



Biological and Cultural Surveys

Valley Lateral Project

- Before receiving authorization to construct the project, Millennium must first file an application with the Federal Energy Regulatory Commission (FERC).
- FERC’s jurisdiction includes approving the location and construction of interstate pipelines transporting gas in interstate commerce.
- Millennium has requested the use of the FERC’s pre-application filing process called the National Environmental Policy Act (NEPA) pre-filing process. The NEPA pre-filing process provides Millennium and the public with an early opportunity to evaluate routing and related concerns for the project. Use of the NEPA pre-filing process requires pre-application contact with the stakeholders for a given project. This early contact between the company, federal and state agencies and municipalities, stakeholders, and area landowners assists Millennium in developing the initial information and identification of issues regarding the proposed pipeline study routes. The FERC will continue to seek additional public input on the impacts of the project.
- FERC examines the potential environmental impact as well as the project’s impact on local landowners and communities.
- In addition to FERC approval, Millennium is also required to obtain applicable permits and clearances from other federal and state agencies that have jurisdiction over environmental resources crossed or potentially affected by the project.

Anticipated Permits and Approvals for the Valley Lateral Project	
Agency	Permit/Consultation
Federal	
Federal Energy Regulatory Commission	Certificate of Public Convenience and Necessity
U.S. Army Corps of Engineers New York District	Permit – Section 404 of the Clean Water Act (CWA)
U.S. Fish & Wildlife Service New York Ecological Services Field Office	Consultation – Section 7 Endangered Species Act Consultation – Migratory Bird Treaty Act and Bald and Golden Eagle Protection Act
State of New York	
New York State Department of Environmental Conservation	Section 401 Water Quality Certification USACE/NYSDEC Joint Permit Application - Nationwide Permit 12 - Freshwater Wetlands Permit (Article 24) - Protection of Waters Permit (Article 15)
New York Natural Heritage Program	Consultation – State-Listed Species
New York Bureau of Parks, Recreation, and Historic Preservation	Consultation – Section 106 National Historic Preservation Act
New York Department of Agriculture and Markets	Consultation – Crossing of Agricultural Land