



# FACILITIES DEVELOPMENT MANUAL

Wisconsin Department of Transportation

## TABLE OF CONTENTS

### Chapter 20: Environmental Documents, Reports and Permits

#### **Section 20-1 Introduction**

- 20-1-1 ..... Purpose
  - 1.1 ..... Originator
  - 1.2 ..... Goals and Objectives
  - 1.3 ..... Chapter Overview
- Attachment 1.1 ..... Glossary and Acronyms

#### **Section 20-5 Major Laws, Regulations and Agreement Documents**

- 20-5-1 ..... Major Laws, Regulations and Agreement Documents
  - 1.1 ..... Introduction
- 20-5-5 ..... Major Federal Law and Regulations
  - 5.1 ..... National Environmental Policy Act
- 20-5-10 ..... State Law and Administrative Code
  - 10.1 ..... Wisconsin Environmental Policy Act (WEPA) (1.11 Wis. Status)
  - 10.5 ..... Wisconsin Administrative Code - Chapter Trans 400
- 20-5-15 ..... Major State Agreement Documents
  - 15.1 ..... Wisconsin Department of Transportation (WisDOT) and Wisconsin Department of Natural Resources (WDNR) Cooperative Agreement, 1995

#### **Section 20-10 Roles and Responsibilities in the Environmental Documents Process**

- 20-10-1 ..... Roles and Responsibilities
  - 1.1 ..... Introduction
- 20-10-5 ..... WisDOT Staff Responsibilities
  - 5.1 ..... Project Manager (PM)
  - 5.2 ..... Region Environmental Coordinator (REC) and Local Program Management Consultant (LPMC)
  - 5.3 ..... Bureau of Technical Services (BTS), Environmental Process and Documentation (EPDS) and Environmental Services (ESS) Sections
- 20-10-10 ..... Federal Roles
  - 10.1 ..... Federal Highway Administration /Federal Transit Administration

#### **Section 20-15 Environmental Document Types**

- 20-15-1 ..... Environmental Document Types
  - 1.1 ..... Environmental Documents
- 20-15-5 ..... Determining Appropriate Environmental Document Types
  - 5.1 ..... Environmental Impact Statement
  - 5.2 ..... Categorical Exclusions
  - 5.3 ..... Environmental Assessment
  - 5.4 ..... Planning Studies
  - 5.5 ..... Conclusion

#### **Section 20-20 Categorical Exclusion Documents**

- 20-20-1 ..... Introduction
  - 1.1 ..... Categorical Exclusion Documentation Types
- 20-20-5 ..... Categorical Exclusion Checklist
  - 5.1 ..... Process
  - 5.2 ..... Documentation
  - 5.3 ..... Public Involvement
- 20-20-15 ..... Environmental Report
  - 15.1 ..... Actions Covered
  - 15.2 ..... Process
  - 15.3 ..... Documentation

#### **Section 20-25 Environmental Assessments**

- 20-25-1 ..... Introduction

- 20-25-5 .....Process
  - 5.1.....Process Initiation Letter
- 20-25-10 .....Documentation
  - 10.1.....WisDOT Environmental Basic Sheets and Factor Sheets
  - 10.5.....Purpose and Need
  - 10.10.....Agency and Tribal Coordination
  - 10.15.....Public Involvement
  - 10.20.....Alternatives Analysis
  - 10.25.....Environmental Effects
  - 10.30.....Environmental Commitments
  - 10.35.....Environmental Assessment Review and Approval Process

**Section 20-30 Environmental Impact Statements**

- 20-30-1 .....Introduction
- 20-30-5 .....Process
  - 5.1.....Early Coordination
  - 5.2.....Process Initiation Letter
  - 5.3.....Notice of Intent to Prepare a Draft Environmental Impact Statement
  - 5.4.....Scoping
  - 5.5.....Coordination Plan and Impact Analysis Methodologies Documents
- 20-30-10 .....Documentation
  - 10.1.....EIS Documentation Overview
  - 10.2.....EIS Format and Structure
- 20-30-15 .....Options for Preparing Final EISs
  - 15.1.....Traditional Approach
  - 15.2.....Draft EIS Errata Sheets
  - 15.3.....Condensed Final EIS
- 20-30-20 .....Record of Decision
  - 20.1.....ROD for Federal-Aid Projects
  - 20.2.....ROD for State Funded Projects
- 20-30-25 .....Statute of Limitations
- 20-30-30 .....Draft and Final EIS Review, Approval and Circulation Process
  - 30.1.....Review
  - 30.2.....Approval
  - 30.3.....Circulation
- 20-30-35 .....Tiered EIS

**Section 20-35 Environmental Document Review and Approvals**

- 20-35-1 .....Introduction
  - 1.1.....Documents That Require FHWA Approval
  - 1.2.....Documents That Require WisDOT Approval
  - 1.3.....Documents That Require Approval from Other Federal Agencies

**Section 20-40 Re-evaluating Environmental Documents**

- 20-40-1 .....Introduction
- 20-40-5 .....Major Action Approvals
- 20-40-10 .....When is a Re-evaluation Required
  - 10.1.....Consultation
  - 10.2.....Consultation Format
  - 10.3.....Consultation Documentation
- 20-40-15 .....Types of Environmental Documentation Re-evaluations
  - 15.1.....Introduction
  - 15.2.....Memo to File
  - 15.3.....Information for Re-Evaluation of Environmental Document Validity Template
  - 15.4.....Supplemental Environmental Impact Statement
  - 15.5.....New Environmental Document
- 20-40-20 .....Resource Agency, Tribal, Public and Governmental Coordination
  - 20.1.....Introduction
  - 20.2.....Resource Agencies
  - 20.3.....Tribes
  - 20.4.....Public and Governmental Involvement

**Section 20-45 Other Required Documents**

20-45-1 .....Introduction

20-45-5 .....Section 4(f) of the Department of Transportation Act of 1966

5.1.....Introduction

5.2.....Section 4(f) Purpose

5.3.....Section 4(f) Applicability

5.4.....Assessing Use of Section 4(f) Properties

5.5.....Role of Jurisdictional Authority

5.6.....Section 4(f) Approval Methods

5.7.....Document Distribution and Approval

20-45-10 .....Land and Water Conservation Act Fund Lands and Section 6(f)

10.1.....Section 6(f) Conversion Policy

10.2.....Section 6(f) Small Conversion Policy

20-45-15 .....Specially Funded Properties

20-45-20 .....Section 106 of the National Historic Preservation Act of 1966

20-45-25 .....Federal Highway Administration Wetland Finding

25.1.....Requirements

20-45-30 .....FHWA Floodplain Finding

20-45-35 .....Facilities Repeatedly Requiring Repair and Reconstruction

20-45-40 .....Agricultural Impact Statement

40.1.....Less than 1.0 Acre of Acquisition from a Single Farm Operation: Non-Significant Acquisitions

40.2.....Acquisition of Between 1.0 and 5.0 Acres from a Single Farm Operation: Summary Agricultural Impact Notification (AIN)

40.3.....More than 5.0 Acres of Acquisition from a Single Farm Operation: Formal Agricultural Impact Notice (AIN)

40.4.....Processing an Agricultural Impact Statement (AIS)

40.5.....Renotification Requirements

20-45-45 .....Natural Resources Conservation Service Farmland Conservation Impact Rating

45.1.....Instructions for Completing Form NRCS-CPA-106 or Form AD-1006 When Part VI Is Less Than 60 Points

20-45-50 .....Deed Restrictions and Easements

**Section 20-50 Permits**

20-50-1 .....Permits

1.1.....Introduction

20-50-5 .....Federal Water Resource Permits

5.1.....Section 404 Permits

5.2.....Section 9 Permits and Application

5.3.....Section 10 Permits

20-50-10 .....Other Federal Permits

10.1.....Migratory Bird Treaty Act of 1918

10.2.....The Bald and Golden Eagle Protection Act of 1940

20-50-15 .....Tribal Permits

20-50-20 .....State Permits

20.1.....WDNR 401 Water Quality Certification/Final WDNR Concurrence

20.5.....WisDOT Exemptions from WDNR Permits