

# APPENDIX G

## FEDERAL CONSISTENCY

*§319(b)(2)(F) calls for each State Management Program to contain an identification of federal financial assistance programs and federal development projects for which the state will review individual assistance applications or development projects for their effect on water quality, to determine whether such activities would be consistent with the State Management Program. The Texas Review and Comment System (TRACS) will be utilized to fulfill this requirement. Consistency review of urban, non-agricultural, non-silvicultural programs is the responsibility of the TCEQ. Consistency of agricultural and silvicultural programs is reviewed by the TSSWCB.*

### **TCEQ Review of Federal Assistance Programs**

*This list of Federal Assistance programs was developed from the 2004 Catalog of Federal Domestic Assistance for potential use by the TCEQ in the development and administration of its NPS Management Program. Some of these programs may be reviewed by the TCEQ for consistency with its NPS Management Program. Any federal programs which the State identifies as inconsistent with its management program will be brought to the attention of the EPA. No inconsistent programs have been identified at this time.*

#### **Department of Commerce**

##### **Economic Development Administration**

- 11.300 *Economic Development - Grants for Public Works and Economic Development Facilities*
- 11.302 *Economic Development - Support for Planning Organizations*
- 11.303 *Economic Development - Technical Assistance*
- 11.307 *Economic Adjustment Assistance*

##### **National Oceanic and Atmospheric Administration**

- 11.405 *Anadromous Fish Conservation Act Program*
- 11.407 *Interjurisdictional Fisheries Act of 1986*
- 11.415 *Fisheries Finance Program*
- 11.417 *Sea Grant Support*
- 11.419 *Coastal Zone Management Administration Awards*
- 11.420 *Coastal Zone Management Estuarine Research Reserve*
- 11.426 *Financial Assistance for National Centers for Coastal Ocean Science*
- 11.427 *Fisheries Development and Utilization Research and Development Grants and Cooperative Agreements Program*
- 11.429 *Marine Sanctuary Program*
- 11.441 *Regional Fishery Management Councils*

## **Department of Defense**

### **Department of the Army, Office of the Chief of Engineers**

- 12.100 *Aquatic Plant Control*
- 12.101 *Beach Erosion Control Projects*
- 12.104 *Flood Plain Management Services*
- 12.105 *Protection of Essential Highways, Highway Bridge Approaches and Public Works*
- 12.106 *Flood Control Projects*
- 12.107 *Navigation Projects*
- 12.108 *Snagging and Clearing for Flood Control*
- 12.109 *Protection, Clearing and Straightening Channels*
- 12.110 *Planning Assistance to States*
- 12.114 *Collaborative Research and Development*

### **Office of the Assistant Secretary (Economic Security)**

- 12.612 *Community Base Reuse Plans*
- 12.613 *Growth Management Planning Assistance*

## **Department of Housing and Urban Development**

### **Housing**

- 14.112 *Mortgage Insurance for Construction or Substantial Rehabilitation of Condominium Projects*
- 14.117 *Mortgage Insurance - Homes*
- 14.126 *Mortgage Insurance - Cooperative Projects*
- 14.127 *Mortgage Insurance - Manufactured Home Parks*

### **Community Planning and Development**

- 14.218 *Community Development Block Grants/Entitlement Grants*
- 14.219 *Community Development Block Grants/Small Cities Program*

### **Public and Indian Housing**

- 14.862 *Indian Community Development Block Grant Program*

## **Department of the Interior**

### **Bureau of Land Management**

- 15.214 *Non-sale Disposals of Mineral Material*
- 15.225 *Recreation Resource Management*

### **Office of Surface Mining Reclamation and Enforcement**

- 15.250 *Regulation of Surface Coal Mining and Surface Effects of Underground Coal Mining*
- 15.252 *Abandoned Mine Land Reclamation (AMLR) Program*

### **Fish and Wildlife Service**

- 15.605 *Sport Fish Restoration*
- 15.611 *Wildlife Restoration*
- 15.614 *Coastal Wetlands Planning, Protection and Restoration Act*
- 15.615 *Cooperative Endangered Species Conservation Fund*

### **Geological Survey**

- 15.805 *Assistance to State Water Resources Research Institutes*
- 15.808 *U. S. Geological Survey - Research and Data Acquisition*

### **National Park Service**

- 15.916 *Outdoor Recreation - Acquisition, Development and Planning*
- 15.919 *Urban Park and Recreation Recovery Program*

## **Department of Transportation**

### **Federal Aviation Administration**

- 20.106 *Airport Improvement Program*

### **Federal Highway Administration**

- 20.205 *Highway Planning and Construction*
- 20.219 *Recreational Trails Program*

### **Federal Railroad Administration**

- 20.312 *High Speed Ground Transportation - Next Generation High Speed Rail Program*

### **Federal Transit Administration**

- 20.500 *Federal Transit Capital Investment Grants*
- 20.507 *Federal Transit Formula Grants*
- 20.509 *Formula Grants for Other Than Urbanized Areas*

## **Maritime Administration**

- 20.801 *Development and Promotion of Ports and Intermodal Transportation*
- 20.812 *Construction Reserve Fund*

## **General Services Administration**

- 39.002 *Disposal of Federal Surplus Real Property*

## **Small Business Administration**

- 59.012 *Small Business Loans*

## **Environmental Protection Agency**

### **Office of Air and Radiation**

- 66.001 *Air Pollution Control Program Support*

### **Office of Water**

- 66.419 *Water Pollution Control - State and Interstate Program Support*
- 66.424 *Surveys, Studies, Demonstrations and Special Purpose - §1442 of the Safe Drinking Water Act*
- 66.433 *State Underground Water Source Protection*
- 66.439 *Targeted Watershed Initiative*
- 66.454 *Water Quality Management Planning*
- 66.456 *National Estuary Program*
- 66.458 *Capitalization Grants for Clean Water State Revolving Funds*
- 66.460 *Nonpoint Source Implementation Grants*
- 66.461 *Wetland Program Development Grants*
- 66.463 *Water Quality Cooperative Agreements*
- 66.468 *Capitalization Grants for Drinking Water State Revolving Funds*
- 66.472 *Beach Monitoring and Notification Program Implementation Grants*
- 66.474 *Water Protection Grants to the States*
- 66.475 *Gulf of Mexico Program*
- 66.476 *Vulnerability Assessments and Related Security Improvements at Large Drinking Water Utilities*
- 66.477 *Vulnerability Assessments and Related Security Improvements at Large Privately-Owned Community Drinking Water Utilities*
- 66.478 *Water Security Training and Technical Assistance Grant Program*

**Offices of Air and Radiation; Water; Environmental Justice;  
Environmental Information; Enforcement and Compliance Assurance;  
Pesticides, Prevention and Toxic Substances; and Solid Waste and  
Emergency Response**

66.500 *Environmental Protection - Consolidated Research*

66.600 *Environmental Protection Consolidated Grants  
Program Support*

66.605 *Performance Partnership Grants*

**Office of Enforcement and Compliance Assurance**

66.700 *Consolidated Pesticide Enforcement Cooperative  
Agreements*

**Office of Prevention, Pesticides and Toxic Substances**

66.708 *Pollution Prevention Grants Program*

**Office of Solid Waste and Emergency Response**

66.805 *Leaking Underground Storage Tank Trust Fund Program*

**Office of Research and Development**

66.807 *Superfund Innovative Technology Evaluation Program*

**Office of Environmental Education**

66.951 *Environmental Education Grants*

**Department of Energy**

**Civilian Radioactive Waste Management**

81.065 *Nuclear Waste Disposal Siting*

**Office of Environmental Management**

81.104 *Office of Technology Development and Deployment for Environmental  
Management*

**TCEQ Review of Federal Development Projects**

*The following is a list of the types of plans and development projects that are initiated and managed by Federal agencies which may have an impact on the State's nonpoint source management program. Not all of the activities listed below will be eligible for §319 federal consistency reviews pursuant to Executive Order 12372.*

## **USDA, Forest Service**

*Forest Plans*  
*Resource Area Analyses*  
*Integrated Resource Management Plans*  
*Timber Activities/Sales*  
*Range Activities/Game Range Analysis*  
*Chemicals/Herbicides*  
*Area Analysis/Cumulative Impacts Analysis*  
*Recreation Development*  
*Transportation Plans*  
*Soil and Water Management*  
*Water Uses and Development*  
*Soil and Water Improvement Projects*  
*Public Water Supply Watershed Management*  
*Hydrologic Modification*  
*Wetlands Protection*  
*"Every Species Counts" - recovery of threatened/endangered flora, fauna, fish, wildlife, invertebrates, plants*  
*Watershed, Fish, Wildlife, Air and Rare Plants Program*  
*Riparian Management and Restoration and Wetlands Habitats Programs*  
*Minerals Exploration and Development*  
*Fuels Management*  
*Applications for Permits to Drill*  
*Oil and Gas Leasing/Reclamation Plans*  
*Hydropower Licensing Activity in Coordination with Federal Energy Regulatory Commission (FERC)/Special Use Permitting*  
*ORV (Off-road Vehicles) Activities*  
*Forest Fire Protection*  
*Soil and Water Monitoring Program*  
*Allotment Management Planning and Administration*  
*Road Construction and Maintenance*  
*Municipal Watershed Management Program*  
*Floodplain Modifications*

## **USDA, Natural Resources Conservation Service/Farm Service Agency**

*Small Watershed Program*

## **Department of the Interior, Bureau of Land Management**

*Watershed Projects*  
*Mineral Exploration and Development*  
*Coal, Oil and Gas Leasing*  
*Coal Reclamation*

*Road Restoration, Upgrades and Closures*  
*Timber Activities*  
*Rangeland Management Program*  
*Chemical Pest Control/Pesticide Use Report*  
*"Bring Back the Natives" - Conservation of Native Fishes*  
*Area Analysis/Cumulative Impacts*  
*Resource Management Plans*  
*Wetlands Protection*  
*Riparian Management Areas and Riparian Reserves*  
*Hydrologic Units Mapping*  
*Transportation Plans*  
*Areas of Critical Environmental Concern (ACEC) Plans*

## **Department of the Interior, Bureau of Reclamation**

*National Desalination Clearinghouse*  
*Fisheries Applications Research*  
*Flood Hydrology*  
*Geotechnical Engineering*  
*Hydroelectric Research*  
*National Irrigation Water Quality Program (NIWQP)*  
*Remote Sensing and GIS*  
*Resource Management and Planning*  
*River Systems and Meteorology*  
*Sedimentation and River Hydraulics*  
*Stream Corridor Restoration*  
*Water Conservation Field Services Program*  
*Water Operations - Upper and Lower Colorado River Regions*

## **Department of the Interior, Fish and Wildlife Service**

*Management of National Wildlife Conservation - Refuges and Proposed Acquisitions*

## **Department of the Interior, Surface Mining**

*Regulation of active mines and reclamation of abandoned mines*  
*Abandoned Mine Lands (AML) Program*

## **Department of Defense, Defense Installations**

*Land Management Plans*  
*Location, design and acquisition of new or expanded defense installations*

## **Department of Defense, Corps of Engineers**

*Dredging*  
*Channel Improvement*

*Breakwaters*  
*Harbors and navigation channels*  
*Erosion control structures*  
*Shoreline Protection - Beach Replenishment*  
*Regulation/Permitting - including wetlands*  
*Dams or flood control works*  
*Ice management practices*  
*Land acquisition for spoil disposal or other purposes*  
*Selection of open water disposal sites*

### **Department of Transportation, Federal Aviation Administration**

*Location, design, construction, maintenance and demolition of Federal aids to air navigation*

### **Department of Transportation, U.S. Coast Guard**

*Location, design, construction, or enlargement of Coast Guard stations, bases, and lighthouses*

*Location, placement, or removal of navigation devices which are not part of the routine operations under the Aids to Navigation Program*

*Expansion, abandonment, designation of anchorages, lighting areas, or shipping lanes and ice management practices and activities*

### **General Services Administration**

*Acquisition, location, and design of proposed Federal government property or buildings, whether leased or owned by the Federal government*