



U.S. Department
of Transportation
**Federal Aviation
Administration**

Air Traffic Organization
Western Service Area
Engineering Services

222 W. 7th Avenue, 3rd Floor
Anchorage, AK 99513

October 22, 2024

Arthur Charfauros
CRM Planner III
Division of Coastal Resources Management
3rd Floor, Gualo Rai Center
Chalan Pale Arnold
P.O. Box 501304
Saipan, MP 96950

SUBJECT: Coastal Zone Management Act, Consistency Determination for the Proposed Saipan International Airport (GSN), Federal Aviation Administration (FAA) Airport Surveillance Radar (ASR) 8 Facility Francisco C. Ada/Saipan International Airport, I Fadang, Saipan, Commonwealth of the Northern Mariana Islands

Dear Mr. Charfauros:

This document provides the CNMI Coastal Management Program with the Federal Aviation Administration (FAA) Consistency Determination under CZMA §307(c)(1) and 15 C.F.R. Part 930, Subpart C, for the Saipan (GSN) Airport Surveillance Radar (ASR) 8 Facility Project, Saipan, CNMI. The information for this Consistency Determination is provided pursuant to 15 C.F.R. §930.39.

The purpose of the project is to establish a new ASR 8 facility that will provide aircraft position and weather information to air traffic controllers in the terminal airspace at the Saipan International Airport. The proposed ASR 8 Facility project will be funded by the U.S. Air Force and carried out by the FAA.

The scope of work to be completed for the new ASR 8 Facility consists of a 77' tall structural steel tower and 24-foot x 60-foot prefabricated metal equipment building. The steel tower and equipment building will be constructed on concrete foundations. An emergency engine generator and 1,000-gallon diesel fuel tank will also be installed at the facility. The parking area and short access road will be surfaced with 6" crushed rock and a security fence will be installed around the entire facility. The project would require clearing and grubbing of up to 1.3 acres of vegetated land, and grading and resurfacing of up to 1.3 acres of land. Limited installation of additional ductbank for bringing power and telco to the site would be required. Panoramic photos of the site and surrounding area can be seen in the Site Photos in Enclosure 2. All work performed for this project will be in accordance with a National Pollutant Discharge Elimination System (NPDES) permit and a Storm Water Pollution Prevention Plan (SWPPP) will be prepared to include soil erosion and sediment controls to prevent any sediment or soil from leaving the project area.

Consistency Basis

The FAA has performed a separate analysis under the National Environmental Policy Act of 1969 (NEPA) and has determined the proposed federal activity qualifies for a Categorical Exclusion per FAA Order 1050.1F, Paragraph 5-6.3.d. Federal financial assistance for, or Airport Layout Plan (ALP) approval of, or FAA installation, repair, replacement, relocation, or upgrade of radar facilities and equipment on designated airport or FAA property or commercial space launch sites, that conform to the current American National Standards Institute/Institute of Electrical and Electronic Engineers (ANSI/IEEE) guidelines for maximum permissible exposure to electromagnetic fields. Radar facilities

and equipment include Terminal Doppler Weather Radar (TDWR), Next Generation Weather Radar (NEXRAD), Precision Runway Monitor (PRM), Airport Surface Detection Equipment (ASDE), Air Route Surveillance Radar (ARSR), Airport Surveillance Radar (ASR), Air Traffic Control Beacon Interrogator (ATCBI), and other essentially similar facilities and equipment. In addition, this includes equipment that provides for modernization or enhancement of the service provided by these facilities, such as Radar Bright Display Equipment (RBDE) with Plan View Displays (PVD), Direct Access Radar Channel (DARC), adding a beacon system onto existing radar, and calibration equipment. (ATO, ARP).

The FAA has consulted with the Saipan Historic Preservation Office (HPO) who concurred with the FAA's determination of "potential to adversely affect" historic properties. As such, an archaeological monitor will develop an Archaeological Monitoring Plan prior to construction and an archaeological monitor will be present on site to monitor any earth disturbing activities. The FAA has also consulted with the Saipan Division of Fish and Wildlife (DFW) and have determined that the project may affect, but is unlikely to adversely affect, the Nightingale Reed Warbler. Thus, a qualified biologist will conduct a biological survey prior to any vegetation clearing during construction. There are no other extraordinary circumstances pertaining to this proposed federal activity.

CNMI's Coastal Management Program applicable enforceable policies are listed below and are accompanied the federal activities affects on the policies.

Northern Mariana Islands Administrative Code (NMIAC)
Chapter 15-10 Coastal Resources Management (CRM) Rules and Regulations

- 15-10-301: General Standards for CRM Permits
- 15-10-303: Standards to Avoid Adverse Impacts
- 15-10-305 §§ (a)-(d)&(f)-(k): General Criteria for CRM Permits
- 15-10-310: Specific Criteria; Areas of Particular Concern; Generally
- 15-10-505: Specific Criteria for Major Siting's
- 15-10-610(e): Mandatory Conditions

15-10-305 §§ (a)-(d)&(f)-(k): General Standards for CRM Permits

Consistent. Please see below comments.

(a) CUMULATIVE IMPACT. Consideration to the impact of existing uses and activities on coastal resources has been determined that the added direct and secondary impacts of the proposed project will not negatively impact coastal resources. Project activities will minimize the extent of vegetation disturbance and best management practices will be employed during construction to maintain sediment control and soil erosion.

(b) COMPATIBILITY. The proposed project consists of establishing a new FAA ASR 8 facility within a secured 1.3 acre parcel of rural upland. The project would not result in any changes to land or water uses, therefore, the proposed project is compatible with existing uses and is not contrary to designated land and water uses.

(c) ALTERNATIVES. The proposed project involves construction of a new FAA ASR 8 facility. Siting of the ASR 8 facility was conducted according to FAA Primary / Secondary Siting Order 6340.15 and has been determined that a reasonable alternative site does not exist.

(d) CONSERVATION. The nearest significant surface water feature is the Pacific Ocean which is located approximately 3,900 feet to the South and Northeast of the site. The slope of the site is gentle towards the north and east at an elevation of approximately 250 feet above mean sea level. The proposed project does not involve discharge of wastewater or stormwater into surface or coastal waters. Construction of the proposed project will minimize the extent of vegetation disturbance and best management practices will be employed to maintain sediment control and soil erosion. To the best extent

practicable, the proposed project would preserve physical and chemical characteristics of the site future living resources and water quality.

(f) **RIGHT TO A CLEAN AND HEALTHFUL ENVIRONMENT.** The proposed project is located approximately 3,900 feet from coastal waters. The proposed project does not involve discharge of wastewater or stormwater into surface or coastal waters. Construction of the proposed project may have short term impacts on air quality due to emissions from diesel heavy equipment and suitcase generators. These emissions may temporarily affect air quality but would be minimized by operating the equipment on an as needed basis. No-long term impacts to air quality after construction is completed. Temporary minor impacts to air quality may occur with testing of the emergency engine generator at the facility, but would be done in accordance with facility air permits.

(g) **EFFECT ON EXISTING PUBLIC SERVICES.** The proposed project would construct a new FAA ASR 8 Facility at the Saipan International Airport which would provide detailed positional data for aircraft in the surrounding airspace, providing air traffic controllers with valuable information to enhance aircraft safety and airport efficiency.

(h) **ADEQUATE PUBLIC ACCESS.** The proposed project is located approximately 3,900 feet from coastal waters and would be constructed on Airport property and within a secured fence. Therefore, the proposed action would not result in any change to public access to the shoreline.

(i) **SETBACKS.** The proposed project is located in a gently sloping (less than 3% grade) with no steep, erosion-prone areas. The proposed project site is located approximately 3,900 feet from coastal waters and wave inundation areas. The proposed project would construct a new FAA ASR 8 Facility at Saipan International Airport. The proposed project does not involve development of identifiable hazardous lands, including floodplain, erosion-prone areas, storm-wave inundation areas, air installation crash and sound zones and major fault lines. The new ASR 8 infrastructure would not be installed over fault lines. The proposed project does not pose risks to the health and safety of the people of CNMI.

(j) **MANAGEMENT MEASURES FOR CONTROL OF NONPOINT SOURCE POLLUTION.** The proposed project is located approximately 250 feet above sea level and approximately 3,900 feet from coastal waters. The 1.3 acre site will be cleared of vegetation and graded and compacted to accommodate the new ASR 8 facility. An NPDES permit will be required and a SWPPP will be prepared. Best management practices will be used to maintain sediment control and soil erosion. The proposed project is not located in any APC's and there will be no discharging of stormwater or wastewater into surface or coastal waters, therefore, no potential to impact pollution to downstream APC's.

(k) **BUFFERS FOR ENVIRONMENTALLY SENSITIVE AREAS.** The proposed project site avoids any environmentally sensitive areas as it is outside any coastal hazard APC, outside of wetlands, highly erodible soils, and shorelines.

15-10-310: Criteria; Areas of Particular Concern; Generally

Consistent. The proposed project is not located within or near any areas of particular concern. The project is located over 3,900 feet from coastline and marine waters. The proposed project would not discharge any stormwater or wastewater to the coastline or marine waters. The proposed project is not located near the Managaha and Anjota Islands. The proposed project is not located within any wetlands or near marine ports but is located near the Saipan International Airport.

15-10-505: Specific Criteria for Major Siting's

Consistent. This policy is not applicable to the proposed project action.

15-10-610(e): Mandatory Conditions

Consistent. The proposed project would prevent the discharge of construction site chemicals through the proper use of best management practices as described in the document Construction Site Chemical and Material Control Handbook for the following activities: material delivery and storage; material use, spill prevention and control; hazardous waste management; concrete waste management; vehicle and equipment cleaning, maintenance and fueling. The proposed project location is approximately 3,900 feet from coastal waters.

CRM Act of 1983, CNMI PL 3-47, 2 Commonwealth Code (CMC) §§ 1501-1543

- 2 CMC § 1511: Coastal Resources Management Policy
- 2 CMC § 1513: Coastal Resources Management Program : Territorial Jurisdiction

2CMC§1511.(a)(1) Encourage land-use master planning, floodplain management, and the development of zoning and building code legislation.

Consistent. The proposed project is consistent with and supports the existing land use within the Saipan International Airport. The proposed project is located on airport property and would not develop new facilities that require land-use mater planning and does not impact existing flood hazard.

2CMC§1511.(a)(2) Promote, through a program of public education and public participation, concepts of resource management, conservation and wise development of coastal resources.

Consistent. This policy is not applicable to the proposed project action.

2CMC§1511.(a)(3) Promote more efficient resources management through: (A) Coordination and development of resources management laws and regulations into a readily identifiable program, (B) Revision of existing unclear laws and regulations, (C) Improvement of Coordination among Commonwealth of the Northern Mariana Islands ' agencies, (D) Improvement of coordination between Commonwealth and federal agencies , (E) Establishment of educational and training programs for Commonwealth government personnel and refinement of supporting technical data.

Consistent. This policy is not applicable to the proposed project action.

2CMC§1511.(a)(4) Plan for and manage any use or activity with the potential for causing a direct and significant impact on coastal resources. Significant adverse impacts shall be mitigated to the extent practicable.

Consistent. The proposed project is consistent with and supports the existing land uses within the Saipan International Airport. The proposed project will be located on airport property and would not require land-use mater planning and does not impact existing flood hazard. Effects to coastal resources will be minimized to the best extent practicable. Approximately 1.3 acres of vegetation will be cleared for the project, an NPDES permit will be required and a SWPPP will be prepared. Project activities will minimize the extent of vegetation disturbance and best management practices will be employed during construction to maintain sediment control and soil erosion. The proposed project site would minimize to the best extent practicable effects on terrestrial resources, access to the site will be via route 302, and existing roadway.

2CMC§1511.(a)(5) Give priority for water-dependent development and consider the need for water-related and water-oriented locations in its siting decisions

Consistent. The proposed project is located over 3,900 feet from coastline and marine waters and no water-dependent or water-related development is proposed.

2CMC§1511.(a)(6) Provide for adequate consideration of the national interest, including that involved in planning for, and in the siting of, facilities (including energy facilities in, or which significantly affect, the Commonwealth's coastal zone) which are necessary to meet requirements which are other than local in nature.

Consistent. The proposed project involves construction of a new FAA ASR 8 facility in a rural upland area that will not significantly affect the Commonwealth's coastal zone. Power will be provided to the facility via existing commercial power.

2CMC§1511.(a)(7) Not permit to the extent practicable, development of identified hazardous lands including floodplains, erosion-prone areas, storm wave inundation areas, air installation crash and sound zones and major fault lines, unless it can be demonstrated that such development does not pose unreasonable risks to the health, safety or welfare of the people of the Commonwealth, and complies with applicable laws.

Consistent. The proposed project is gently sloping with no steep, erosion-prone areas. The proposed project site is located approximately 3,900 feet from coastal waters and away from wave inundation areas. The proposed project would improve construction of a new FAA ASR 8 Facility at the Saipan International Airport. The proposed project would not be installed over fault lines. The proposed project does not pose risks to the health and safety of the people of CNMI.

2CMC§1511.(a)(8) Mitigate to the extent practicable adverse environmental impacts, including those on aquifers, beaches, estuaries and other coastal resources while developing and efficient and safe transportation system.

Consistent. The proposed action would support the efficient and safe air transportation system of the Saipan International Airport. No developments to aquifers, beaches, estuaries, or other coastal resources is proposed. The proposed project would not discharge any stormwater or wastewater to the coastline or marine waters, therefore, would not adversely affect the groundwater management zones of Saipan. The proposed project site would minimize to the best extent practicable effects on terrestrial resources. The proposed project would require clearing of up to 1.3 acres of vegetation, and grading and site preparation of up to 1.3 acres of ground for installation of the new facility. An NPDES permit would be required and a SWPPP would be developed.

2CMC§1511.(a)(9) Require any development to strictly comply with erosion, sedimentation, and related land and water use districting guidelines, as well as other related land and water use policies for such areas.

Consistent. The proposed project is located approximately 250 feet above sea level and approximately 3,900 feet from coastal waters. The proposed project is gently sloping (less than 3%), with no erosion-prone areas. The site will require 1.3 acres of clearing of vegetation and 1.3 acres of grading and site prep for installation of the facility. An NPDES permit would be required and a SWPPP would be prepared. Best management practices will be used to maintain sediment control and soil erosion.

2CMC§1511.(a)(10) Maintain or improve coastal water quality through control of erosion, sedimentation, runoff, siltation, sewage and other discharges.

Consistent. The proposed project is located approximately 250 feet above sea level and approximately 3,900 feet from coastal waters. The proposed project location is gently sloping (less than 3%) and has no steep, erosion-prone areas. The site will require 1.3 acres of clearing of vegetation and 1.3 acres of grading and site prep for installation of the facility. An NPDES permit would be required and a SWPPP would be prepared. Best management practices will be used to maintain sediment control and soil erosion.

2CMC§1511.(a)(11) Recognize and respect locations and properties of historical significance throughout the Commonwealth, and ensure that development which would disrupt, alter, or destroy these, is subject to Commonwealth and any applicable federal laws and regulations.

Consistent. The ASR 8 facility project area of potential effect (APE) is located within the NRHP NHL Isley field, and thus has the "potential to adversely affect" historic properties and/or cultural resources in the event of new discoveries during excavation activities. The FAA has initiated consultation with Saipan Historic Preservation Office (HPO) and has proposed that as a condition of this determination, a SOI-qualified archaeologist will develop an archaeological monitoring plan (AMP) and monitor all excavation activities associated with the project.

2CMC§1511.(a)(12) Recognize areas of cultural significance, the development of which would disrupt the cultural practices associated with such areas, which shall be subject to a consultation process with concerned ethnic groups and any applicable laws and regulations.

Consistent. No known cultural resources are within the immediate vicinity of the proposed project. The proposed project would not develop areas recognized as culturally significant or disrupt the cultural practices.

2CMC§1511.(a)(13) Require compliance with all local air and water quality laws and regulations and any applicable federal air and water quality standards.

Consistent. The proposed project is located approximately 3,900 feet from coastal waters. The proposed project does not involve discharge of wastewater or stormwater into surface or coastal waters. Construction of the proposed project may have short term impacts on air quality due to emissions from diesel heavy equipment and suitcase generators. These emissions may temporarily affect air quality but would be minimized by operating the equipment on an as needed basis. No-long term impacts to air quality after construction is completed. Temporary minor impacts to air quality may occur with periodic testing of the facility emergency engine generators, but would be done in accordance with a facility-specific minor source air permit.

2CMC§1511.(a)(14) Not permit, to the extent practicable, development with the potential for causing significant adverse impact in fragile areas such as designated and potential historic and archaeological sites, critical wildlife habitats, beaches, designated and potential pristine marine and terrestrial communities, limestone and volcanic forests, designated and potential mangrove stands and other wetlands.

Consistent. The proposed project is located approximately 3,900 feet from coastal waters. No known cultural resources are within the immediate vicinity of the proposed project. The proposed project would

not develop areas recognized as culturally significant or disrupt cultural practices. The proposed project does not involve discharge of wastewater or stormwater into surface or coastal waters. No construction is proposed in any critical wildlife habitats, beaches, designated and potential pristine marine and terrestrial communities, limestone and volcanic forests, designated and potential mangrove stands or wetlands. The project will include clearing of up to 1.3 acres of vegetation. Following consultation with the DLNR DFW, a qualified biologist will perform a site survey for the Nightingale Reed Warbler prior to construction activities.

The ASR 8 project area of potential effect (APE) is located within the NRHP NHL Isley field, and thus has the "potential to adversely affect" historic properties and/or cultural resources in the event of new discoveries during excavation activities. The FAA has initiated consultation with Saipan Historic Preservation Office (HPO) and has proposed that as a condition of this determination, a SOI-qualified archaeologist will develop an archaeological monitoring plan (AMP) and monitor all excavation activities associated with the project.

2CMC§1511.(a)(15) Manage ecologically significant resource areas for their contribution to marine productivity and value as wildlife habitats, and preserve the functions and integrity of reefs, marine meadows, salt ponds, mangroves and other significant natural areas.

Consistent. The proposed project is located over 3,900 feet from coastal waters. No construction is proposed in any marine ecosystems, including reefs, marine meadows, salt ponds, mangroves and other significant natural areas or near any proposed or existing critical habitat for listed species or any CNMI or federal wildlife preserve.

2CMC§1511.(a)(16) Manage the development of the local subsistence, sport and commercial fisheries, consistent with other policies.

Consistent. This policy is not applicable to the proposed project action.

2CMC§1511.(a)(17) Protect all coastal resources, particularly sand, corals and fish from taking beyond sustainable levels and in the case of marine mammals and any species on the Commonwealth and Federal Endangered Species List, from any taking whatsoever.

Consistent. The proposed project is located approximately 3,900 feet from coastal waters. No taking of sand, coral, fish, marine mammals, or any threatened or endangered species on the CNMI and Federal Endangered Species Lists is proposed. Consultation with DLNR DFW identified the Nightingale Reed Warbler as a species that may be affected by the proposed project. As such, a qualified biologist will perform a survey of the site prior to any vegetation clearing.

2CMC§1511.(a)(18) Encourage preservation and enhancement of and respect for, the Commonwealth's scenic resources through the development of, increased enforcement of, and compliance with, sign, litter, zoning, building codes, and related land-use laws.

Consistent. This proposed project will respect the CNMI's scenic resources through compliance with sign, litter, zoning, building codes, and applicable land-use laws.

2CMC§1511.(a)(19) Discourage, to the maximum extent practicable, visually objectionable uses so as not to significantly degrade scenic views.

Consistent. The proposed project will not impact or degrade existing scenic views. The new ASR 8 facility will be constructed in a rural upland area on airport property, adjacent to an existing roadway.

2CMC§1511.(a)(20) Encourage the development of recreation facilities which are compatible with the surrounding environment and land-uses.

Consistent. This policy is not applicable to the proposed project action.

2CMC§1511.(a)(21) Encourage the preservation of traditional rights of public access to and along the shorelines consistent with the rights of private property owners.

Consistent. The proposed project is located approximately 3,900 feet from coastal waters and would be constructed on airport property in a rural upland area. Therefore, the proposed action would not result in any change to public access to the shoreline.

2CMC§1511.(a)(22) Pursue agreements for the acquisition and/or of any lands necessary to guarantee traditional public to and along the shorelines

Consistent. This policy is not applicable to the proposed project action.

2CMC§1511.(a)(23) Encourage agricultural development and the use preservation and maintenance of critical agricultural lands for agricultural uses.

Consistent. This policy is not applicable to the proposed project action.

Air and Water Quality Standards of the CNMI, per 15 CFR §923.82(e)

- NMAIC Chapter 65-130 Water Quality Standards
- NMAIC Chapter 65-10 Air Pollution Control Regulations

Consistent. The proposed project is located approximately 3,900 feet from coastal waters. The proposed project does not involve discharge of wastewater or stormwater into surface or coastal waters. Construction of the proposed project may have short term impacts on air quality due to emissions from diesel heavy equipment and suitcase generators. These emissions may temporarily affect air quality but would be minimized by operating the equipment on an as needed basis. No-long term impacts to air quality after construction is completed. There may be minor temporary impacts to air quality with periodic testing of the emergency engine generators at the operational facility, however these would be in accordance with a facility specific minor source air permit.

NMIAC Chapter 15-20 Water Sports Regulations

- Part 100 Permit Issuance
 - §15-20-115 Maximum Number of Permits
- Part 200 Commercial Water Sports Operations [All Sections]
- Part 400 Designated Areas of Operation [All Sections]
- Part 500 Personal, Recreational and Non-Commercial Uses [All Sections]

Consistent. The proposed project action does not propose any activities near surface or marine waters, therefore, would have no impact on designated areas for water sports and commercial operations.

NMIAC Chapter 65-20 Division of Environmental Quality (DEQ) Drinking Water Regulations

- Part 100 CNMI Public Water Systems Regulations:
 - All Sections Excluding:
 - §65-20-142 Emergency Powers of the Director
 - §65-20-144(a)(2) Prohibition against Tampering with Public Water Systems
 - § 65-20-148 Enforcement of Regulations
 - § 65-20-150 Penalties for Violation of Regulations
- Part 200 CNMI National Primary Drinking Water Regulations [All Sections]
- Part 300 CNMI National Secondary Drinking Water Regulations [All Sections excluding the appendices]

Consistent. Saipan International Airport and in near proximity of this project are located within a Class I Groundwater Management Zone (GMZ) of Saipan. Class I GMZs are established as critical groundwater protection areas capable of supplying high quality fresh water and shall receive the highest level of environmental protection. Several deep wells, two water tanks and a water catchment are located within the airport property. The proposed action does not involve any injection or discharge of wastewater into the ground water and would not adversely affect these Class I and Class II GMZs. A dozen deep wells are in the vicinity of the project but will not be disturbed by construction activities.

NMIAC Chapter 65-140 DEQ Well Drilling and Well Operations

- Part 001 General Provisions:
 - § 65-140-010 Definitions
- Part 300 Well Siting Criteria [All Sections]
- Part 400 Well Construction Criteria [All Sections]
- Part 500 Well Development and Disinfection [All Sections]
- Part 600 Pump Testing and Water Quality Sampling Requirements [All Sections]
- Part 700 Well Drilling Activity Reporting for Well Operations Permit Application [All Sections]
- Part 800 Water Supply Capacity Guidelines [All Sections]
- Part 1000 Well Operations Permit Obligations [All Sections]
- Part 1100 Exemptions For Seawater Wells [All Sections]
- Part 1200 Exemptions for Wells Predetermined to Undergo Reverse Osmosis Treatment [All Sections]
- Part 1600 Test Wells [All Sections]
- Part 1700 Monitoring Wells and Comprehensive Hydrogeologic Investigations [All Sections]
- Part 1800 Discontinued Use of Wells [All Sections]
- Part 1900 Requirements For Destruction of Abandoned Wells [All Sections]
- Part 2000 Groundwater Management Zones [All Sections]
- Part 2200 Groundwater Protection [All Sections]

Consistent. Saipan International Airport and in near proximity of this project are located within a Class I Groundwater Management Zone (GMZ) of Saipan. Class I GMZs are established as critical groundwater protection areas capable of supplying high quality fresh water and shall receive the highest level of environmental protection. Several deep wells, two water tanks and a water catchment are located within the airport property. The proposed action does not involve any injection or discharge of wastewater into the ground water and would not adversely affect these Class I and Class II GMZs. A dozen deep wells are in the vicinity of the project but will not be disturbed by construction activities.

NMIAC Chapter 65-90 DEQ Underground Injection Control Regulations

- Part 001 General Provisions:
 - § 65-90-010 Definitions
- Part 100 Classification of Injection Wells [All Sections]
- Part 200 Prohibited Activities [All Sections]
- Part 300 Permitted Activities [All Sections]
- Part 400 Access to Records [All Sections]

Consistent. The proposed project action does not involve any underground injection or discharge of wastewater into the ground water and would not adversely affect the Class I and Class II GMZs within the project site.

NMIAC Chapter 65-120 DEQ Wastewater Treatment and Disposal Rules and Regulations

- Part 001 General Provisions:
 - § 65-120-010 Definitions
- Part 100 Construction and Operation of an Individual Wastewater Disposal System (IWDS) or Other Wastewater Treatment Systems (OWTS) [All Sections]
- Part 200 Applicability of Regulations to Existing and New IWDS, OWTS, and Confined Animal Facilities [All Sections]
- Part 300 IWDS and OWTS Permit Application Requirements [All Sections]
- Part 400 IWDS General Design Parameters [All Sections]
- Part 500 Identify Average Daily Wastewater Flow Rate [All Sections]
- Part 600 Septic Tank Design and Construction [All Sections]
- Part 700 Percolation Testing Procedures [All Sections]
- Part 800 Leaching Field Design and Construction [All Sections]
- Part 900 Seepage Pit Design and Construction [All Sections]
- Part 1000 IWDS and OWTS Siting Criteria [All Sections]
- Part 1100 Holding Tanks [All Sections]
- Part 1200 Inspection of Work in Progress [All Sections]
- Part 1300 IWDS Certification for Use [All Sections]
- Part 1400 IWDS Maintenance [All Sections]
- Part 1500 Cleaning Wastewater Systems, Disposal of Wastewater Requirements and Procedures [All Sections]
- Part 1600 OWTS Design and Construction, and Treated Wastewater Effluent Re-use [All Sections]
- Part 1700 Animal Waste Management [All Sections]
- Part 1800 Temporary Toilets Facilities (TTF) [All Sections]
- Part 2100 Right of Entry [All Sections]

Consistent. The proposed project action does not generate any wastewater or affect the existing wastewater at Saipan International Airport.

NMIAC Subchapter 155-10.2 Department of Public Works (DPW) Flood Damage Prevention Regulations

- Part 001 General Provisions:
 - § 155-10.2-005 Definitions
 - § 155-10.2-010 Lands to Which These Regulations Apply
 - § 155-10.2-015 Basis for Establishing the Areas of Special Flood Hazards
 - § 155-10.2-025 Compliance
 - § 155-10.2-035 Interpretation
- Part 100 Administration:
 - § 155-10.2-105 Building Permit Required
 - § 155-10.2-115 Interpretation of Firm Boundaries
 - § 155-10.2-120 Alteration of Watercourse
- Part 200 Provision for Flood Hazard Reduction [All Sections]
- Part 300 Variance and Appeal Procedures [All Sections]

Consistent. The proposed project action is outside any coastal hazard APC or any floodplains and will not result in any increased flood levels within the project zone or surrounding communities.

NMIAC Chapter 65-80 Division of Environmental Quality (DEQ) Solid Waste Management (SWM) Regulations

- Part 001 General Provisions:
 - § 65-80-010 Definitions
- Part 100 General Permit Requirements - Solid Waste Management Activities/Facilities:
 - § 65-80-102 Exemptions
 - § 65-80-108 Permit by Rule
- Part 600 Recycling and Materials Recovery Facilities:
 - § 65-80-601 Applicability
 - § 65-80-610 Application for Permit
 - § 65-80-615 Operating Conditions
 - § 65-80-620 Recordkeeping and Reporting Requirement
- Part 700 Collection: Requirements for Commercial Waste Haulers:
 - § 65-80-725 Standard Conditions
- Part 800 Miscellaneous Facilities/Activities:
 - § 65-80-801 Applicability
 - § 65-80-810 Application for Permit - General Requirements
 - § 65-80-820 Operating Conditions
 - § 65-80-830 Recordkeeping and Reporting Requirement

Consistent. The proposed project action will not generate long-term solid waste. Any solid waste generated during construction of the proposed action will be properly disposed of at an approved landfill or recycling center. The proposed project action would not transport or dispose of solid waste or hazardous waste in such a manner to degrade the environment, create public nuisance, or create a health and safety hazard. No burning of solid waste, including trees, brush, grass, or other organics is proposed by this action.

FAA's Consistency Determination

Based upon the consistency determination basis provided above, the FAA has concluded that **the proposed action is consistent to the maximum extent practicable with the enforceable policies of CNMI's Coastal Management Program.** Therefore, FAA is issuing a consistency determination for the proposed project and seeks DCRM's concurrence.

If you have any questions, please contact me by email at: jamie.l.groves@faa.gov

Sincerely,

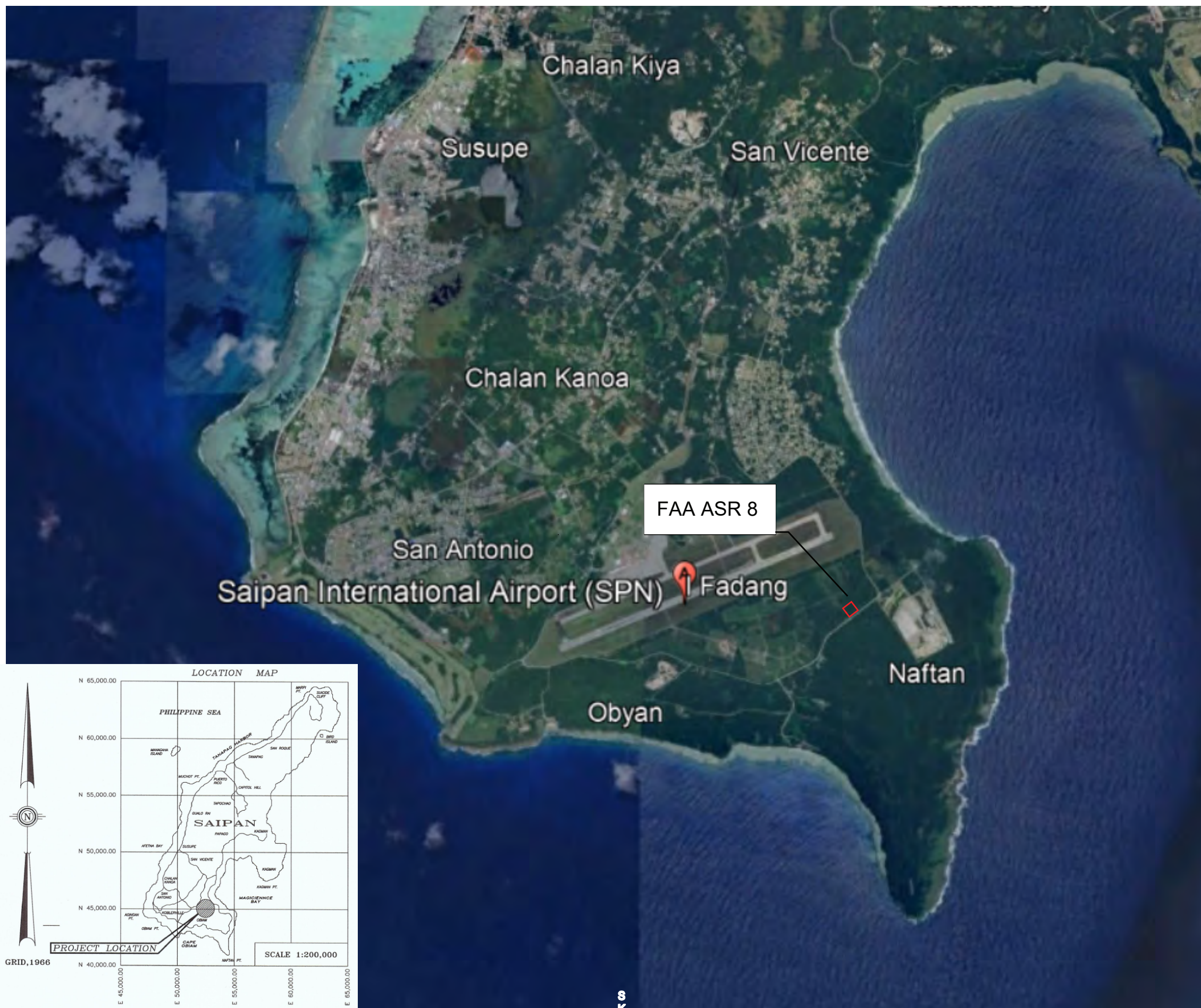
A handwritten signature in black ink that reads "Jamie L. Groves". The signature is written in a cursive style with a long horizontal flourish extending to the right.

Jamie L. Groves
Environmental Engineer
FAA - ATO Engineering Services WSA
AJW-2W16E
(907) 229-7923

Enclosures: 1. Figures
 2. Site Survey Photos

Enclosure 1: Figures

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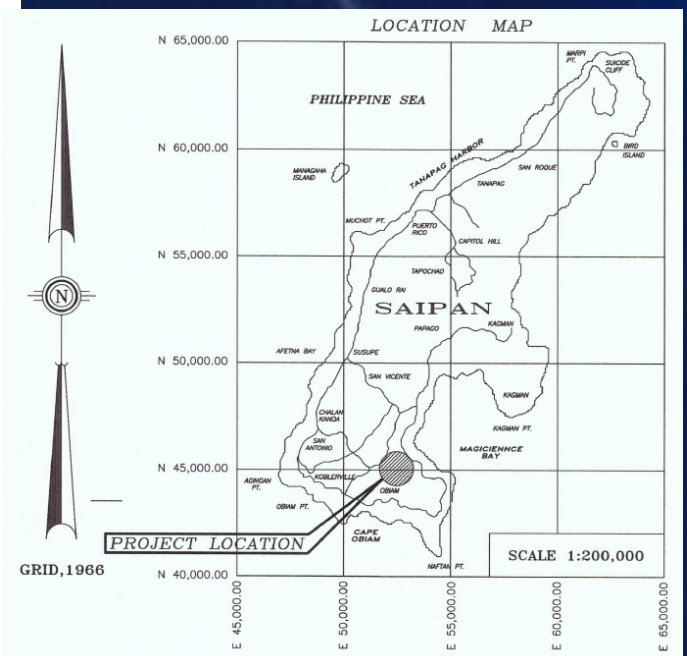


Saipan International Airport
(GSN) ASR 8 Project

Site Vicinity Map

Legend

-  Project Location



Federal Aviation
Administration

FIGURE:
1



Saipan International Airport (GSN)
ASR 8 Project

**FAA ASR 8 Project
Location**

Legend



**Federal Aviation
Administration**

FIGURE:

2

Enclosure 2: Site Survey Photos

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Picture 1: ASR8 Site, view looking North.



Picture 2: ASR8 Site, view looking East.



Picture 3: ASR8 Site, view looking South.



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Picture 4: ASR8 Site, view looking West.