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CAHA

**CAPE HATTERAS NATIONAL SEASHORE
ORV MANAGEMENT PLAN / EIS / REG-NEG
INTEGRATED MAJOR MILESTONES
Review Draft, Revised 11.6.2006**

- NOTE-- ASSUMPTIONS for planning purposes in this table:*
- 1. Following publication of the NOI to Establish a Negotiated Rulemaking Committee and analysis of public comment, the NPS would establish a committee and proceed with a negotiated rulemaking*
 - 2. NOI's for the EIS and the Negotiated Rulemaking Committee would be published early in 2006.*
 - 3. Begins with today, steps already completed are not included. Processes would be completed within 2 years of establishment of committee; no extension would need to be requested.*
 - 4. Dates are estimates. Changes may be necessary.*

REG-NEG for ORV Special Regulation	ORV Management Plan/EIS
<p><u>Nov. 2006</u> Plan for February collaboration workshop.</p>	<p><u>Nov. 2006</u> Nov. 7-9 Follow-up internal scoping meeting at CAHA. Plan for public scoping and agency scoping.</p>
<p><u>Dec. 2006</u> Plan for February collaboration workshop.</p>	<p><u>Dec. 2006</u> Dec. 12 NPS receives draft internal scoping report from LB. Dec. 24 NPS completes review/entry of comment on draft internal scoping report in PEPC</p>
<p><u>Jan 2007</u> Est Jan 25 Federal Register publication of Notice of Intent to establish a negotiated rulemaking committee, 30 day public comment period begins</p>	<p><u>Jan 2007</u> Jan. 2 NPS resolves any conflicting ISR comments Jan 22 NPS receives draft final ISR, verifies comments incorporated Jan 25 EQD approves/sends any final corrections to LB for ISR Est. Jan 25 Federal Register publication of Notice of Intent to prepare an environmental impact statement.</p>

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<p><u>Feb 2007</u> Feb 8-9 collaboration workshop, proposed reg-neg committee members and public</p> <p>Feb. 10 EQD and U.S. Institute begin discussion of tasks and budget for next phase of reg-neg</p> <p>Est Feb 25 30 day NOI public comment period ends</p> <p>Feb 27 EQD begins Entry/analysis of public comment in PEPC.</p> <p>Plan for 2nd-pre-convening workshop</p>	<p><u>Feb 2007</u> Feb 1 NPS issues public scoping mtg. news release and mails public scoping newsletter/brochure</p> <p>Feb 6 NPS receives final ISR and posts on public side of PEPC</p> <p>Feb 10 EQD completes draft SOW and IGE for next phase of NEPA planning</p> <p>Feb 27 – March 2 Public scoping meetings</p>
<p><u>Mar 2007</u> March 17 EQD posts preliminary comment analysis report in NPS / neutral facilitation team, park, SERO reviews preliminary comment analysis report.</p> <p>March 24 comments due in PEPC on preliminary comment analysis report</p> <p>March 31 EQD posts final comment analysis report on internal side of PEPC</p>	<p><u>Mar 2007</u> March 1 LB begins PEPC correspondence entry/Analysis of public comment from the public scoping period</p> <p>March 16 EIS public scoping comment period ends (public encouraged to submit comments etc. by March 16 to be most useful)</p> <p>March 13 NPS receives draft coding structure from LB</p> <p>March 15 NPS call with LB to finalize coding structure</p> <p>March 23 LB completes entry of correspondence in PEPC</p>

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<p><u>Apr 2007</u> 2nd pre-convening workshop</p> <p>April 3 – 6 NPS reviews final comment analysis report,</p> <p>April 7 conference call to discuss consensus recommendation for NPS decision whether to conduct negotiated rulemaking and if so, the final membership and alternates to recommend to DOI, any other questions relating to Notice of Establishment of FACA committee, charter, and meetings schedule</p> <p>April 10 – 13 EQD prepares draft Notice of Establishment (NOE) of FACA committee, committee charter, list of committee members, and notice of meeting(s) of the committee for publication in the Federal Register,</p> <p>April 14 EQD sends draft NOE, Charter, and meetings notice to neutral facilitation team, park, SOL, SERO for review</p> <p>April 25 Comments due to all</p> <p>April 26 Conference call to resolve comments</p> <p>April 28 EQD submits NOE, charter, meeting notice to SERO for NPS / DOI approval process</p> <p>April 30 EQD submits SOW and budget agreed upon with U.S. Institute to WASO for obligation under interagency agreement</p>	<p><u>Apr 2007</u> April 5 NPS receives preliminary content analysis report from LB</p> <p>April 10 NPS sends comment on preliminary content analysis report to LB</p> <p>April 17 NPS receives final comment analysis report from LB and posts it on the public side of PEPC</p> <p>April 25 agency scoping meeting (if needed, includes presentation on info from public scoping)</p> <p>April 27 IDT meeting to discuss range of alternatives considering public comment and agency scoping</p> <p>April 30 EQD submits PR with SOW and IGE to SERO contracting to modify LB contract for next phase</p>
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<p><u>May 2007</u></p>	<p><u>May 2007</u></p> <p>Possible public workshops on range of alternatives. (Information from these meetings would be given to reg neg committee when it formally convenes)</p>
<p><u>Jun 2007</u></p>	<p><u>Jun 2007</u></p> <p>IDT refines alternatives based on input from public workshops, defines impact analysis thresholds, NEPA contractor begins preliminary impact analysis on no action alternative.</p>
<p><u>Jul 2007</u></p> <p>Est July 25 Notice of Establishment of FACA committee is published in the Federal Register with at least 15 days notice for first meeting</p>	<p><u>July 2007</u></p> <p>Preliminary impact analysis continues.</p>
<p><u>Aug 2007</u></p> <p>August 15 Neutral facilitation team sends materials for first meeting to members, park posts materials on PEPC</p>	<p><u>Aug 2007</u></p> <p>Draft economic and other impact analysis of the "no action" alternative are completed for internal NPS review.</p>
<p><u>Sept 2007</u></p> <p>Begin committee meetings Sept. 15 Meeting 1 discussion / approval of ground rules, discuss & establish subcommittees</p>	<p><u>Sept 2007</u></p> <p>IDT discusses draft preliminary internal scoping report and public comment analysis report with Committee.</p>

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if desired, discuss public scoping comment analysis, impact analysis process, agency requirements (legal and policy constraints)	
<p><u>Oct 2007</u> Oct. 29 Meeting 2 Review impacts of the "no action" alternative prepared for the draft EIS. Develop a preliminary range of alternatives or components for preliminary impact analysis.</p>	<p><u>Oct 2007</u> Information from Committee meetings as well as public scoping comments would continue to inform development of the range of reasonable alternatives for impact analysis.</p> <p>NEPA contractor formalizes proposed alternatives from committee and IDT for recommendation by Superintendent for Regional Director approval for NEPA analysis. Economic and other impact analyses of action alternatives begins.</p>
<p><u>Nov 2007</u></p>	<p><u>Nov 2007</u></p> <p>Impact analysis continues.</p>
<p><u>Dec 2007</u></p>	<p><u>Dec 2007</u></p> <p>Impact analysis continues</p>
<p><u>Jan 2008</u> Meeting 3 – Committee meets with IDT to discuss process for identification of preferred alternative, environmentally preferred alternative, and evaluation of how well alternatives meet the NEPA 101(b) criteria. Committee reviews preliminary draft impact analysis. Committee negotiates interim agreement on a preferred alternative (preferred solution)</p>	<p><u>Jan 2008</u> IDT meets with Committee to discuss process for identification of preferred alternative, environmentally preferred alternative, and evaluation of how well alternatives meet the NEPA 101(b) criteria</p>
<p><u>Feb 2008</u></p>	<p><u>Feb 2008</u> Preliminary impact analysis of committee's interim consensus alternative</p>
<p><u>Mar 2008</u> Meeting 4 Committee reviews preliminary impact analysis of committee's interim consensus alternative and negotiates possible mitigation of adverse effects, refinements of interim agreement, if needed.</p> <p>Professional rule writer observes meeting</p>	<p><u>Mar 2008</u></p>
<p><u>April 2008</u></p>	<p><u>April 2008</u></p>

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<p>Neutral facilitation team drafts consensus agreement and sends to committee members</p> <p>Meeting 5 Committee members review draft consensus agreement for accuracy, make adjustments if needed, and approve agreement</p> <p>Professional rule writer observes meeting</p>	<p>NEPA contractor prepares DEIS, with preferred alternative (which should represent the committee's approved consensus agreement). Impact analyses completed.</p> <p>NPS review of Internal review draft EIS begins.</p>
<p><u>May 2008</u> Using consensus agreement professional rule drafter writes draft of proposed rule</p>	<p><u>May 2008</u></p> <p>Information from internal review DEIS available to professional rule drafter for use in proposed rule preamble or as needed</p> <p>IDT reviews internal review draft EIS and enters comments into PEPC</p>
<p><u>April 2008</u></p> <p>Committee reviews draft of proposed rule to verify it represents their consensus agreement</p>	<p><u>April 2008</u></p> <p>LB reviews comments and compiles comments for resolution by IDT at roundtable</p> <p>Roundtable meeting of IDT to identify environmentally preferred alternative, do 101(b) analysis, and resolve issues from internal comments</p> <p>Contractor revises DEIS and prepares Biological Assessment</p> <p>Park requests formal consultation (Biological Opinion including incidental take statement) from FWS on preferred alternative.</p> <p>Superintendent recommends and Regional Director approves publication of the draft EIS</p> <p>NPS receives final draft DEIS from LB</p>
	<p><u>June 2008</u></p> <p>Packaging of proposed rule and economic analyses;</p> <p>OMB reviews economic regulatory analysis.</p> <p>Park, Region, and Washington offices of NPS and</p>

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	<p>the Dept of the Interior approve release of DEIS and Notice of Availability</p> <p>NPS approves camera ready plan/DEIS from LB and LB sends it to printer</p>
<u>July 2008</u>	<p><u>Late July 2008</u> Proposed rule is published in the Federal Register for a 60 day public comment period. Comment closes late Sept. 2008.</p> <p>DEIS distributed for public review; Notice of Availability of DEIS published in Federal Register begins 60 day public comment. Comment period closes late Sept 2008</p>
	<p><u>Aug 2008</u> Biological Opinion received from FWS.</p>
<u>Early Sept 2008</u> Committee present at any public comment meetings on proposed rule or DEIS	<u>Early Sept 2008</u> Public meetings to get public comment on DEIS
<u>Oct 2008</u>	<u>Oct 2008</u> NEPA contractor prepares analysis and report on public comments on DEIS and proposed rule.
<u>Nov. 2008</u> Committee, IDT, and contractor meet to discuss public comments and any remaining issues to be resolved	<u>Nov. 2008</u> Responses to public comment prepared. EIS revised as needed.
<u>Jan. 2008⁹</u>	<p><u>Jan. 2008⁹</u> Final Rule packaged for approval. OMB does second review, this time of final rule with final economic impact analysis.</p> <p>FEIS published.</p>
<u>Feb. 2009</u>	<u>Feb. 2009</u> ROD recommended by Superintendent and approved by Regional Director
	<u>Mar. 2009</u> Final Rule published in Federal Register, takes effect 30 days following publication