

SECTION 400.00 - STATE AND LOCAL PROJECTS

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This section briefly discusses environmental requirements for state funded and local projects.

410.00 State funded projects

410.01 State funded with federal nexus

State funded projects with a federal nexus must comply with NEPA and all other federal environmental laws, executive orders, and other related requirements, including but not limited to, Section 106 of the Historic Preservation Act, Section 4(f) of the Department of Transportation Act, various sections of the Clean Water Act and Section 7 of the Endangered Species Act.

A federal nexus applies to an action when any of the following occur:

- federal funds are used,
- federal land is used,
- or federal permits, license or approvals are required as part of the undertaking.

Reference (23 CFR 771). If in doubt about specific triggers for a federal nexus, contact HQ Environmental.

410.02 State funded with no federal nexus

- Projects with no federal nexus may be approved in accordance with District procedures.
- HQ Cultural Resource requests a notice of state funded project actions prior to construction so resources can be documented by HQ prior to any impacts.
- Districts may choose to follow a federal approval process on state funded projects to allow flexible funding options in the future.

420.00 Local Projects

Environmental documents on local projects managed by the Local Highway Technical Assistance Council (LHTAC) will be submitted through LHTAC to ITD HQ Environmental for review and approval. Environmental documents for all other local projects, including Transportation Enhancement, Safe Routes to School, and Scenic Byway Programs will be submitted through the ITD District office for review and approval.

Local sponsors are encouraged to communicate with ITD environmental staff prior to project application to understand the deliverables, schedule and costs related to the environmental evaluation.

Note: ITD does not review or approve environmental documents for federally funded local projects that are not programmed in the approved ITD Statewide Transportation Improvement Program.