

From: [Ogura, Christine](#)
To: [BrownScott, Jennifer](#)
Subject: Fw: CZMA
Date: Thursday, October 7, 2021 8:35:16 AM
Attachments: [Outlook-rq4o4hrb.png](#)

FYI below.

Thanks and please take care,
Christine

Christine Ogura
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[A Beginner's Guide to the National Wildlife Refuge System](#)
[Why Visit National Wildlife Refuges?](#)

From: Morris, Kendal <kendal_morris@fws.gov>
Sent: Thursday, October 7, 2021 8:33 AM
To: Ogura, Christine <christine_ogura@fws.gov>
Subject: CZMA

A little info on CZMA (16 USC 1451-1466)

The CZMA established the **National Coastal Zone Management Program**, a voluntary program for states. If a state decides to participate in the program, it must develop and implement a **comprehensive management program** pursuant to Federal requirements. See CZMA § 306(d) (16 U.S.C. 1455(d)); 15 CFR part 923. Of the thirty-five coastal states that are eligible to participate in the National Coastal Zone Management Program, all except Alaska have federally-approved management programs.

The State of Washington **Department of Ecology** administers Washington's Coastal Zone

Management (CZM) Program, which meets the broader national interests of "protecting, restoring, and responsibly developing the state's marine shorelines in Puget Sound and Pacific Ocean coast."

Link: [Coastal zone management - Washington State Department of Ecology](#)

CZMA "Federal consistency" provisions require that **Federal actions that have reasonably foreseeable coastal effects** be consistent with the enforceable policies of federally approved management programs. Of course granting an aquaculture lease within Dungeness NWR would be a State action and not a Federal action.

Here's the link to the Washington State aquaculture permitting page. Note that the applicant must submit a Coastal Zone Management federal consistency form as part of their application.

[Shellfish aquaculture - Washington State Department of Ecology](#)

Shellfish aquaculture - Washington State Department of Ecology

A new normal. Because of requirements mandated by a court ruling that vacated the U.S. Army Corps of Engineers' (Corps) Nationwide Permit 48 (NWP 48) in Washington state and an a new EPA Section 401 rule, we had to quickly adapt our processes to meet these new requirements and prescribed timelines.. NWP 48 previously authorized most commercial shellfish farms in the state of Washington.

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