

Regional Conditions for Nationwide Permits in Tennessee May 2002

Tennessee Department of Environment and Conservation has issued conditional Section 401 water quality certification for NWP's 3, 4, 7, 12, 13, 14, 15, 16, 17, 20, 22, 23, 25, 27, 30, 32, 33, 34, 36, 37, 38, and 42. Certification was issued for the following NWP's in accordance with the provisions and general terms and conditions of the State's corresponding general permits: 5, 6, 13, 18, 19, 21, and 36. Certification is denied for the following NWP's: 29, 31, 39, 40, 41, 43, and 44. See the water quality certification for the State of Tennessee.

CORPS REGIONAL CONDITIONS

Below are listed additional specific conditions for each activity. Notification is required for the following Nationwide permits throughout the state of Tennessee.

3. Maintenance.

- Agency notification required for work beyond 100' from structure or if located in outstanding resource streams*.

12. Utility Line Activities.

- Agency notification required for work involving over 0.25 acres of fill in waters of the U.S. or if located in outstanding resource streams*.

14. Linear Transportation Crossings.

- Agency notification required for public linear transportation crossings involving over 0.25 acres of fill in waters of the U.S. or if located in outstanding resource streams*.
- For wetland fills greater than 0.25 acres, compensatory mitigation is required at a minimum 2:1 ratio for restoration or 4:1 for constructed wetlands.

27. Stream and Wetland Activities.

- Agency notification required on all activities.

39. Residential, Commercial, and Institutional Developments.

- Agency notification required for work involving over 0.25 acres of fill in waters of the U.S., if the fill in waters of the United States exceeds 200 linear feet of stream, or if located in outstanding resource streams*.
- For wetland fills greater than 0.25 acres, compensatory mitigation is required at a minimum 2:1 ratio for restoration or 4:1 for constructed wetlands.

40. Agricultural Activities.

- Agency notification required for work involving over 0.25 acres of fill in waters of the U.S.
- For wetland fills greater than 0.25 acres, compensatory mitigation is required at a minimum 2:1 ratio for restoration or 4:1 for constructed wetlands.

42. Recreational Facilities.

- Agency notification required for work involving over 0.25 acres of fill in waters of the U.S., if the fill in waters of the United States exceeds 200 linear feet of stream, or if located in outstanding resource streams*.
- For wetland fills greater than 0.25 acres, compensatory mitigation is required at a minimum 2:1 ratio for restoration or 4:1 for constructed wetlands.

43. Stormwater Management Facilities.

- Agency notification required for work involving over 0.25 acres of fill in waters of the U.S., if the fill in waters of the United States exceeds 200 linear feet of stream, or if located in outstanding resource streams*.

*** TWRA, TDEC, USACE, USFWS, and EPA have held preliminary discussions regarding the development of a list of outstanding resource waters in Tennessee, but to date none have been listed.**