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40 CFR 1505.2 - Record of decision in cases requiring environmental impact statements.

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Beta! (/lii/ecfr_beta) The text on the eCFR tab represents the unofficial eCFR text at ecfr.gov.

§ 1505.2 Record of decision in cases requiring environmental impact statements.

At the time of its decision (§ 1506.10) or, if appropriate, its recommendation to Congress, each agency shall prepare a concise public record of decision. The record, which may be integrated into any other record prepared by the agency, including that required by OMB Circular A-95 (Revised), part I, sections 6(c) and (d), and part II, section 5(b)(4), shall:

(a) State what the decision was.

(b) Identify all alternatives considered by the agency in reaching its decision, specifying the alternative or alternatives which were considered to be environmentally preferable. An agency may discuss preferences among alternatives based on relevant factors including economic and technical considerations and agency statutory missions. An agency shall identify and discuss all such factors including any essential considerations of national policy which were balanced by the agency in making its decision and state how those considerations entered into its decision.

(c) State whether all practicable means to avoid or minimize environmental harm from the alternative selected have been adopted, and if not, why they were not. A monitoring and enforcement program shall be adopted and summarized where applicable for any mitigation.



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Melbourne, FL

(321) 728-0989 (tel:3217280989)

Criminal Law, Domestic Violence, DUI & DWI, Juvenile Law, White Collar Crime

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Mario Musil (<https://lawyers.law.cornell.edu/lawyer/mario-musil-1...>)



[vers.law.cornell.edu/lawyer/mario-](https://law.cornell.edu/lawyer/mario-)
Viera, FL
(321) 252-4396 (tel:3212524396)
Immigration Law, Business Law, Criminal Law

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