perdido Key Drive (ETDM #9207) and Sorrento Road (ETDM #9312) Original ETAT Review



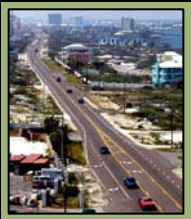
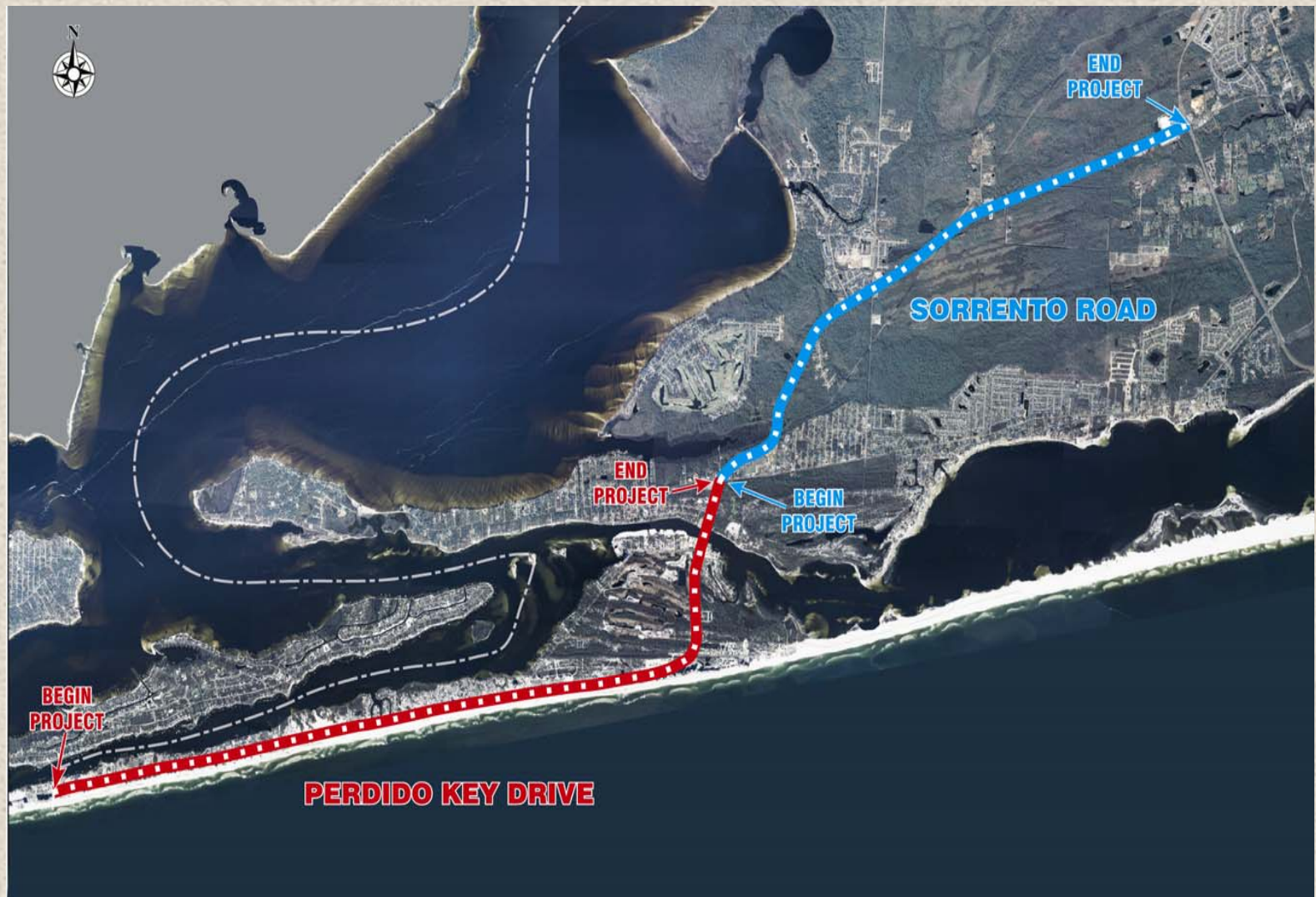
SR 292

Perdido Key Drive and Sorrento Road Original ETAT Review



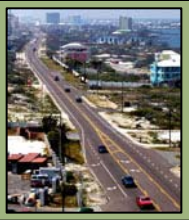
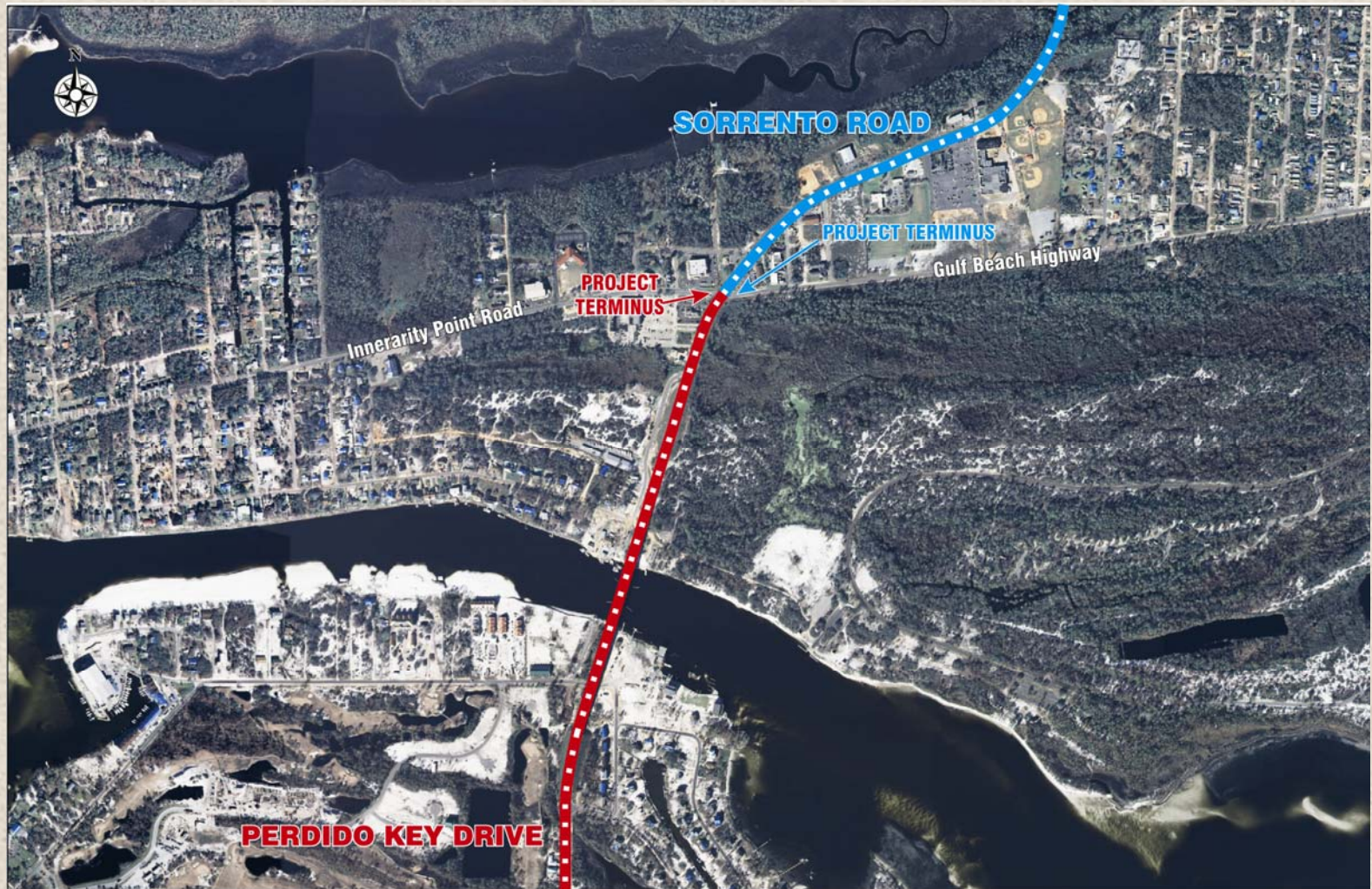
SR 292

Perdido Key Drive and Sorrento Road New Limits

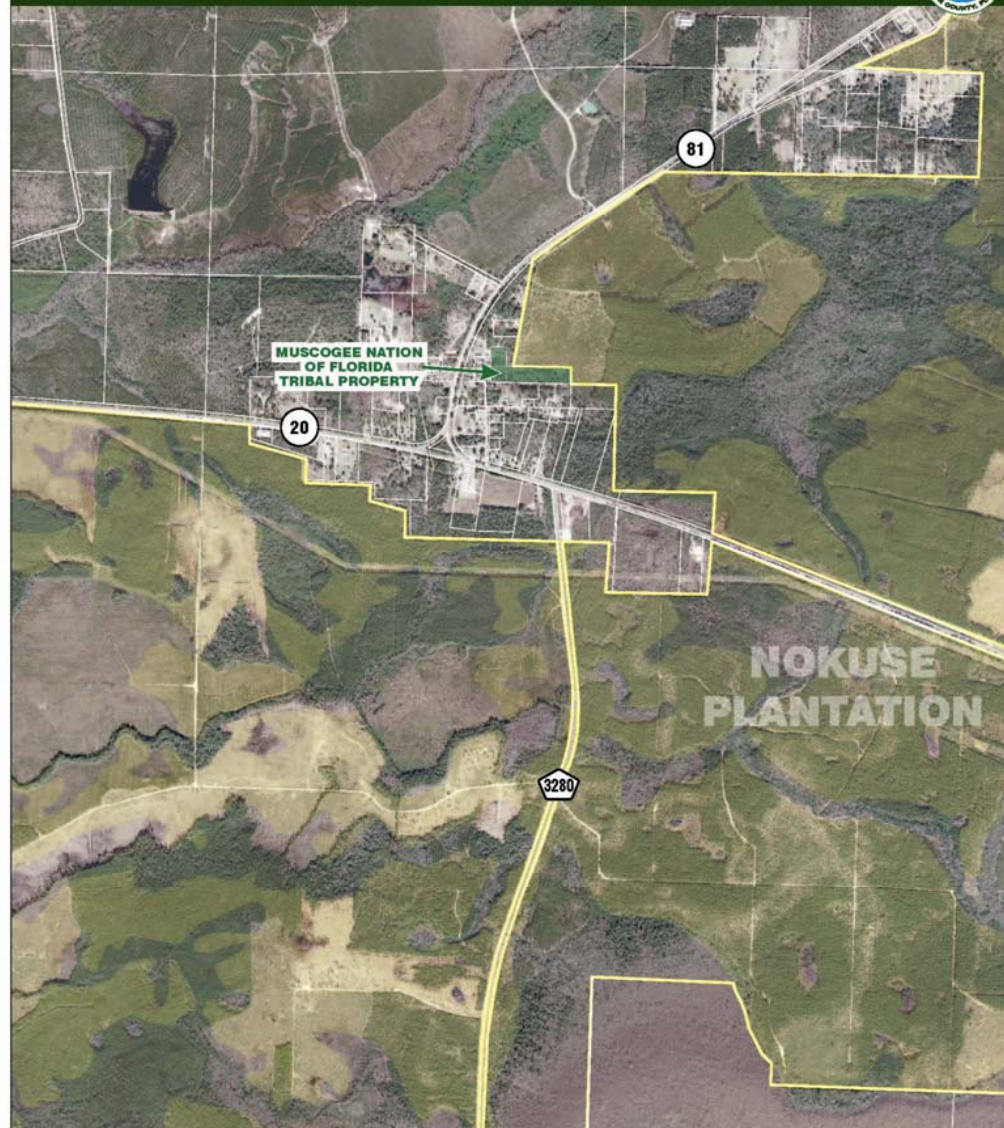


SR 292

Perdido Key Drive and Sorrento Road New Limits

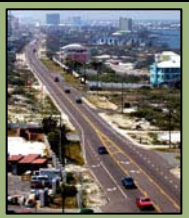


ENGINEERING SERVICES FOR PD&E STUDY FOR REALIGNING SR 20/SR 81/CR 3280

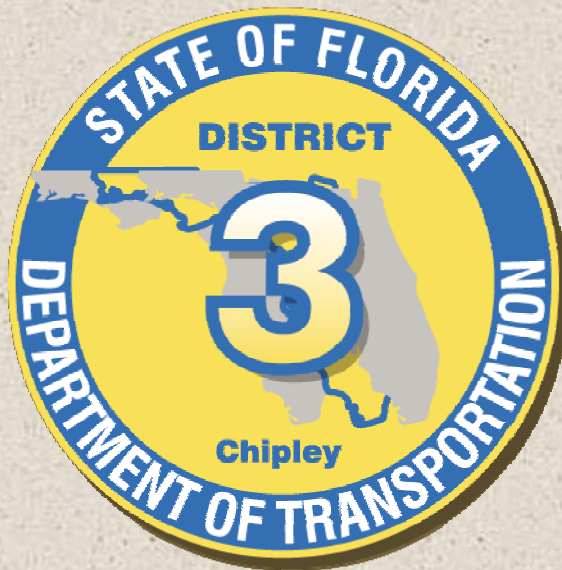


PROJECT AREA

PBSI



Questions??



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