Meeting Agenda

• Explain FERC Project Boundary and Boundary Review
• Considerations for Setting the Proposed Project Boundary
• Review Proposed Boundary Changes
• Comment Process
• Questions
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FERC Project Boundary and Boundary Review

• FERC Project Boundary
• FERC Project Boundary Review
• Relationship to Property Rights
FERC Project Boundary

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“The inclusion of lands within a project boundary serves the function of indicating that the lands are used in some manner for project purposes. However, the mere inclusion of lands within a project boundary will not restrict landowner uses, since such inclusion does not itself create or alter property rights. A licensee is required to acquire and retain all interests in non-federal lands necessary or appropriate to carry out project purposes.”

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“Occasionally, lands outside a project boundary must be used to serve a particular project need or to satisfy a particular license requirement. In most of these cases, the licensee must apply for a change to the project boundary to add those lands to the project and bring the lands into the project boundary. For example, if certain non-project lands were determined to be necessary to accommodate the recreation facilities and activities included in a project's approved recreation plan, proposed changes to the project boundary would be approved to include those lands in the project. Likewise, if it were determined that a project licensee had ongoing license responsibilities in connection with lands not currently within the project (e.g., facility operation and maintenance or resource management requirements), those lands would be brought into the project through approved changes to the project boundary.”

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Project Boundary Review

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Project Boundary Review

• FERC has required Central to review the project boundary and recommend changes as appropriate.

• Preliminary Recommendations in 3 reports:
  • Johnson Lake (2013)
  • Lake McConaughy and Lake Ogallala (2014)
  • Remainder of Project (2017)

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Primary Considerations for Setting the Proposed Project Boundary (McConaughy and Ogallala)

• Shoreline Erosion

• Environmental Resources
  • Tern and Plover Nesting

• Public Recreation
  • NGPC Areas, Water and Beach Use, Routes of Public Access

• Shoreline Management and Control

• Manageable/Identifiable Boundaries
  • Roads, Property and Survey Lines, Section Lines, Etc.
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