

Federal Consistency Certification

Federal agencies are required to inform applicants for listed federal licenses and permits of the applicant's responsibility for notification to the State and submission of required information and a consistency certification. The notice and consistency certification shall comply with 15 CFR §930.57 and §930.58.

Applicants should consult with the Maryland CZMP at the earliest practicable time for assistance regarding the Maryland CZMP policies applicable to the proposed project and certification requirements.

When satisfied that the proposed activity meets the federal consistency requirements, all applicants for federal licenses or permits subject to consistency shall provide in the application to the federal licensing or permitting agency a certification that the proposed activity complies with and will be conducted in a manner consistent with the State's approved management program. The applicant's consistency certification shall be in letter format and be accompanied by the necessary data and information. The consistency certification shall contain the following statement:

"The proposed activity complies with Maryland's approved coastal management program and will be conducted in a manner consistent with such program."

At the same time an application is submitted to the federal agency for a listed federal license or permit, the applicant shall transmit a copy of the application and consistency certification to the Maryland CZMP.

3.2.2 Necessary Data and Information

The applicant shall furnish the Maryland CZMP with necessary data and information along with the consistency certification. Such information and data shall include:

3.2.2.1 A detailed description of the proposed activity and its associated facilities. This description should be adequate to permit an assessment of their probable coastal zone effects. This includes, but is not limited to, a copy of the federal permit application package, maps, diagrams, technical data, etc.

3.2.2.2 A brief assessment relating the probable coastal zone effects of the proposed project and its associated facilities on any land or water use or natural resource of the coastal zone to the relevant enforceable policies of the Maryland CZMP.

3.2.2.3 A brief set of findings, derived from the above assessment, indicating that the proposed activity, its associated facilities, and their effects are all consistent with the provisions of the Maryland CZMP.

3.2.2.4 Upon the applicant's request, the Maryland CZMP shall provide assistance for developing the assessment and findings described in items 3.2.2.2 and 3.2.2.3.