

APPENDIX V

Coastal Zone Consistency Determination

# FLORIDA COASTAL ZONE MANAGEMENT PROGRAM FEDERAL CONSISTENCY EVALUATION PROCEDURES

## 1. **Chapter 161, Beach and Shore Preservation.**

The intent of the coastal construction permit program established by this chapter is to regulate construction projects located seaward of the line of mean high water and which might have an effect on natural shoreline processes.

Response: The proposed project is not located in a beach area. Therefore, the project would not apply to this chapter.

## 2. **Chapters 186 and 187, State and Regional Planning.**

These chapters establish the State Comprehensive Plan which sets goals that articulate a strategic vision of the State's future. It's purpose is to define in a broad sense, goals, and policies that provide decision-makers directions for the future and provide long-range guidance for an orderly social, economic and physical growth.

Response: This project will be coordinated with the Tampa Bay Regional Planning Council and the State Clearinghouse. Therefore, this project would comply with the intent of this Chapter.

## 3. **Chapter 252, Disaster Preparation, Response and Mitigation.**

This chapter creates a state emergency management agency, with the authority to provide for the common defense; to protect the public peace, health and safety; and to preserve the lives and property of the people of Florida.

Response: The dredging and placement would be consistent with the intent of this Chapter.

## 4. **Chapter 253, State Lands.**

This chapter governs the management of submerged state lands and resources within state lands. This includes archeological and historical resources; water resources; fish and wildlife resources; beaches and dunes; submerged grass beds and other benthic communities; swamps, marshes and other wetlands; mineral resources; unique natural features; submerged lands; spoil islands; and artificial reefs.

Response: The dredging and placements would not affect state lands. The proposal would comply with the intent of this chapter.

**5. Chapters 253, 259, 260, and 375, Land Acquisition.**

This chapter authorizes the state to acquire land to protect environmentally sensitive areas.

Response: Since the affected property already is in public ownership, this chapter would not apply.

**6. Chapter 258, State Parks and Aquatic Preserves.**

This chapter authorizes the state to manage state parks and preserves. Consistency with this statute would include consideration of projects that would directly or indirectly adversely impact park property, natural resources, park programs, management or operations.

Response: The proposed work would not affect any parks or preserves, and would, therefore, be consistent with this chapter.

**7. Chapter 267, Historic Preservation.**

This chapter establishes the procedures for implementing the Florida Historic Resources Act responsibilities.

Response: The maintenance of this existing navigation channel has been coordinated with the Florida State Historic Preservation Officer. Procedures will be implemented to avoid affects on unidentified historic properties, which may be located within the affected areas. Remote sensing surveys will be completed to identify historic properties, which may be eligible for inclusion in the National Register of Historic Places, in the navigation channel and in the proposed disposal areas. Therefore, the work will be consistent with the goals of this chapter.

**8. Chapter 288, Economic Development and Tourism.**

This chapter directs the state to provide guidance and promotion of beneficial development through encouraging economic diversification and promoting tourism.

Response: The expansion of the turning basin encourages the development Tampa Harbor and economic growth of the area. Therefore, the work would be consistent with the goals of this chapter.

**9. Chapters 334 and 339, Public Transportation.**

This chapter authorizes the planning and development of a safe balanced and efficient transportation system.

Response: The expansion of the turning basin promotes recreational and commercial navigation within Tampa Harbor. Therefore, the work would comply with the goals of this chapter.