# **Norfolk District Regulatory Office**

#### George Janek 2012 Nationwide Permits Norfolk District Water Resources Division April 17, 2012



- Norfolk District team responsible for 50 decision documents
- Regional conditions may be minor changes
- Five commonly used NWPs
- What makes a good application?



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# 2012 Norfolk District Regional Conditions

- Minor changes from 2007 conditions
- NWP 14 for transportation projects limited to tidal waters
- NWP 29 for residential developments limited to single residences
- NWP 39 for Commercial and Institutional Developments - suspended
- Pipe repairs



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## **2012 Regional Conditions**

- Coordination for Federally listed species and critical habitat
- What is IPaC? FWS' Information, Planning, and Conservation System
- Website is http://ecos.fws.gov/ipac/



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#### **Five Most Used NWPs**

- NWP 3 maintenance activities
- NWP 12 utility line activities
- NWP 18 minor discharges
- NWP 27 aquatic habitat restoration
- NWP 43 stormwater management



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- Authorizes repair/ replacement of previously authorized, currently serviceable structures and fills
- Changes new or additional riprap ok, limits stream channel modifications
- 200 foot limit for debris and sediment removal
- Countersinking regional condition



- Authorizes utility line activities
- ½ acre limit for each single and complete project
- PCN reqd. if impacts exceed 1/10 acre (and for most other cases)
- 2012 changes: DoD and NOAA notification

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- Authorizes minor discharges of dredged or fill material
- OHW/ MHW limits of 25 cubic yds. (10 cu. yds. triggers PCN)
- Loss of WOUS may not exceed 1/10 acre
- Not used for purpose of stream diversions

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- Aquatic habitat restoration, establishment, and enhancement activities
- 2012 changes: tidal streams and wetlands added
- PCN: reqd. for most projects
- Clarification: self mitigating, but please tell us why in the PCN!



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# **Living Shoreline Project**





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### Nationwide 43 – SWM Mgt. Facilities

- Authorizes discharges of dredged or fill material into non-tidal WOUS
- Limits: <sup>1</sup>/<sub>2</sub> acre non-tidal wetlands, 300 linear ft. of stream
- PCN required unless <u>only</u> restoring to original SWM capacity



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### What makes a good application?

- First, identify the application as a PCN
- Include permittee information
- Project location
- Describe your project: purpose, direct and indirect environmental effects, quantify loss or conversion of WOUS



# **Good Application (continued)**

- Other RGPs, NWPs, or IPs that may be used in combination
- Sketches showing delineated WOUS limits (data sheets)
- T&E species and Historic Resources info
- 1/10 of an acre and compensatory mitigation



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## **Good application**

Bottom line:

The information in your PCN should be detailed enough for the Corps to determine (and document) that the project will have only minimal adverse effects.



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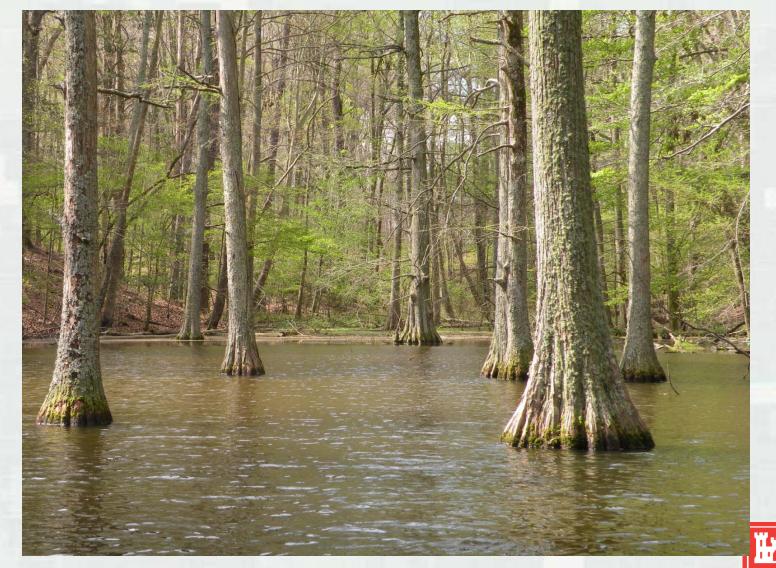
#### **Resources and References**

- HQ Regulatory website: <u>http://www.usace.army.mil/Missions/CivilWork</u> <u>s/RegulatoryProgramandPermits/Nationwide</u> <u>Permits.aspx</u>
- Norfolk District Regulatory website: http://www.nao.usace.army.mil/



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# **Questions/Comments?**



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