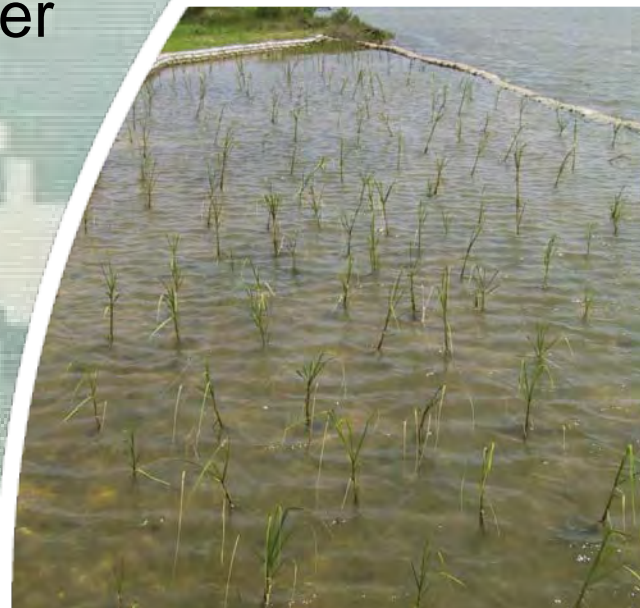


Permitting approaches for living shorelines

Desiree Morningstar
Regulatory Program Manager
November 3, 2014



Overview

- Statutory authorities
- Types of permits, conditions and limitations
 - Nationwide Permits
 - Regional General Permits (RGPs)
 - State Programmatic General Permits (SPGPs)
 - Standard permits
- Pre-application coordination

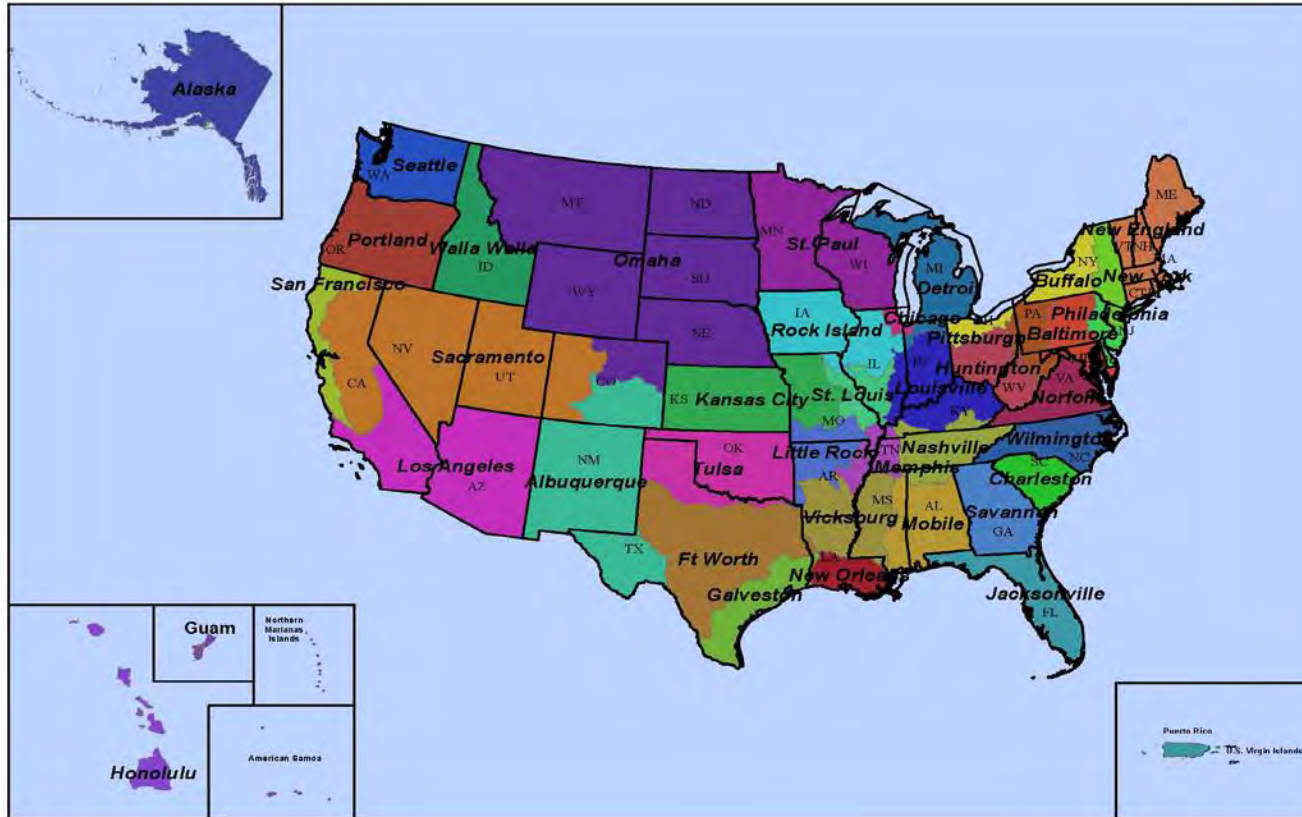


Regulatory Program Authorities

- Section 10 of the Rivers and Harbors Act
- Section 404 of the Clean Water Act



District Regulatory Boundaries



Nationwide Permits

- Nationwide Permit 13
 - Notification requirements
 - Terms and conditions
- Nationwide Permit 27
 - Notification requirements
 - Terms and conditions



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Pre-construction notification process

- Contents of PCN
- Form of PCN
- Evaluation
- Verification



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Nationwide Permits 2017 Schedule

- Begin rulemaking process for reissuance in 2015
- January 2016 – Federal Register publication with request for public comment
- December 2016/Jan 2017 – promulgate reissued, modified and/or new NWPs
- To inform proposal, suggestions for modifications or new NWPs may be submitted to Corps HQ
 - Submit in writing by early 2015



Other general permits

- Virginia
13-RP-19
Norfolk District
- Maryland
MDSPGP-4
Baltimore District



Regional general permits

- South Carolina
GP SAC-2012-01003
Charleston District
- Alabama - ALG10-2011
Mobile District
- Portion of Mississippi
SGP-03 – Mobile District



Standard permits

- For activities that exceed GP limitations, would cause more than minimal effects and/or may be contrary to the public interest
- Public Notice
- Weigh and balance beneficial and detrimental effects
 - Navigation
 - Wetlands
 - Fish and wildlife
 - Property ownership
 - Aesthetics
 - Safety



Early Coordination

- Pre-application coordination is encouraged
- Early coordination and complete project information helps ensure concerns are identified
- Projects may be modified to reduce any adverse effects



Questions?

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Suggestions on 2017 Nationwide Permits

USACE – Headquarters

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