

Regulatory Consultations

APPENDIX C AGENCY CONSULTATION

The Navy has consulted with regulatory agencies as appropriate during the National Environmental Policy Act process and prior to implementation of the Proposed Action to ensure requirements have been met. The following is a list of the Gulf of Alaska (GOA) regulatory agency consultation documentation. Agency correspondence and supporting documentation can be found on the GOA Environmental Impact Statement (EIS) website at www.gulfofalaskanavyeis.com.

U.S. Fish and Wildlife Service, Alaska Region, Endangered Species Act

- U.S. Navy, February 2010. Gulf of Alaska Navy Training Activities Biological Evaluation.
- U.S. Fish and Wildlife, March 24, 2010. Concurrence Letter, Gulf of Alaska Navy Training Activities (Consultation #2010-0075).

National Oceanic and Atmospheric Administration - National Marine Fisheries Service, Headquarters, Endangered Species Act

- U.S. Navy, April 2008. Request for Endangered Species Act Section 7 consultation.
- U.S. Navy, March 2010. Request for formal Endangered Species Act Section 7 consultation.

National Oceanic and Atmospheric Administration - National Marine Fisheries Service, Headquarters, Marine Mammal Protection Act

- U.S. Navy, March 2009. Request for five-year Letter of Authorization.
- U.S. Navy, August 2009. Request for review of working draft of Environmental Impact Statement (Draft EIS Version 3).
- U.S. Navy, November 2009. Revised request for five-year Letter of Authorization
- National Marine Fisheries Service, February 3, 2010. Taking and Importing Marine Mammals; Navy Training Activities Conducted in the Gulf of Alaska; Notice of receipt of application for letter of authorization. Published in the Federal Register (75 FR 5575 - 5576).
- National Marine Fisheries Service, October 19, 2010. Taking and Importing Marine Mammals; Military Training Activities Conducted Within the Gulf of Alaska (GoA) Temporary Maritime Activities Area (TMAA); Proposed Rule. Published in the Federal Register (75 FR 64508 - 64583).

National Oceanic and Atmospheric Administration - National Marine Fisheries Service, Magnuson-Stevens Fishery Conservation and Management Act

- U.S. Navy, August 2010. Gulf of Alaska (GOA) Navy Training Activities Essential Fish Habitat Assessment.
- National Marine Fisheries Service, January 4, 2011. Essential Fish Habitat Assessment consultation letter.
- U.S. Navy, January 24, 2011. Essential Fish Habitat Assessment consultation response letter.

Alaska Department of Natural Resources, Alaska Coastal Management Program, Coastal Zone Management Act

- U.S. Navy, June 2009. Request for Agency Preliminary Review of GoA Navy Training Activities EIS/OEIS for Alaska Coastal Management Program Applicability and Enforceable Policy Guidance.
- Alaska Department of Natural Resources, Alaska Coastal Management Program, August 27, 2009. Agency preliminary review response letter.
- U.S. Navy, July 2010. Coastal Zone Management Act *de minimis* statement letter.
- Alaska Department of Natural Resources, Alaska Coastal Management Program, October 14, 2010. De Minimis Consistency Response-Agreement.

Alaska Department of Natural Resources, Office of History and Archaeology, State Historic Preservation Office, National Historic Preservation Act, Section 106

- U.S. Navy, April 2010. National Historic Preservation Act Section 106 Determination for Gulf of Alaska Navy Training Activities.
- Alaska Department of Natural Resources, Office of History and Archaeology, State Historic Preservation Office, May 2010. Notice of No Historic Properties Affected.

Government to Government Consultation

- Department of Defense, March 2008. Kaguyak Tribal Council Notification Letter of anticipated U.S. Navy training activities in the Gulf of Alaska.
- Department of Defense, April 2008. Yakutat Tlingit Tribal Council Notification Letter of anticipated U.S. Navy training activities in the Gulf of Alaska.
- Native Village of Port Lions, June 9, 2008. Letter of No Concerns.
- Department of Navy, June 2008. Internal Memo with Status of Response of Tribes to GOA EIS letters.
- Department of Navy, December 2009. Native Village of Afognak Notification Letter of anticipated U.S. Navy training activities in the Gulf of Alaska.
- Department of Navy, December 2009. Native Village of Chenega Notification Letter of anticipated U.S. Navy training activities in the Gulf of Alaska.
- Department of Navy, December 2009. Native Village of Eyak Notification Letter of anticipated U.S. Navy training activities in the Gulf of Alaska.
- Department of Navy, December 2009. Kaguyak Village Notification Letter of anticipated U.S. Navy training activities in the Gulf of Alaska.
- Department of Navy, December 2009. Lesnoi Village Notification Letter of anticipated U.S. Navy training activities in the Gulf of Alaska.
- Department of Navy, December 2009. Native Village of Old Harbor Notification Letter of anticipated U.S. Navy training activities in the Gulf of Alaska.
- Department of Navy, December 2009. Native Village of Ouzinkie Notification Letter of anticipated U.S. Navy training activities in the Gulf of Alaska.
- Department of Navy, December 2009. Native Village of Port Graham Notification Letter of anticipated U.S. Navy training activities in the Gulf of Alaska.
- Department of Navy, December 2009. Native Village of Port Lions Notification Letter of anticipated U.S. Navy training activities in the Gulf of Alaska.
- Department of Navy, December 2009. Shoonaq' Tribe of Kodiak Notification Letter of anticipated U.S. Navy training activities in the Gulf of Alaska.
- Department of Navy, December 2009. Native Village of Tatitlek Notification Letter of anticipated U.S. Navy training activities in the Gulf of Alaska.
- Department of Navy, December 2009. Yakutat Tlingit Tribe Notification Letter of anticipated U.S. Navy training activities in the Gulf of Alaska.
- Native Village of Afognak, January 22, 2010. Native Village of Afognak Response Letter.
- Native Village of Eyak, January 22, 2010. Native Village of Eyak Response Letter

Federal Aviation Administration (FAA) Correspondence

- U.S. Navy, May 2009. OPNAV Recommendation ICO Navy Training Activities in the Gulf of Alaska letter.