

Southern California General Consistency Determination (CD)

he Consistency Determination (CD) is a no-cost, faster alternative to securing a Coastal Development Permit (CDP) from the California Coastal Commission while ensuring compliance with the California Coastal Act. By leveraging NOAA's South Coast Programmatic Biological Opinion (PBO) for Restoration, the CD streamlines the approval process for restoration projects in the Coastal Zone, helping to overcome barriers to conservation work under the Community-based Restoration Program (CRP).

Eligibility

Projects Must:

- Receive funding or technical assistance from NOAA's Restoration Center (RC).
- Involve a federal nexus (e.g., Army Corps permit requiring NMFS Section 7 consultation).
- Align with South Coast PBO requirements
- Projects must not de-water or disturb >500 contiguous stream feet
- Be located within the Coastal Zone from Santa Barbara County to the U.S.-Mexico border

Implementation

NOAA Restoration Center (RC):

- NOAA is responsible for managing marine and anadromous species protected under the Endangered Species Act.
- Upon receiving an application, NOAA RC will evaluate the project's alignment with the NMFS PBO and conduct an initial assessment of CD eligibility.

California Coastal Commission (CCC):

- CCC regulates coastal development in accordance with the California Coastal Act.
- Following NOAA RC's initial review, CCC evaluates proposed restoration project applications to ensure compliance with the Coastal Act and confirms eligibility for the CD permitting pathway.

Activities Covered

Qualifying projects involve on-the-ground habitat restoration activities that benefit federal trust species, such as:

- In-stream habitat improvement
- Fish passage improvement & barrier removal
- Riparian restoration & bio-engineered stream bank stabilization
- Upslope watershed restoration
- Small dam removals
- Off-channel/side-channel habitat creation
- Water conservation
- Wetland restoration

*This is not an exhaustive list of covered activities. The full description of Qualifying Project Types and Activity-Specific Protection Measures starts on page 20 of the CD.

Helpful Links

- General CD Document
- South Coast PBO Document
- Coastal Zone Map Boundaries
- NOAA Environmental Compliance



For more information visit:

Pacific Salmon and Steelhead: **ESA Protected Species**



