

**Issued: April 6, 2022**

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**FEDERAL MARITIME COMMISSION**

**ENVIRONMENTAL ASSESSMENT ON DOCKET NO. 21-03 AND FINDING OF NO  
SIGNIFICANT IMPACT**

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**ENVIRONMENTAL ASSESSMENT**

**Need for Action:** The Commission proposes modifications to its rules governing Carrier Automated Tariffs. The proposed rule would: (1) remove the option for ocean common carriers to charge a fee to access their tariff; (2) allow non-vessel operating common carriers to cross reference certain aspects of other carriers’ terms in their tariffs; (3) clarify the ability for non-vessel operating common carriers to increase certain passed-through charges without notice; (4) update the definition of co-loading to apply only to less than container loads; (5) require that documentation be annotated with the names of all non-vessel operating common carriers involved in a shipping transaction; and (6) make other miscellaneous updates and clarifications to the regulation.

**Alternatives:** The alternatives before the Commission are that the proposed rule may be adopted, modified, or terminated without adoption.

IMPACTS	DEGREE OF ENVIRONMENTAL IMPACT		
	Not Applicable	Insignificant	Significant
<b>A. ENERGY</b>			
1. Terminal Operations			
a. Vessels at dockside (auxiliary plant)		<b>X</b>	
i. New calls at port		<b>X</b>	
ii. Shifting berths		<b>X</b>	
b. Stevedoring and cranes (loading/offloading)		<b>X</b>	
c. Circulation of vehicles including trucks, fork lifts, packets, etc.		<b>X</b>	
d. Maintenance/repair shops, office spaces, and utilities (boilers and diesels)		<b>X</b>	
e. Off dock operations		<b>X</b>	
2. Vessels underway (piloting, berthing, etc.)		<b>X</b>	

IMPACTS	DEGREE OF ENVIRONMENTAL IMPACT		
	Not Applicable	Insignificant	Significant
<b>B. AIR QUALITY</b>			
1. Vessels at dockside		X	
2. Stevedoring and cranes		X	
3. Circulation of vehicles		X	
4. Maintenance shops and utilities		X	
5. Storage tanks (other than diesel oil)		X	
6. Off dock operations		X	

IMPACTS	DEGREE OF ENVIRONMENTAL IMPACT		
	Not Applicable	Insignificant	Significant
<b>C. NOISE POLLUTION</b>			
1. Vessels at dockside (auxiliary machinery)		X	
2. Stevedoring and cranes (loading/off-loading)		X	
3. Circulation of vehicles		X	
4. Maintenance shops		X	
5. Vessels underway		X	
6. Off dock operations		X	

IMPACTS	DEGREE OF ENVIRONMENTAL IMPACT		
	Not Applicable	Insignificant	Significant
<b>D. HAZARDOUS CARGOES (other than containerized)</b>		X	

IMPACTS	DEGREE OF ENVIRONMENTAL IMPACT		
	Not Applicable	Insignificant	Significant
<b>E. WATER QUALITY</b>			
1. Berth dredging (impacts on turbidity)		X	
2. Vessels underway (piloting and berthing)		X	
3. Landfill		X	
4. Off dock operations		X	

IMPACTS	DEGREE OF ENVIRONMENTAL IMPACT		
	Not Applicable	Insignificant	Significant
<b>F. BIOLOGICAL</b>			
1. Terrestrial habitat (birds, animals, plants)		X	
2. Marine habitat (fish, invertebrates, mammals)		X	

IMPACTS	DEGREE OF ENVIRONMENTAL IMPACT		
	Not Applicable	Insignificant	Significant
<b>G. RECREATION</b>		X	

IMPACTS	DEGREE OF ENVIRONMENTAL IMPACT		
	Not Applicable	Insignificant	Significant
<b>H. CULTURAL AND ARCHEOLOGICAL</b>		X	

IMPACTS	DEGREE OF ENVIRONMENTAL IMPACT		
	Not Applicable	Insignificant	Significant
<b>I. LAND USE</b>		X	

**FINDING OF NO SIGNIFICANT IMPACT**

In accordance with the National Environmental Policy Act of 1969 (NEPA), the Federal Maritime Commission has assessed the environmental and energy impacts of Docket No. 21-03. In Docket No. 21-03, the Commission proposes modifications to its rules governing Carrier Automated Tariffs. The revisions are non-substantial.

The foregoing impact assessment for Docket No. 21-03 indicates that this rulemaking will have no significant effects on the quality of the human environment. Accordingly, I conclude that preparation of an environmental impact statement is not required under 42 U.S.C. § 4332(2)(C).

The FONSI will become final within 10 days of publication of the Notice of Proposed Rulemaking, which includes a Notice of Availability of the FONSI, in the Federal Register unless a petition for review is filed under 46 C.F.R. § 504.6(b).

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