

Appendix G

New York State Environmental Quality Review Act Regulations (6 NYCRR Part 617)

Selected coastal policy and LWRP consistency provisions of SEQRA regulations, adopted in accordance with
Article 42 of the State Executive Law

**SEQRA
COASTAL POLICY AND LWRP CONSISTENCY PROVISIONS**

The following excerpts to SEQRA regulations were adopted in accordance with Article 42 of the State Executive Law. State consistency provisions in Article 42 and 19 NYCRR Part 600 and SEQRA regulations in 6 NYCRR Part 617 require inclusion and consideration of State coastal policies and the policies and purposes of State approved Local Waterfront Revitalization Programs in State agency decision-making, and require the actions of State agencies to be consistent with State coastal policies, or with the policies and purposes of approved Local Waterfront Revitalization Programs.

1. DEFINITIONS

6 NYCRR Part 617.2(f) - "Coastal area" means the state's coastal waters and the adjacent shorelands, as defined in Article 42 of the Executive Law, the specific boundaries of which are shown on the coastal area map on file in the Office of the Secretary of State, as required by Section 914(2) of the Executive Law.

2. CONTENT OF EIS

6 NYCRR Part 617.9(b)(5)(vi) - for a state agency action in the coastal area the action's consistency: with the applicable coastal policies contained in 19 NYCRR Part 600.5; or when the action is in an approved local waterfront revitalization program area, with the local program policies.

3. DECISION-MAKING AND FINDINGS REQUIREMENTS

6 NYCRR Part 617.11(e) - No state agency may make a final decision on an action that has been the subject of a final EIS and is located in the coastal area until the agency has made a written finding that the action is consistency with applicable policies set forth in 19 NYCRR 600.5. When the Secretary of State has approved a local government waterfront revitalization program, no state agency may make a final decision on an action, that is likely to affect the achievement of the policies and purposes of such program, until the agency has made a written finding that the action is consistent to the maximum extent practicable with that local waterfront revitalization program.

4. DOCUMENT FILING AND DISTRIBUTION

6 NYCRR Part 617.(b)(7) - For state agency actions in the coastal area a copy of the EIS must be provided to the Secretary of State.

5. SEQRA FULL AND SHORT ENVIRONMENTAL ASSESSMENT FORMS

A note at the end of Section E of a SEQRA Full EAF, and at the end of a Short EAF, states: "If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment."

