TABLE OF CONTENTS

Chapter 20: Federal and State Environmental Laws, Policies, Regulations and Agreements

Section 20-1 Introduction
- 20-1-1 .....Purpose
  - 1.1.....Originator
  - 1.2.....Purpose
- 20-1-5 .....Acronym Listing

Section 20-5 Federal Laws
- 20-5-1 .....National Environmental Law
  - 1.1.....National Environmental Policy Act (NEPA), 1969 (P.L. 91-190)
  - 1.2.....Purpose
- 20-5-5 .....Federal Transportation Law
  - 5.1.....Department of Transportation Act of 1966 (P.L. 89-670)
  - 5.2.....Federal Aid Highways Acts (23 U.S.C.)
- 20-5-10 .....Federal Natural Resource Law
  - 10.1.....Land and Water Conservation Fund Act (LAWCON) of 1965 (P.L 88-578)
  - 10.2.....Federal Aid in Wildlife Restoration Act (Pittman-Robertson Act, 16 U.S.C. 69) and Federal Aid in Fish Restoration Act (Dingell-Johnson Act, 16 U.S.C. 777)
  - 10.3.....Fish and Wildlife Coordination Act, 1958, as Amended (16 U.S.C. 661-667)
  - 10.4.....Endangered Species Act 1973, as Amended (16 U.S.C. 1531-1543)
  - 10.5.....Migratory Bird Treaty Act of 1918
  - 10.6.....Wild and Scenic Rivers Act, 1968, as Amended (P.L. 90-542)
  - 10.7.....Rivers and Harbors Act of 1899, as Amended (33 U.S.C. 401-413)
  - 10.8.....Clean Water Act, as Amended (P.L. 92-500)
  - 10.9.....Federal Coastal Zone Management Act, 1972, as Amended (P.L. 92-583)
- 20-5-15 .....Federal Air and Noise Laws
  - 15.1.....Clean Air Act, as Amended (42 U.S.C. 1857)
  - 15.2.....Noise Control Act of 1972, as Amended
- 20-5-20 .....Federal Relocation Law
  - 20.1.....Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646)
- 20-5-25 .....Federal Agricultural Law
  - 25.1.....Farmland Protection Policy Act (FPPA), 1981 (P.L. 97-98)
- 20-5-30 .....Federal Historic Law
  - 30.1.....National Historic Preservation Act, 1966, as Amended (P.L. 89-665)
  - 30.2.....Antiquities Act (16 U.S.C. 431-433)
  - 30.3.....Archaeological and Historic Preservation Act (16 U.S.C. 469)
- 20-5-35 .....Federal Civil Rights Law
  - 35.1.....Title VI, Civil Rights Act of 1964
  - 35.2.....Additional Title VI Information within the FDM
  - Attachment 35.1....Environmental Justice Related Information
  - Attachment 35.2....Public Participation and Program Planning Meeting Related Information
  - Attachment 35.3....Public Participation and Program Planning Meeting Related Information

Section 20-10 Federal Policies and Regulations
- 20-10-1 .....National Environmental Regulations
  - 1.1.....Council on Environmental Quality (CEQ) Regulations, 1979 (40 CFR 1500-1508)
- 20-10-5 .....Federal Transportation Policies and Regulations
  - 5.1.....Federal Highway Administration (FHWA) and Urban Mass Transportation Administration (UMTA) Environmental Impact and Related Procedures, 1987 (23 CFR 771 and 49 CFR 622)

5.2.....Federal Highway Administration "Guidance Material for the Preparation of Environmental Documents"
5.3.....Uniform Relocation Assistance and Real Property Acquisition Policies Act OF 1970; Acquisition for Federal and Federally-Assisted Programs
20-10-10.....Federal Natural Resource Policies and Regulations
10.1.....Executive Order 11990 -Wetland Management Guidelines, 1977
10.2.....Federal Highway Administration Wetland Policy, 1977
10.3.....Mitigation of Environmental Impacts on Privately Owned Wetlands (23 CFR 777)
10.4.....Executive Order 11988 -Floodplain Management Guidelines, 1978
10.5.....Regulations for Controlling Certain Activities in Waters of the United States, Corps of Engineers (33 CFR 320, 323, 325 and 330), 1986
10.6.....Guidelines for Specification of Disposal Sites for Dredged or Fill Material (40 CFR 230)
20-10-15.....Federal Air and Noise Regulations
15.1.....FHWA Procedures for Abatement of Highway Traffic Noise and Construction Noise, FAPG Part 772
15.2.....National Ambient Air Quality Standards (40 CFR 50)
20-10-20.....Federal Agricultural Policy
20.1.....Farmland Protection Policy, 1984
20-10-25.....Federal Historic Policy
25.1.....Procedures for the Protection of Historic and Cultural Properties (36 CFR 800)
20-10-30.....Federal Agency Coordination Policy
30.1.....Executive Order 12372, Intergovernmental Review of Federal Programs
20-10-35.....Federal Environmental Justice Policy
35.1.....Executive Order 12898, Federal Actions To Address Environmental Justice In Minority Populations And Low Income Populations
35.2.....U.S. DOT Order To Address Environmental Justice In Minority Populations And Low-Income Populations
35.3.....Federal Highway Administration, Environmental Justice Order # 6640.23
35.4.....Public Involvement Guidelines For Addressing Environmental Justice In Planning And Decision-Making

Section 20-15 Federal Interagency Agreements

20-15-1.....Federal Transportation Agreements with Other Federal Agencies
1.1.....Federal Highway Administration -Coast Guard Memorandum of Understanding (MOU) on Coordinating the Preparation of Environmental Impact Statements
1.2.....Department of Transportation (DOT) -U.S. Forest Service Memorandum of Understanding Related to Forest Highways Over National Forest Lands, 1982
1.3.....Department of Transportation (DOT) -Department of the Army Memorandum of Understanding Related to the Implementation of Section 404 of the Clean Water Act
Attachment 1.1.....U.S. DOT - U.S. Forest Service Memorandum of Understanding Related to Forest Highways Over National Forest Lands

Section 20-20 State Statutes

20-20-1.....State Environmental Statutes
1.1.....Wisconsin Environmental Policy Act (WEPA) of 1972
20-20-5.....State Transportation Statutes
5.1.....SS.83.42 Rustic Roads Act
20-20-10.....State Natural Resources Statutes
10.1.....SS.29.415 Endangered and Threatened Species Protected
10.2.....SS.30.26 Wild Rivers
20-20-15.....State Water Resource Statutes
15.1.....SS.29.29 Noxious Substances
15.2.....SS.30.11 Establishment of Bulkhead Lines
15.3.....SS.30.12 Structures and Deposits in Navigable Waters
15.4.....SS.30.195 Enlargement of Waterways
15.5.....SS.30.20 Removal of Materials From Navigable Waters
15.6.....SS.59.971 Shoreland Zoning
15.7.....SS.87.30 Floodplain Zoning
15.8.....SS.144 Water, Ice, Sewage and Refuse
15.9.....SS.147 Pollution Discharge Elimination System

15.10.....SS.160 Groundwater Protection Standards (1983 Wisconsin Act 410)
20-20-25.....State Relocation Statutes
25.1.....SS.32.05 Rights of Landowners Under Wisconsin Eminent Domain Law
25.2.....SS.32.185 to SS.32.27 Wisconsin Relocation Law
20-20-30.....State Agricultural Statutes
30.1.....SS.91 Farmland Preservation
30.2.....SS.32.035 Agricultural Impact Statement
20-20-35.....State Historical Statute
35.1.....SS.44.22 Historic Preservation Program

Section 20-25 State Policies, Regulations and Guidelines

20-25-1.....State Natural Resource Regulations
1.1.....NR 27 Endangered and Threatened Species
1.2.....NR 116 Floodplain Management Program
1.3.....NR 117 Wisconsin's City and Village Shoreland-Wetland Protection Program
1.4.....NR 400 Air Quality Requirements
1.5.....NR 299 Water Quality Certification
1.6.....Noise Requirements
Attachment 1.1.....NR 116 Procedure
20-25-5.....State Interagency Coordination
5.1.....Governor’s Executive Order 29 -State Agency Coordination

Section 20-30 State Interagency Agreements

20-30-1.....State Agency Agreements
1.1.....Wisconsin Department of Transportation (WisDOT) and Wisconsin Department of Natural Resources (DNR) Cooperative Agreement, 1995
1.2.....Wisconsin Department of Agriculture, Trade, and Consumer Protection (DATCP) - WisDOT Cooperative Agreement, 1987
1.3.....State Historical Society -Wisconsin Department of Transportation Cooperative Agreement
1.4.....Wisconsin Costal Management Program -Memorandum of Understanding
Attachment 1.1.....WisDOT – DNR Cooperative Agreement
Attachment 1.2.....WisDOT - DATCP Cooperative Agreement
Attachment 1.3.....WisDOT - State Historical Society Cooperative Agreement
Attachment 1.4.....Memorandum of Understanding Between the Wisconsin Coastal Management Council and the Departments of Administration and Transportation
20-30-5.....State and Federal Agency Agreements
5.1.....U.S. Forest Service and Wisconsin Department of Transportation 2740 -Memorandum of Understanding on Procedures Related to Highways Over National Forest Lands
5.2.....U.S. Forest Service and State of Wisconsin -Memorandum of Understanding Regarding the Chequamegon and Nicolet National Forests, 1964 as Amended in 1981