

# Norfolk District Regulatory Office

2012 Nationwide Permits

Norfolk District Water Resources Division

April 17, 2012



# 2012 Nationwide Permits ESA

- Notification for ALL NWP's will be required for any project that may affect a federally listed threatened or endangered species or designated critical habitat. The U.S. Fish and Wildlife Service (Service) has developed an online system that allows users to find information about sensitive resources that may occur within the vicinity of a proposed project. This system is named "Information, Planning and Conservation System," (IPaC), and is located at: <http://ecos.fws.gov/ipac/> . This system provides information regarding federally listed and proposed candidate, threatened, and endangered species, designated critical habitats, and Service refuges that may occur in the identified areas, or may be affected by the proposed activities. The applicant may use this system to determine if any federally listed species or designated critical habitat may be affected by their proposed project, ensuring compliance with the Endangered Species Act.



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## Data sources

- **IPAC**
  - USFWS trust resources only
  - Habitat and occurrence info
- **Division of Game and Inland Fisheries**
  - All State and Federally listed animal species
  - Occurrence info
- **Department of Conservation and Recreation**
  - Occurrence info
  - All State and Federally listed plant and animals but not specific



# 2012 Nationwide Permits IPAC

The screenshot displays the IPAC web application interface. At the top, the U.S. Fish & Wildlife Service logo is on the left, and the text "U.S. Fish & Wildlife Service" and "IPaC - Information, Planning, and Conservation System" is in the center. To the right, it says "Environmental Conservation Online System". Below this is a search bar and a navigation menu with "IPaC Home Page", "Initial Project Scoping" (highlighted), "Project Builder", and "FAQs".

The main content area is titled "Define your project location" and has two radio buttons: "Map (using toolbar buttons)" (selected) and "State/county list". Below this is a map interface with a toolbar containing icons for zooming, panning, and other map functions. The map shows a river flowing into a body of water, with a red rectangular box highlighting a specific area. A scale bar indicates 300 meters and 1000 feet. The coordinates are Latitude: 37.203653 and Longitude: -76.732144, with a scale of 1:9018. The map is powered by ESRI.


On the left side of the map interface, there is a vertical sidebar with four steps:

- Step 1: Location
- Step 2: Activities
- Step 3: Trust resources list
- Step 4: Conservation measures

A "Continue" button is located at the bottom right of the map area.



# 2012 Nationwide Permits IPAC

 **U.S. Fish & Wildlife Service**  
**IPaC - Information, Planning, and Conservation System**  
Environmental Conservation Online System

Search

IPaC Home Page **Initial Project Scoping** Project Builder FAQs

**Step 1**  
Location

**Step 2**  
Activities

**Step 3**  
Trust resources list

**Step 4**  
Conservation measures

[U.S. Fish and Wildlife](#)

**Describe your project**

Select your project type:

- Customs and Border Protection
- Dam
- Deepwater Horizon Oil Spill Response
- Department of Energy Operations
- Development
- Dredge / Excavation
- Federal Grant / Loan Related
- Fill**
- Fire
- Forestry
- Guidance
- Highway Safety and Maintenance
- Invasive Species Control
- Land - Acquisition
- Land - Clearing
- Land - Creation
- Land - Disposal / Transfer
- Land - Drainage
- Land - Easement / Right-Of-Way
- Landfill
- Land - Flooding
- Land - Management Plans
- Land - Preservation
- Land - Restoration / Enhancement
- Military Operations / Maneuvers
- Mining
- Oil Or Gas
- \*\* Other \*\*
- Power Generation
- Recovery Permit

Back Continue...

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# 2012 Nationwide Permits IPAC

repair.action

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**Step 2**  
Activities

**Step 3**  
Trust resources list

**Step 4**  
Conservation measures


An online Endangered Species Act species-list IS available on this page for your project area, represented by the office(s) listed below. [Click to print the preliminary Species-List](#)  
[Request an Official Species-List](#)

**The Endangered Species Act species-list below is for planning purposes only -- It is not an official species-list.**

To request an official species-list, click the Request an Official Species-list link to the right and follow the instructions.

VIRGINIA ECOLOGICAL SERVICES FIELD OFFICE  
6669 SHORT LAKE  
GLOUCESTER, VA 23061  
(804) 693-6834  
<http://www.fws.gov/northeastvirginiafield/>

Project location map:



Project Counties:  
James City, VA

Project type: Fill

**Endangered Species Act Species-list**  
There are a total of 2 species in your species-list

Species that may be affected by your project:

Flowering Plants			
Sensitive joint-witch ( <i>Aeschynomene virginica</i> )	Threatened (U)	<a href="#">species info</a>	Virginia Ecological Services Field Office
Small Whorled pogonia ( <i>Isoetes medeoloides</i> )	Threatened (U)	<a href="#">species info</a>	Virginia Ecological Services Field Office

[Don't see a species you expect to see?](#)

**FWS National Wildlife Refuges**  
There are no refuges found within the vicinity of your project.

**FWS Migratory Birds**  
Not yet available through IPaC.



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## If species indicated:

- PCN Required
- Print and include species list
- If using IPAC, can generate official list and include “proposed” conclusion with documentation.



# 2012 Nationwide Permits

## RP vs NWP

### **RP 5 – Small Impoundments :**

- Authorizes work in perennial streams

### **RP 15 – Ditch Maintenance:**

- Authorizes work in tidal waters

### **RP 19 – Multiple Activities:**

- Aerial transmission lines (12) – State lead reviewer
- Bulkheads and riprap (13) – can be greater than 500 lf and allows some fill in wetlands without specific waiver from the Corps.
- Boat Ramps (36) – no cy or width restriction
- Aquaculture (48) – ?





# 2012 Nationwide Permits Limitations to NWP use

NWP 14 – May not be used for nontidal impacts

NWP 29 – May not be used for multiple unit residential development or residential subdivisions

NWP 39 – Revoked for use in virginia



# 2012 Nationwide Permits Miscellaneous

**NWP 21** – activities previously authorized under 2007 NWP remain authorized provided:

1. SMCRA authorization issued or in process
2. Written request to Corps by Feb. 1, 2013
3. No expansion of impact
4. Corps confirms minimal impact

**DOD notice** – Corps will provide PCN and verification to the Department of Defense Siting Clearinghouse for the following NWP authorizations

12 – overhead utility lines

51 and 52 – wind energy generating structure, solar tower or overhead transmission line



# Questions/Comments?

