MODEL FEDERAL CONSISTENCY DETERMINATION
FOR FEDERAL AGENCIES

The CZMA requires that “each federal agency activity within or outside the coastal zone that affects any land or water use or natural resource of the coastal zone shall be carried out in a manner which is consistent to the maximum extent practicable with the enforceable policies of approved state management programs”, 16 U.S.C. 1456(c)(1)(A).

Minnesota has an approved Coastal Management Program (CMP) which is based on existing state statutes and rules as outlined in “Minnesota’s Lake Superior Coastal Program” document. Part V, Chapter 6 of the document defines the program process regarding federal consistency.

This section details the analysis by which the [federal agency] has determined that its [project title or description of action/activity] is consistent to the maximum extent practicable with the enforceable policies of Minnesota’s Lake Superior Coastal Program.

The [federal agency] has determined that the [project title or description of action/activity] affects the land or water uses or natural resources of Minnesota’s coastal area in the following manner:

[Provide analysis or effects or reference pages of NEPA document if appropriate.]

The [federal agency] has evaluated the following relevant enforceable policies of Minnesota’s Lake Superior Coastal Program:

[Describe state CZM program enforceable policies]

Based on the following information, data and analysis the [federal agency] finds that the [project] is consistent to the maximum extent practicable with Minnesota’s Lake Superior Coastal Program.

[Provide information, data and analysis supporting the determination of consistency with Minnesota’s Lake Superior Coastal Program.]

By this determination that the [project] is consistent to the maximum extent practicable with Minnesota’s Lake Superior Coastal Program, the State of Minnesota is notified that it has 45 days (plus any appropriate extension under 15 C.F.R. 930.41(b)) from the receipt of this letter in which to agree or disagree with the [federal agency’s] determination. The agreement or disagreement of the State of Minnesota with the federal agency’s consistency determination shall be sent to:

[provide federal agency contact]

__________________________________________________________________________
Signature Title

__________________________________________________________________________
Date
## Coastal Management Consistency Form

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