



The CZMA is a federal law passed in 1972 and is designed to provide a legal framework for protecting our water bodies throughout New York and nation-wide. New York State must issue what is known as a "consistency ruling" for the Broadwater proposal. This critical ruling states whether the project is consistent or inconsistent with the uses and values of Long Island Sound. The ruling is part of the "Federal Coastal Zone Management Act (CZMA)" that New York State implements through its Coastal Management Program. Broadwater is clearly inconsistent with the uses and values of Long Island Sound. Approving Broadwater would set a dangerous precedent for how we govern our water bodies. If approved, Broadwater would serve as a "how-to" guide for the rest of the country and the other 25 estuaries of National Significance to abuse our waterways and the policies that preserve them and the quality of life for residents surrounding them.

The Coastal Zone Management Act needs to continue to be held at the highest regard and not violated for private corporate interests.

This fact sheet describes the premise of CZMA and the New York State program and briefly demonstrates how Broadwater does NOT conform with CZMA policies.

**BROADWATER IS NOT  
CONSISTENT WITH THE COASTAL  
ZONE MANAGEMENT ACT**

The federal Coastal Zone Management Act (1972) provides for a unique federal-state partnership that is a proven basis for protecting, restoring, and responsibly developing the nation's important and diverse coastal communities and resources, thus ensuring their protection for future generations while balancing competing national economic, cultural and environmental interests. Thirty-four states and territories have federally approved coastal management programs, including New York State. State and federal coastal zone management efforts are guided by a federal framework, built around the themes of sustaining coastal communities, sustaining coastal ecosystems, and improving government efficiency.

## **NYS Coastal Management Plan Policies**

?? **Promote sustainable use of living marine resources**

?? **Protect water-dependent uses**

?? **Provide for public access to, and recreational use of, coastal waters, public lands, and public resources**

?? **Preserve historic resources**

?? **Foster a pattern of development that enhances community character, preserves open space, makes efficient use of infrastructure, makes beneficial use of coastal location, and minimizes adverse effects of development**

?? **Enhance visual quality and protect scenic resources**

?? **Promote appropriate use and development of energy and mineral resources**

## **Broadwater is Inconsistent because...**

?? LIS marine resources would be degraded, such as prime lobster grounds, as well as a section of the Sound designated by the federal government as important “Essential Fish Habitat” because of thermal impacts, intake/discharge of water causing impingement and entrainment of eggs and fish larvae in the water column.

?? The security zones would disrupt and conflict with traditional water-dependent uses including commercial and recreational fishing, boating activities, shell fishing, and sailing.

?? Public access will be restricted and no fishing, boating, canoeing, swimming, or sailing will be allowed for recreational or commercial purposes in the “No Access Zones”. Plus, armed escort boats will surround the tankers as they traverse the Sound and require all vessels to get out of the way. This is a dangerous precedent for all waterways.

?? The NY and CT Sound coast is immersed with a centuries-old maritime culture that is deeply threatened by the Broadwater project because of the exclusion zones and the environmental damage to our marine resources that provide for an \$8 billion economy from Sound activities.

?? A permanent “No Public Access Zone” and an additional moving “No Access Zone” would be required. For the first time in the Sound’s history, a section of the open water body will be given over to a private corporation, essentially replacing *community character* for an intrusive *corporate character*.

?? The location and magnitude (four football fields in size) blatantly disrupt the aesthetics of the Sound that is cherished by residents and tourists alike. Quality of life is what attracts skilled work forces, preserves community character and fuels a thriving local economy. Communities that protect their quality of life enhance their economic well being.

?? LNG storage and regasification is NOT a water dependent use and therefore while Broadwater may prefer the middle of the estuary, their activity is not dependent on this location and is therefore not an appropriate use of the estuary.