

U S Army Corps  
of Engineers  
Huntington District

# Public Notice

In reply refer to Public Notice No.  
LRH-201100098

Issuance Date: **APR 13 2011**

Stream:

N/A

Closing Date: **MAY 23 2011**

Please address all comments and inquiries to:

U.S. Army Corps of Engineers, Huntington District

ATTN: CELRH-OR-F Public Notice No. (reference above)

502 8<sup>th</sup> Street

Huntington, WV 25701-2070

Phone: (304) 399-5210

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## NATIONWIDE PERMIT REISSUANCE REGIONAL CONDITIONS FOR THE STATE OF OHIO REQUEST FOR COMMENTS

On March 7, 2011, a Public Notice was issued by the Huntington District of the U.S. Army Corps of Engineers advertising the February 16, 2011, Federal Register publication regarding the U.S. Army Corps of Engineers proposal to reissue 48 of its existing nationwide permits (NWP) and issue two new NWP.

Under Section 404 of the Clean Water Act (Section 404), the U.S. Army Corps of Engineers regulates the discharge of dredged and fill material into waters of the United States (U.S.), including wetlands. Our responsibility under Section 10 of the Rivers and Harbors Act of 1899 (Section 10) is to regulate any work in, or affecting, navigable waters of the U.S.

NWP are general permits issued on a nationwide basis to streamline the authorization of activities that result in minimal individual and cumulative adverse effects on the aquatic environment. Many of the proposed NWP require notification to the district engineer (DE) before commencing the work, to ensure that the activities authorized by those NWP have minimal individual and cumulative adverse impacts on the aquatic environment.

National Issues Concerning the Proposed NWP: As stated in the March 7, 2011, Public Notice, the Federal Register notice is the public's opportunity to comment on the proposed NWP, general conditions, and definitions. Anyone wishing to provide comments may obtain a full text copy of the NWP through [www.regulations.gov](http://www.regulations.gov) (docket number COE-2010-0035), the Corps Home page at <http://www.usace.army.mil/CECW/Pages/nmpi.aspx>, or the Federal Register at <http://www.gpoaccess.gov/fr/index.html>. Comments on national issues relating to these NWP should be submitted to docket number COE-2010-0035 at [www.regulations.gov](http://www.regulations.gov), or by email to [NWP2012@usace.army.mil](mailto:NWP2012@usace.army.mil) or by mail to Headquarters, U.S. Army Corps of Engineers, Directorate of Civil Works, ATTN: CECW-CO-R, 441 G Street, N.W., Washington, D.C. 20314-1000. Comments on the proposed NWP are due to Headquarters by April 18, 2011.

Regional Issues Concerning the Proposed NWP's, Including Regional Conditioning:

Division engineers are authorized to add regional conditions specific to the needs and/or requirements of a particular region or state. Regional conditions are important mechanisms to ensure that impacts to the aquatic environment authorized by the NWP's are minimal, both individually and cumulatively. Division engineers may also suspend or revoke specific NWP's in certain geographic areas (e.g., states or watersheds) or high-value aquatic systems where impacts authorized by those NWP's may be more than minimal.

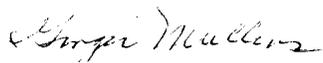
The intent of this Public Notice is to provide an opportunity for the public to express their views on the proposed regional conditions for the State of Ohio. An enclosure for this public notice is a list of the proposed regional conditions currently under consideration by the Huntington, Buffalo, and Pittsburgh Districts of the U.S. Army Corps of Engineers for the State of Ohio. These districts are seeking comments on the proposed regional conditions and seeking comments on the need for additional regional conditions to help ensure that the impacts authorized by the proposed NWP's are minimal. Unless otherwise noted, all proposed regional conditions listed on this enclosure are applicable for activities in the State of Ohio.

Comments on regional issues relating to the proposed NWP's and regional conditions are to be sent to:

Ms. Jean B. Siedel, Regulatory Project Manager  
 U.S. Army Corps of Engineers, Huntington District  
 Dover Regulatory Field Office  
 5336 S.R. 800, N.E.  
 Dover, Ohio 44622

Comments relating to regional conditions are due to the Huntington District by May 23, 2011. If you have any questions concerning this public notice, please contact Ms. Jean B. Siedel of the Dover Regulatory Field Office at (330) 364-6177.

Please note, the names and addresses of those who submit comments in response to this public notice become part of our administrative record and, as such, are available to the public under provisions of the Freedom of Information Act.



Ginger Mullins, Chief  
 Regulatory Branch

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## 2012 Proposed Regional Conditions

1. *Aids to Navigation.* No proposed regional conditions.

2. *Structures in Artificial Canals.*

a. Notification in accordance with Nationwide Permit General Condition 30 and Regional General Condition 6 is required for any proposed structure exceeding 25% of the width of the existing canal.

3. *Maintenance.*

a. Notification in accordance with Nationwide Permit General Condition 30 and Regional General Condition 6 is required for the following activities:

- The use of any permanent vertical bulkhead. A vertical bulkhead is defined as any structure, or fill, with a vertical face. It may be constructed of timber, steel, concrete, etc;
- All activities in Section 10 waters within the Buffalo and Pittsburgh Districts of the Corps of Engineers. Notification is required for all activities in the Ohio River and the Muskingum River;
- For temporary structures, work, and discharges (including cofferdams) necessary for access fills or dewatering of construction sites occurring in wetlands, perennial streams, or Section 10 waters when the primary activity is otherwise authorized by the Corps of Engineers. The Notification must include a restoration plan showing how all temporary fills and structures will be removed and the area restored to pre-project conditions; and
- The use of vertical sheet piling and closed structures in the special habitat waters of Lake Erie (See Nationwide Permit General Condition 21 *Designated Critical Resource Waters*, and Regional General Condition (5f) for *Critical Resource Waters*.);

b. Any stream channel modification is limited to a distance of 50 feet upstream and/or 50 feet downstream of the structure.

c. The placement of any new rip-rap is limited to a total of 200 feet.

c. For projects located along the shorelines of Lake Erie, Sandusky Bay, and Maumee Bay, all sand and gravel located below the proposed project, both below and above Ordinary High Water (OHW) (573.4 feet IGLD 1985), shall be excavated down to clay or bedrock, and side cast into the nearshore area either immediately waterward or downdrift of the project area in less than three feet of water.

**4. Fish and Wildlife Harvesting, Enhancement, and Attraction Devices and Activities.** No proposed regional conditions.

**5. Scientific Measurement Devices.**

a. Notification in accordance with Nationwide Permit General Condition 30 and Regional General Condition 6 is required for any discharge associated with weirs and flumes.

b. This nationwide permit does not authorize discharges of dredged or fill material in wetlands, islands, island backchannels, embayments, and/or sites at the confluence of one stream with another.

**6. Survey Activities.**

a. Notification in accordance with Nationwide Permit General Condition 30 and Regional General Condition 6 is required for “exploratory trenching.”

b. Notification in accordance with Nationwide Permit General Condition 30 and Regional General Condition 6 is required for discharges in streams exceeding 25 cubic yards.

**7. Outfall Structures and Associated Intake Structures.** No proposed regional conditions.

**8. Oil and Gas Structures on the Outer Continental Shelf.** No proposed regional conditions.

**9. Structures in Fleeting and Anchorage Areas.** No proposed regional conditions.

**10. Mooring Buoys.** No proposed regional conditions.

**11. Temporary Recreational Structures.**

a. This nationwide permit does not authorize temporary recreational structures in or near wetlands, islands, island backchannels, embayments, and/or sites at the confluence of one stream with another.

**12. Utility Line Activities.**

a. Notification in accordance with Nationwide Permit General Condition 30 and Regional General Condition 6 is required for the following activities and the notification must include a restoration plan showing how all temporary fills and structures will be removed and the area restored to pre-project conditions:

- All work in waters of the U.S., including special aquatic sites, associated with utility line substations;

- All stream work (perennial, intermittent, and ephemeral) associated with foundations for overhead utility line towers, poles, and anchors;
- Impacts greater than 1/10 acre in waters of the U.S., including wetlands, associated with access roads;
- All temporary structures, work, and discharges (including cofferdams) necessary for access fills or dewatering of construction sites occurring in wetlands, perennial streams, or Section 10 waters when the primary activity is otherwise authorized by the Corps of Engineers; and
- All impacts to shrub/scrub and forested wetlands.

b. Notifications for aerial transmission lines over Section 10 waters must include the nominal system voltage and the additional clearance above low steel for bridges, if available, or above maximum high water elevation.

Note: All aerial crossings will have the following minimum clearances above the clearance required for bridges, or the clearances which would be required by the U.S. Coast Guard for new fixed bridges, in the vicinity of the proposed crossing. These clearances are based on the low point of the line under conditions which produce the greatest sag, taking into consideration temperature, load, wind, length or span, and type of supports as outlined in the National Electrical Safety Code. For any non-electrical cable, the crossing must have a minimum clearance of 20 feet above the clearance required for bridges.

<u>NOMINAL SYSTEM VOLTAGE, KV</u>	<u>ADDITIONAL CLEARANCE, FEET</u>
15 and below	20
38	22
61	24
130	26
250	30
500	35
700	42
750 – 765	45

c. Where certain functions and values of waters of the U.S. are permanently adversely affected, such as the conversion of a forested wetland or shrub/scrub wetland to a herbaceous wetland in the permanently maintained utility line right-of-way, mitigation may be required to reduce the adverse effects of the project to the minimal level.

c. Anti-seep collars or clay plugs must be utilized for trenching activities conducted in a wetland.

e. This nationwide permit does not authorize the placement of manholes in wetlands.

f. Excess material must be removed to upland areas immediately upon completion of construction.

g. The loss of waters of the U.S. is limited to 300 feet of stream bed, unless for intermittent and ephemeral stream beds, this 300 linear foot limit is waived in writing by the district engineer.

### **13. *Bank Stabilization.***

a. Notification in accordance with Nationwide Permit General Condition 30 and Regional General Condition 6 is required for the following activities:

- All activities in Section 10 waters within the Buffalo and Pittsburgh Districts of the Corps of Engineers. Notification is required for all activities in the Ohio River and the Muskingum River;
- The use of any vertical bulkhead. A vertical bulkhead is defined as any structure, or fill, with a vertical face. It may be constructed of timber, steel, concrete, etc; and
- Temporary structures, work, and discharges (including cofferdams) necessary for construction activities, access fills, or dewatering of construction sites occurring in wetlands, perennial streams, or Section 10 waters when the primary activity is otherwise authorized by the Corps of Engineers. The Notification must include a restoration plan showing how all temporary fills and structures will be removed and the area restored to pre-project conditions.

b. For projects located along the shorelines of Lake Erie, Sandusky Bay, and Maumee Bay, all sand and gravel located below the proposed project, both below and above Ordinary High Water (OHW) (573.4 feet IGLD 1985), shall be excavated down to clay or bedrock, and side cast into the nearshore area either immediately waterward or downdrift of the project area in less than three feet of water.

c. For projects located along the shorelines of Lake Erie, Sandusky Bay, and Maumee Bay, a one-time sand prefill of 2 cubic yards of sand per linear foot of shoreline stabilized shall be placed in the nearshore area in less than three feet of water. The sand shall be from an upland source.

d. Material used for bank stabilization or fill shall consist of suitable material free from toxic contaminants in other than trace quantities. Suitable material shall consist of rock, stone, vegetative erosion control measures, broken concrete (without exposed reinforcing bar) and when applicable, clean soil.

c. Proper installation is required for the use of this NWP. This nationwide permit does not authorize material that is dumped from the top of bank resulting in uncontrolled spilling of material over the bank into the waterway.

**14. *Linear Transportation Projects.***

a. Notification in accordance with Nationwide Permit General Condition 30 and Regional General Condition 6 is required for the following activities:

- All activities in Section 10 waters;
- Temporary structures, work, and discharges (including cofferdams) necessary for construction activities, access fills, or dewatering of construction sites occurring in wetlands, perennial streams, or Section 10 waters when the primary activity is otherwise authorized by the Corps of Engineers. The Notification must include a restoration plan showing how all temporary fills and structures will be removed and the area restored to pre-project conditions; and
- Stream impacts greater than 200 linear feet.

b. Interior roadways for recreational facilities and residential, commercial, and institutional developments are not authorized by this nationwide permit.

c. The loss of waters of the U.S. is limited to 300 feet of stream bed, unless for intermittent and ephemeral stream beds, this 300 linear foot limit is waived in writing by the district engineer.

**15. *U.S. Coast Guard Approved Bridges.***

a. Notification in accordance with Nationwide Permit General Condition 30 and Regional General Condition 6 is required for all activities in Section 10 waters.

**16. *Return Water From Upland Contained Disposal Areas.*** No proposed regional conditions.

**17. *Hydropower Projects.*** No proposed regional conditions.

**18. *Minor Discharges.***

a. This Nationwide permit does not authorize stream relocations.

b. This Nationwide permit does not authorize valley fills in streams or the complete elimination of a stream.

c. This Nationwide permit does not authorize impoundments or well pads for commercial or industrial use.

d. For projects located along the shorelines of Lake Erie, Sandusky Bay, and Maumee Bay, all sand and gravel located below the proposed project, both below and above Ordinary High Water (OHW) (573.4 feet IGLD 1985), shall be excavated down to clay or bedrock, and side cast into the nearshore area either immediately waterward or downdrift of the project area in less than three feet of water.

**19. *Minor Dredging.***

a. Dredging operations in Lake Erie, Sandusky Bay, and Maumee Bay, that recover material consisting of greater than 60% sand and/or gravel shall be disposed of in the nearshore area in less than three feet of water and downdrift from the dredging location.

**20. *Response Operations for Oil and Hazardous Substances.*** No proposed regional conditions.

**21. *Surface Coal Mining Activities.***

a. This nationwide permit does not authorize the discharge of refuse.

b. Agency coordination as described in Nationwide Permit General Condition 30 (d)(2) is required when the loss of stream bed exceeds 300 linear feet.

c. The loss of waters of the U.S. is limited to 1000 feet of stream bed.

**22. *Removal of Vessels.*** No proposed regional conditions.

**23. *Approved Categorical Exclusions.***

a. Notification in accordance with Nationwide Permit General Condition 30 and Regional General Condition 6 is required for use of this nationwide permit.

b. Notifications must also include a copy of the CE determination, a delineation of special aquatic sites and a mitigation plan for impacts greater than 1/10 acre of waters of the U.S.

**24. *Indian Tribe or State Administered Section 404 Programs.*** No proposed regional conditions.

**25. *Structural Discharges.***

a. Notification in accordance with Nationwide Permit General Condition 30 and Regional General Condition 6 is required if the impacts to waters of the U.S. are more than 1/10 acre.

**26. [Reserved]**

**27. Aquatic Habitat Restoration, Establishment, and Enhancement Activities.**

- a. Notification in accordance with Nationwide Permit General Condition 30 and Regional General Condition 6 is required for all work in waters of the U.S., including special aquatic sites.
- b. For impacts associated with development activities, the loss of waters of the U.S is limited to ½ acre, including the loss of no more than 300 linear feet of stream bed, unless for intermittent and ephemeral stream beds this 300 linear foot limit is waived in writing by the district engineer.

**28. Modifications of Existing Marinas.** No proposed regional conditions.

**29. Residential Developments.**

- a. The Notification shall include information sufficient to demonstrate the proposed project represents a single and complete project.
- b. Perpetual protection, in the form of a conservation easement, deed restriction, deed-restricted open space, or other similar legal protection, will normally be required for the remaining waters of the U.S. on-site to guarantee their preservation for aquatic resources, wildlife, open space, and flood protection. The Notification shall include a written description of the perpetual protection and corresponding drawings. The permittee is required to clearly identify, on the plot plan, the boundary of the Federal jurisdictional waters and associated upland buffer that is protected by the easement. The restrictions shall specifically state that the aquatic resources are not to be adversely impacted such as filling; excavating; draining; dredging; removal, destruction, or cutting of vegetation; spraying with herbicides; grazing of domestic animals; placement of structures; or other disturbances or manipulation of the protected area. A copy of the recorded easement shall be provided to the Army Corps of Engineers by December 31<sup>st</sup> in the year the authorized work commences, or by an approved time extension.
- c. No lot lines shall be placed in wetlands which are associated with compensatory mitigation.

**30. Moist Soil Management for Wildlife.**

- a. Notification in accordance with Nationwide Permit General Condition 30 and Regional General Condition 6 is required for use of this nationwide permit unless the applicant is working under the leadership of a governmental wildlife resource agency such as the Natural Resource Conservation Service (NRCS), the United States Fish & Wildlife Service (USFWS), or the Ohio Department of Natural Resources.

**31. Maintenance of Existing Flood Control Facilities.** No proposed regional conditions.

**32. Completed Enforcement Actions.** No proposed regional conditions.

**33. Temporary Construction, Access and Dewatering.** No proposed regional conditions.

**34. Cranberry Production Activities.** No proposed regional conditions.

**35. Maintenance Dredging of Existing Basins.**

- a. Notification in accordance with Nationwide Permit General Condition 30 and Regional General Condition 6 is required for use of this nationwide permit.

**36. Boat Ramps.**

- a. The discharge into waters of the U.S. is limited to 50 cubic yards of material and the width of the boat ramp is limited to 20 feet. However, for public boat ramps, the District Engineer may consider proposals for boat ramps with discharges into waters of the U.S. in excess of 50 cubic yards of material and a 20 foot width.
- b. This nationwide permit does not authorize discharges of dredged or fill material into wetlands, islands, island backchannels, embayments, and/or sites at the confluence of one stream with another.
- c. Notification in accordance with Nationwide Permit General Condition 30 and Regional General Condition 6 is required for any boat ramp proposed to be located within the area between the upstream and downstream arrival points of any Corps of Engineers lock and dam, or within 1500 feet of any emergency-mooring cell at any lock.

**37. Emergency Watershed Protection and Rehabilitation.** No proposed regional conditions.

**38. Cleanup of Hazardous and Toxic Waste.** No proposed regional conditions.

**39. Commercial and Institutional Developments.**

- a. The Notification shall include information sufficient to demonstrate the proposed project represents a single and complete project.
- b. Perpetual protection, in the form of a conservation easement, deed restriction, deed-restricted open space, or other similar legal protection, will normally be required for the remaining waters of the U.S. on-site to guarantee their preservation for aquatic resources, wildlife, open space, and flood protection. The Notification shall include a written description of the perpetual protection and corresponding drawings. The permittee is required to clearly identify, on the plot plan, the boundary of the Federal jurisdictional waters and associated upland buffer that is protected by the easement. The restrictions shall specifically state that the aquatic resources are not to be adversely impacted such as filling; excavating; draining; dredging; removal, destruction, or cutting of vegetation;

...spraying with herbicides; grazing of domestic animals; placement of structures; or other disturbances or manipulation of the protected area. A copy of the recorded easement shall be provided to the Army Corps of Engineers by December 31<sup>st</sup> in the year the authorized work commences, or by an approved time extension.

c. No lot lines shall be placed in wetlands which are associated with compensatory mitigation.

**40. *Agricultural Activities.*** No proposed regional conditions.

**41. *Reshaping Existing Drainage Ditches.***

a. Notification in accordance with Nationwide Permit General Condition 30 and Regional General Condition 6 is required for use of this nationwide permit.

**42. *Recreational Facilities.***

a. The Notification shall include information sufficient to demonstrate the proposed project represents a single and complete project.

b. Perpetual protection, in the form of a conservation easement, deed restriction, deed-restricted open space, or other similar legal protection, will normally be required for the remaining waters of the U.S. on-site to guarantee their preservation for aquatic resources, wildlife, open space, and flood protection. The Notification shall include a written description of the perpetual protection and corresponding drawings. The permittee is required to clearly identify, on the plot plan, the boundary of the Federal jurisdictional waters and associated upland buffer that is protected by the easement. The restrictions shall specifically state that the aquatic resources are not to be adversely impacted such as tilling; excavating; draining; dredging; removal, destruction, or cutting of vegetation; spraying with herbicides; grazing of domestic animals; placement of structures; or other disturbances or manipulation of the protected area. A copy of the recorded easement shall be provided to the Army Corps of Engineers by December 31<sup>st</sup> in the year the authorized work commences, or by an approved time extension.

**43. *Stormwater Management Facilities.***

a. Notification in accordance with Nationwide Permit General Condition 30 and Regional General Condition 6 is required for impacts to Section 10 waters and wetlands adjacent to Section 10 waters, impacts to perennial streams, and impacts to intermittent streams.

**44. *Mining Activities.*** Proposing to revoke for use in Ohio.

**45. *Repair of Uplands Damaged by Discrete Events.*** No proposed regional conditions.

**46. *Discharges in Ditches.*** Proposing to revoke for use in Ohio.

47. [Reserved]

48. **Existing Commercial Shellfish Aquaculture Activities.** No proposed regional conditions.

49. **Coal Remining Activities.**

a. The Notification shall include the information required in the Ohio Department of Natural Resources Division of Mineral Resource Management Policy Procedure Directive Regulatory 99-1 entitled Lands Eligible for Remining and dated November 18, 1999.

b. Agency coordination as described in Nationwide Permit General Condition 30 (d)(2) is required when the loss of stream bed exceeds 300 linear feet.

50. **Underground Coal Mining Activities.**

a. This nationwide permit does not authorize the discharge of refuse.

b. Agency coordination as described in Nationwide Permit General Condition 30 (d)(2) is required when the loss of stream bed exceeds 300 linear feet.

c. The loss of waters of the U.S. is limited to 1000 feet of stream bed.

**A. Land-Based Renewable Energy Generation Facilities.**

a. The Notification shall include information sufficient to demonstrate the proposed project represents a single and complete project.

b. Perpetual protection, in the form of a conservation easement, deed restriction, deed-restricted open space, or other similar legal protection, will normally be required for the remaining waters of the U.S. on-site to guarantee their preservation for aquatic resources, wildlife, open space, and flood protection. The Notification shall include a written description of the perpetual protection and corresponding drawings. The permittee is required to clearly identify, on the plot plan, the boundary of the Federal jurisdictional waters and associated upland buffer that is protected by the easement. The restrictions shall specifically state that the aquatic resources are not to be adversely impacted such as filling; excavating; draining; dredging; removal, destruction, or cutting of vegetation; spraying with herbicides; grazing of domestic animals; placement of structures; or other disturbances or manipulation of the protected area. A copy of the recorded easement shall be provided to the Army Corps of Engineers by December 31<sup>st</sup> in the year the authorized work commences, or by an approved time extension.

**B. Water-Based Renewable Energy Generation Pilot Projects.** Proposing to revoke for use in Ohio.

**Regional General Conditions**

1. Nationwide Permits shall not authorize any activity which impacts bogs and/or fens.
2. No Nationwide permit may be used in Lake Erie for purposes of diverting water from the Great Lakes.
3. Nationwide Permits shall not authorize any activity which has an adverse impact on littoral transport within Lake Erie.

**4. ODNR In-Water Work Exclusion Dates:** Any work associated with a Nationwide permit cannot take place during the restricted period of the following ODNR Division of Wildlife Statewide In-Water Work Restrictions unless the permittee notifies the District Engineer in accordance Nationwide Permit General Condition 30 and receives written approval from the Corps:

\* Please note - The following table is currently being reviewed by ODNR for potential changes:

<u>Location</u>	<u>Restricted Period</u>
Salmonid streams <sup>1</sup>	9/15 – 6/30
Percid streams <sup>2</sup>	3/15 – 6/30
Other streams <sup>3</sup>	4/15 – 6/30

1. Arcola Creek (entire reach), Ashtabula River (to Hadlock Rd.), Ashtabula Harbor, Chagrin River (to I-90), Cold Creek (entire reach), Conneaut Creek (entire reach), Conneaut Harbor, Cowles Creek (entire reach), Euclid Creek (entire reach), Grand River (to dam at Harpersfield Covered Bridge Park just upstream of the S.R. 534 bridge)/Fairport Harbor, Indian Creek (entire reach), Rocky River (to dam off Park Dr. just south of the I-90 bridge south of Rock River), Turkey Creek (entire reach), Vermillion River (to dam at Wakeman upstream of the S.R. 20/60 bridge), Wheeler Creek (entire reach), Whitman Creek (entire reach).

2. Cuyahoga River (to dam below the S.R. 82 bridge east of Brecksville (Chippewa Rd.)), Great Miami River (to dam south of New Baltimore), Hocking River (lower section), Little Miami River (lower section), Maumee River (to split dam at Mary Jane Thurston State Park and Providence Park in Grand Rapids), Maumee Bay, Muskingum River (to Devola Dam No. 2 off S.R. 60 north of Marietta), Ohio River (entire reach), Portage River (entire reach), Sandusky River (to Ballville Dam off River Road in Fremont), Sandusky Bay, Scioto River (lower section), Toussaint Rive (entire reach).

3. Class 3 primary headwater streams (watershed  $\leq 1$  mi<sup>2</sup>), EWH, CWH, WWH, or

streams with T&E species. Includes Lake Erie & bays. Special conditions (such as occurrence of T&E species) may mandate local variation of restrictions.

**Note:** This condition does not apply to Ohio Department of Transportation projects that are covered under the “Memorandum of Agreement between Ohio Department of Transportation, Federal Highway Administration, Ohio Department of Natural Resources, and United States Fish and Wildlife Service For Interagency Coordination For Highway Projects Which Involve Stream Crossings, Bank Stabilization, and/or Minor Wetland Fills.

**5. Waters of Special Concern:** The permittee must notify the District Engineer in accordance with Nationwide Permit General Condition 30 and Regional General Condition 6 for activities in the following resources:

**a. Category 3 Wetlands:** Notification is required for all temporary or permanent impacts to Category 3 wetlands as determined through use of the latest approved version of Ohio EPA’s Ohio Rapid Assessment Method (ORAM) for wetland evaluation **long form**.

**b. Ohio Stream Designations:**

\*Please note - The following information is currently being reviewed by Ohio EPA for potential changes:

Notification is required for all temporary or permanent impacts to Exceptional Warmwater Habitat, Cold Water Habitat, Seasonal Salmonid, or any equivalent designation; or water bodies with an antidegradation category of Superior High Quality Water, Outstanding National Resource Water, or Outstanding High Quality Waters as determined by Ohio EPA except for NWP 3, 20, 27, 32, 37, 38, 45, and 47 or maintenance activities covered under NWP 7 and 12. The current list of these streams can be found on the Ohio EPA web-site at:

[http://www.epa.ohio.gov/dsw/rules/3745\\_1.aspx](http://www.epa.ohio.gov/dsw/rules/3745_1.aspx). You should look for these designations under the aquatic life use of the stream within its basin and under the “Anti-deg Rule #05.”

**c. State Wild and Scenic Rivers:** Notification is required for all activities in State Wild and Scenic Rivers. The following are **State Wild and Scenic Rivers**:

**The Ashtabula River**

- The Ashtabula River from the confluence of the East Branch and West Branch of the Ashtabula River at river mile 27.54, downstream to the East 24th Street bridge crossing at river mile 2.3.
- The East Branch of the Ashtabula River from Pennline Fen at river mile 12.0, downstream to the mouth of the East Branch at river mile 0.0.

- The West Branch of the Ashtabula River from the North Richmond Road (Co. Rd. 302) bridge crossing at river mile 9.05, downstream to the mouth of the West Branch at river mile 0.0.
- Miles designated (approximate): Scenic 46

### **Big and Little Darby Creeks**

- Big Darby Creek from the Champaign/Union County line downstream to the U.S. Rt. 40 bridge, from the northern boundary of Battelle-Darby Creek Metro Park to the confluence with the Little Darby Creek downstream to the Scioto River.
- Little Darby Creek from the Lafayette-Plain City Road bridge downstream to the confluence with Big Darby Creek.
- Miles designated (approximate): 84

### **Chagrin River**

- Aurora Branch from St. Rt. 82 bridge downstream to confluence with the Chagrin River.
- Chagrin River from confluence with Aurora Branch downstream to U.S. Rt. 6 bridge.
- Chagrin River from Woodiebrook Road bridge crossing downstream to the confluence with Aurora Branch of the Chagrin River in Bentleyville.
- East Branch from Heath Road bridge downstream to confluence with the Chagrin River.
- Miles designated (approximate): Scenic 71

### **Conneaut Creek**

- *Scenic Segment*: Creek Road bridge crossing to the Penn Central Railroad bridge crossing at river mile 2.0 in Conneaut.
- *Wild Segment*: Ohio/Pennsylvania border at river mile 23.83 to the Creek Road bridge crossing at river mile 7.39.
- Miles designated (approximate): Scenic 5.39, Wild 16.44, Total 21.83

### **Grand River**

- *Wild segment* - from Harpersfield covered bridge downstream to Norfolk and Western Railroad trestle south of Painesville.
- *Scenic segment* - from U.S. Rt. 322 bridge in Ashtabula County downstream to Harpersfield covered bridge.
- Miles designated (approximate): Scenic 33, Wild 23, Total 56

### **Kokosing River**

- Kokosing River from Knox/Morrow County line to confluence with Mohican River.

- North Branch of Kokosing from confluence with East Branch downstream to confluence with main stem.
- Miles designated (approximate): 48

### **Little Beaver Creek**

- *Wild segments* - **West Fork** from 1/4 mile downstream from Twp. Rd. 914 to confluence with Middle Fork. **North Fork** from Twp. Rd. 952 to confluence with Little Beaver Creek. **Little Beaver Creek** from confluence of West and Middle Forks downstream to 3/4 mile north of Grimm's Bridge.
- *Scenic segments* - **North Fork** from Ohio-Pennsylvania line downstream to Jackman Road. **Middle Fork** from Elkton Road. (Twp. Rd. 901) downstream to confluence with West Fork. **Little Beaver Creek** from 3/4 mile north of Grimm's Bridge downstream to the Ohio-Pennsylvania line.
- Miles designated (approximate): Wild 20, Scenic 16, Total 36

### **Little Miami River**

- Clermont County line at Loveland to headwaters, including North Fork, Clermont County line at Loveland to confluence with East Fork and from the confluence with East Fork to Ohio River.
- Miles designated (approximate): 105

### **Maumee River**

- *Scenic segment* - Ohio-Indiana line to St. Rt. 24 bridge west of Defiance.
- *Recreational segment* - St. Rt. 24 bridge west of Defiance to U.S. Rt. 25 bridge near Perrysburg.
- Miles designated (approximate): Scenic 43, Recreational 53

### **Mohican River**

- The entire main stem of the Mohican River from the confluence of the Clear Fork to the confluence with the Kokosing State Scenic River.
- The Clear Fork of the Mohican River from the base of the Pleasant Hill Dam to the confluence with the Black Fork of the Mohican River.
- Miles designated (approximate): 32.3

### **Olentangy River**

- Delaware Dam to Old Wilson Bridge Road in Worthington.
- Miles designated (approximate): 22

### **Sandusky River**

- U.S. Rt. 30 in Upper Sandusky to Roger Young Memorial Park in Fremont.
- Miles designated (approximate): 65

### **Stillwater River System**

- *Recreational segment* - Englewood dam to confluence with Great Miami River.
- *Scenic segments* - Stillwater River from Riffle Road bridge in Darke County to Englewood dam.
- Greenville Creek from the Ohio-Indiana state line to the confluence with the Stillwater.
- Miles designated (approximate): Scenic 83, Recreational 10

### **Upper Cuyahoga River**

- Troy-Burton Township line in Geauga County to St. Rt. 14.
- Miles designated (approximate): Scenic 25

d. ***National Wild and Scenic Rivers***: Notification is required for all work in components of the National Wild and Scenic River System. The following are components of the **National Wild and Scenic River System**:

#### **Big and Little Darby Creeks** (National Wild and Scenic River System):

- Big Darby Creek from Champaign-Union County line downstream to the Conrail railroad trestle and from the confluence with the Little Darby Creek downstream to the Scioto River.
- Little Darby Creek from the Lafayette-Plain City Road bridge downstream to within 0.8 mile from the confluence with Big Darby Creek.
- Total designation is approximately 82 miles.

#### **Little Beaver Creek** (National Wild and Scenic River System):

- Little Beaver Creek main stem, from the confluence of West Fork with Middle Fork near Williamsport to mouth.
- North Fork from confluence of Brush Run and North Fork to confluence of North Fork with main stem at Fredericktown.
- Middle Fork from vicinity of Co. Rd. 901 (Elkton Road) bridge crossing to confluence of Middle Fork with West Fork near Williamsport.
- West Fork from vicinity of Co. Rd. 914 (Y-Camp Road) bridge crossing east to confluence of West Fork with Middle Fork near Williamsport.
- Total designation is 33 miles.

#### **Little Miami** (National Wild and Scenic River System)

- Little Miami River - St. Rt. 72 at Clifton to the Ohio River
- Caesar Creek: lower two miles of Caesars Creek.
- Total designation is 94 miles.

c. **Endangered Species:** Due to the potential presence of Federally threatened or endangered species or their habitats, Notification is required for all work in the following waterway or township of the corresponding county:

<b>County</b>	<b>Waterway</b>	<b>Township</b>
Adams	Ohio Brush Creek, Ohio River, Scioto Brush Creek, South Fork Scioto Brush Creek, West Fork Ohio Brush Creek	
Allen	Auglaize River, Cranberry Creek, Ottawa River, Riley Creek, Sugar Creek	
Ashtabula	Grand River, Pymatuning Creek	
Athens	Ohio River	
Auglaize	Auglaize River, Pusheta Creek, St. Marys River	
Belmont	Ohio River	
Brown	Eagle Creek, East Fork Eagle Creek, East Fork Little Miami River, East Fork Whiteoak Creek, Ohio River, Straight Creek, West Fork Eagle Creek, Whiteoak Creek	
Butler	Dicks Creek, Dry Fork Whitewater River, Elk Creek, Four Mile Creek, Great Miami River, Indian Creek, Sevenmile Creek	
Champaign	Chapman Creek, Kings Creek, Mad River, Nettle Creek	
Clark	Beaver Creek, Chapman Creek, Honey Creek, Little Miami River, Mad River, Mud Run	Bethel
Clermont	East Fork Little Miami River, Indian Creek, Little Miami River, O'Bannon Creek, Ohio River, Stonelick Creek	
Clinton	Anderson Fork, Cowan Creek, Little East Fork, Rattlesnake Creek, Todd Fork Little Miami River	
Columbiana	Ohio River	
Coshocton	Doughty Creek, Killbuck Creek, Kokosing River, Mill Creek, Mohican River, Muskingum River, Tuscarawas River, Wakatomika Creek, Walhonding River, White Eyes Creek, Wills Creek	
Crawford	Broken Sword Creek, Olentangy River, Sandusky River, Sycamore Creek	
Darke	Greenmile Creek, Painter Creek, Stillwater River, Swamp Creek, West Branch Greenmile Creek	
Defiance	Auglaize River, Gordon Creek, Lick Creek, Lost Creek, Maumee River, Mud Creek, North Powell Creek, South Powell Creek, St. Joseph River, Tiffin River	Milford
Delaware	Alum Creek, Big Walnut Creek, Bokes Creek, Mill Creek, Olentangy River, Scioto River, Whetstone Creek	
Erie		Kelleys Island
Fairfield	Clear Creek, Hocking River, Rush Creek, Salt Creek,	

	Walnut Creek	
Fayette	Compton Creek, Deer Creek, East Fork Paint Creek, North Fork Compton Creek, Paint Creek, Rattlesnake Creek, Sugar Creek	
Franklin	Alum Creek, Big Darby Creek, Big Walnut Creek, Blacklick Creek, Hellbranch Run, Little Darby Creek, Olentangy River, Scioto River, Walnut Creek	
Fulton	Bad Creek, Brush Creek, Mill Creek, Swan Creek, Tenmile Creek, Tiffin River	
Gallia	Ohio River	
Greene	Caesar Creek, Little Miami River, Mad River, Massies Creek, Mud Run	
Hamilton	Dry Fork Whitewater River, Great Miami River, Mill Creek, Ohio River, West Fork Mill Creek, Whitewater River	
Hancock	Blanchard River, Eagle Creek, Ottawa Creek, Riley Creek	
Hardin	Blanchard River, Ottawa River, Panther Creek, Scioto River, Taylor Creek	Blanchard, Jackson
Henry	Bad Creek, Beaver Creek, Brush Creek, Lost Creek, Maumee River, South Turkeyfoot Creek, Turkeyfoot Creek	
Highland	Baker Fork, East Fork Little Miami River, East Fork Whiteoak Creek, Lees Creek, Paint Creek, Rattlesnake Creek, Rocky Fork, Whiteoak Creek	
Holmes		Prairie
Jefferson	Ohio River	
Lake	Grand River	
Lawrence	Ohio River	
Logan	Cherokee Mans Run, Great Miami River, Mad River,, Mill Creek, Muchinippi Creek, Rush Creek, Stoney Creek	
Lucas	Maumee River, Swan Creek, Tenmile Creek	Jerusalem
Madison	Big Darby Creek, Bradford Creek, Deer Creek, Little Darby Creek, Paint Creek, Spring Fork, Walnut Run	
Marion	Little Scioto River, Mud Run, Olentangy River, Rush Creek, Scioto River, Tymochtee Creek	
Meigs	Ohio River	
Mercer	Beaver Creek, Black Creek, Burntwood Creek, Chickasaw Creek, Goldwater, Little Beaver Creek, Little Black Creek, Mile Creek, St. Marys River, Twelvemile Creek, Wabash River	
Miami	Great Miami River, Greenville Creek, Honey Creek, Lost Creek, Ludlow Creek, Painter Creek, Spring Creek, Stillwater River	
Monroe	Ohio River	
Montgomery	Great Miami River, Little Bear Creek, Mad River, Stillwater River, Twin Creek, Wolf Creek	

Morgan	Muskingum River	
Morrow	Alum Creek, Big Walnut Creek, Kokosing River, Olentangy River, Shaw Creek, Whetstone Creek	
Muskingum	Muskingum River	
Ottawa	Cedar Creek, Crane Creek, Muddy Creek, Nine Mile Creek, Packer Creek, Portage River, Sugar Creek, Terwilegars Pond, Toussaint Creek, Turtle Creek, Wolf Creek	Erie, Put-in-Bay
Paulding	Auglaize River, Blue Creek, Dog Creek, Flatrock Creek, Gordon Creek, Hagerman Creek, Hoaglin Creek, Little Auglaize River, Maddox Creek, Maumee River, Prairie Creek, Town Creek	
Pickaway	Big Darby Creek, Big Walnut Creek, Deer Creek, Scioto River, Scippo Creek, Walnut Creek	
Pike	Beaver Creek, Crooked Creek, Peepee Creek, Scioto River, Sunfish Creek	
Portage		Aurora
Preble	Bantas Fork, Four Mile Creek, Price Creek, Sevenmile Creek, Twin Creek	
Putnam	Auglaize River, Blanchard River, Cranberry Creek, Little Auglaize River, North Powell Creek, Ottawa River, Plum Creek, Riley Creek, South Powell Creek, Sugar Creek	
Ross	Buckskin Creek, Deer Creek, Kinnikinnick Creek, Little Salt Creek, North Fork Paint Creek, Paint Creek, Pigeon Creek, Salt Creek, Scioto River, Walnut Creek	
Sandusky	East Branch Sandusky River, Green Creek, Little Muddy Creek, Muddy Creek, Muskellunge Creek, Nine Mile Creek, Pickerel Creek, Portage River, Sandusky River, South Creek, Sugar Creek, Toussaint Creek, Wolf Creek (Portage River), Wolf Creek (Sandusky River)	Riley
Scioto	Little Scioto River, Ohio River, Pine Creek, Rocky Fork, Scioto Brush Creek, Scioto River, South Fork Scioto Brush Creek, Turkey Creek	Rush, Union
Seneca	East Branch Sandusky River, Green Creek, Honey Creek, Rock Creek, Sandusky River, Wolf Creek	
Shelby	Great Miami River, Leatherwood Creek, Loramie Creek, Mile Creek, Mosquito Creek	
Trumbull	Grand River, Pymatuning Creek	
Union	Big Darby Creek, Bokes Creek, Little Darby Creek, Mill Creek, Rush Creek	
Van Wert	Black Creek, Blue Creek, Dog Creek, Hagerman Creek, Hoaglin Creek, Little Auglaize River, Maddox Creek, St. Marys River, Town Creek	
Warren	Clear Creek, Great Miami River, Little Miami River, Todd Fork	

Washington	Muskingum River, Ohio River	
Wayne		Clinton, Wooster
Williams	Bear Creek, Brush Creek, Clear Fork, Eagle Creek, East Branch St. Joseph River, Fish Creek, Lick Creek, Mill Creek, Nettle Creek, St. Joseph River, Tiffin River, West Branch St. Joseph River	Bridgewater, Center, Florence, Jefferson, Madison, Northwest, St. Joseph, Superior
Wood	Beaver Creek, Brush Creek, Bull Creek, Cedar Creek, Crane Creek, Cutoff Ditch, East Branch Portage River, Maumee River, Middle Branch Portage River, Portage River, Rocky Ford, South Branch Portage River, Toussaint Creek	
Wyandot	Broken Sword Creek, Sandusky River, Sycamore Creek, Tymochtee Creek	

**Note:** As mentioned in General Condition 19-*Endangered Species*, Federal Agencies should follow their own procedures for complying with the requirements of the ESA. Federal permittees must provide the district engineer with the appropriate documentation to demonstrate compliance with those requirements.

f. **Critical Resource Waters:** Notification is required for all work in Critical Resource Waters. The following are designated as **Critical Resource Waters**:

- Special habitat waters of Lake Erie including the shoreline, off shore islands, rock outcrops, and adjacent waters within the boundaries defined as 82° 22' 30" West Longitude, 83° 07' 30" West Longitude, 41° 33' 00" North Latitude, and 42°00'00" North Latitude.
- In Ohio, two areas have been designated critical habitat for the piping plover (*Charadrius melodus*) and are defined as lands 0.62 miles inland from normal high water line. Unit OH-1 extends from the mouth of Sawmill Creek to the western property boundary of Sheldon Marsh State Natural Area, Erie County, encompassing approximately 2.0 miles. Unit OH-2 extends from the eastern boundary line of Headland Dunes Nature Preserve to the western boundary of the Nature Preserve and Headland Dunes State Park, Lake County, encompassing approximately 0.5 mile.

g. **Oak Openings:** Notification is required for all activities conducted in the Oak Openings Region of Northwest Ohio located in Lucas, Henry, and Fulton counties. For a map of the Oak Openings Region, visit <http://www.oakopen.org/maps/>.

6. **Notification Submittals:** In addition to the information required under Nationwide Permit General Condition 30, the following information is needed for all Notifications:

- a. **Drawings:** The Notification must include project drawings on 8 1/2" x 11" paper.

The illustrations must clearly depict the project boundaries and include all elements and phases of the proposed work. Three types of illustrations are needed to properly depict the work to be undertaken. These illustrations or drawings are identified as a Vicinity Map (i.e. a location map such as a USGS topographical map), a Plan View and a Typical Cross-Section Map. Each illustration should identify the project, the applicant, and the type of illustration (vicinity map, plan view or cross-section). In addition, each illustration should be identified with a figure or attachment number.

**b. United States Fish & Wildlife Service (USFWS):** Prior to submitting notifications, it is recommended that the applicant contact the U.S. Fish and Wildlife Service, Ohio Ecological Services Field Office by phone at (614) 416-8993, by e-mail at [ohio@fws.gov](mailto:ohio@fws.gov), through their website at <http://www.fws.gov/midwest/ohio>, or by writing to 625 Morse Road, Suite 104, Columbus, OH 43230. The USFWS can provide information to assist in complying with Nationwide Permit General Condition 19 pertaining to endangered species. The USFWS can also provide project recommendations specific to Federal Candidate species and the bald eagle (*Haliaeetus leucocephalus*). Federal Candidate species are those for which the USFWS has sufficient information to propose them as endangered or threatened under the Endangered Species Act (ESA), but for which a listing proposal is precluded by other higher priority listing activities. Information regarding Federal Candidate species can be found at: <http://www.fws.gov/midwest/endangered/section7/s7process/index.html>. The bald eagle is protected under the Bald and Golden Eagle Protection Act and Migratory Bird Treaty Act. Information regarding activities that may result in a take of bald eagles, thus requiring a permit from the USFWS under the Act, can be found at <http://www.fws.gov/midwest/MidwestBird/EaglePermits/index.html>. By contacting the USFWS, the USFWS can determine if a bald eagle nest is located in the vicinity of the project, if the project will result in the take of bald eagles, and if a permit is required from their office.

All relevant information obtained from the USFWS should be submitted with the Notification.

**c. Cultural Resources:** The Notification must provide justified conclusions concerning whether or not the proposed activity could affect any historic properties listed, determined to be eligible, or which you have reason to believe may be eligible, for listing on the National Register of Historic Places. This data shall be utilized by the Corps to determine if the proposed activity has the potential to affect historic properties. Be advised that further effort may be required to take into account the effects the proposed activity may have on historic properties, as required by the National Historic Preservation Act of 1966. To ensure compliance with Nationwide Permit General Condition 20, the following basic project information is needed:

- 1) A detailed description of the project site in its current condition (i.e. prior to construction activities) including information on the terrain and topography of the project site, the acreage of the project site, the proximity of the project site to

major waterways, and any known disturbances within the project site. Photographs, keyed to mapping, are also needed which show the site conditions and all buildings or structures both within the project site and on adjacent parcels.

2) A detailed description of past land uses in the project site. Particular attention should be given to past activities pertinent to the potential for historic properties to exist in the project area. Photographs and maps supporting past land uses should be provided as available.

3) A detailed description of the construction activities proposed to take place on the project site and a comparison of how the site will look after completion of the project compared to how it looked before the project.

4) Information regarding any past cultural resource studies or coordination pertinent to the project area, if available.

5) Any other data the applicant deems pertinent.

The applicant is encouraged to consult with professionals meeting the Professional Qualification Standards as set forth in the Secretary of the Interior's *Standards and Guidelines for Archeology and Historic Preservation* (48 FR 44716) during this data gathering process. These professionals can assist with compiling the basic project information discussed above and should provide recommendations as to whether or not the proposed project has the potential to affect historic properties and if further effort is required or not required to identify historic properties or assess potential effects to historic properties. These professionals can also compile basic preliminary review information to submit to the district engineer. A preliminary resource review encompasses a search radius of 2 miles, centered on the project area, and consists of the following resources:

- 1) OHPO United States Geological Survey (USGS) 7.5' series topographic maps;
- 2) Ohio Archaeological Inventory (OAI) files;
- 3) Ohio Historic Inventory files (OHI);
- 4) OHPO Cultural Resources Management (CRM)/contract archaeology files;
- 5) National Register of Historic Places (NRHP) files including Historic Districts; and
- 6) County atlases, histories and historic USGS 15' series topographic map(s).

As an alternative to submitting the information described above, the applicant may choose to complete the Ohio Historic Preservation Office Section 106 Review Project Summary Form or request comments from the Ohio Historic Preservation Office and District Engineer on specific requirements appropriate to the particular circumstances of

the project. Similarly, the applicant may choose to hire someone meeting the Professional Qualification Standards as set forth in the Secretary of the Interior's *Standards and Guidelines for Archeology and Historic Preservation* (48 FR 44716) to conduct what they recommend to be appropriate historic property identification efforts (e.g. archeological survey and/or historic structure inventories) to expedite the review process. Be advised, undertaking identification efforts prior to consideration of the potential of the proposed activity to affect historic properties by the Corps is not without risk. It is possible that previous efforts could be determined insufficient or even potentially unnecessary once reviewed by the Corps and other consulting parties.

Upon receipt and review of the information listed above, the Corps will evaluate the submission. If Corps determines the proposed activity has the potential to cause effects to a historic property, the Corps will seek consulting parties. In consultation with those parties, the Corps will scope appropriate historic property identification efforts and take into account the effect of the proposed activity on historic properties.

**d. National Wild and Scenic Rivers:** Prior to submitting Notifications for work in a National Wild and Scenic River System, it is recommended that the applicant contact the National Park Service Regional Wild and Scenic Rivers Specialist, at the Midwest Regional Office, 601 Riverfront Drive, Omaha, Nebraska 68102, for assistance in complying with Nationwide Permit General Condition 17.

**e. 401 Water Quality Certification:** For activities that result in between 1/10 and 1/2 acre of loss of waters of the U.S. **two copies** of the Notification must be submitted. In order to determine if a project meets the terms and conditions of Ohio EPA's 401 water quality certification the following additional information must be submitted:

1) To determine the quality of the wetlands on the site, all wetland delineations must include the latest approved version of the Ohio Rapid Assessment Method (ORAM) for wetland evaluation **long form**; and

2) Photographs of all the waterbodies.

Prior to submitting Notifications, the applicant may contact Ohio EPA, Division of Surface Water by writing to (614) 416-8993 at PO Box 1049, Columbus, Ohio 43216-1049 and request verification of the ORAM score of the wetlands on the site to expedite the permit process. All relevant information obtained from Ohio EPA should be submitted with the Notification.

**f Agency Coordination:** In an effort to expedite full agency permit review, it is requested that the applicant submit five (5) copies of the Notification package when the Notification requires full agency coordination in accordance with Nationwide Permit General Condition 30 (d)(2). Applicants are encouraged to submit this information in electronic format as CDs, in order to minimize the use of paper.

**g. Floodplain Coordination:** All Notifications must include a copy of the applicable FIRM map. You can get a FIRMette free from: <http://www.msc.fema.gov>. From this page select the “Product Catalog” tab at the top. Then select “Effective FIRMs /FHBMs”. The choices allow you to select a state and county. Then you follow the instructions to create a FIRMette. In addition, from the same web-site, you can obtain a FIRMette for a specific address. From <http://www.msc.fema.gov> **conduct a “Product Search” for “Public Flood Map” and then follow the instructions to create a FIRMette.**

**Note 1:** In circumstances where there is another lead federal agency with set procedures for addressing Endangered Species, Cultural Resources, and National Wild and Scenic River Coordination, the applicant can submit documentation showing the coordination has already been completed instead of submitting the additional Notification information requested above.

**Note 2:** Nationwide Permit General Condition 30 requires the permittee to include a delineation of special aquatic sites and all other waters of the U.S. on the project site. Special aquatic sites include sanctuaries and refuges, wetlands, mudflats, vegetated shallows, coral reefs, and riffle and pool complexes.