STANDARD JOINT PERMIT APPLICATION

United States Army Corps of Engineers (USACE) - Norfolk District
803 Front Street, ATTN: CENAO-WR-R
Norfolk, Virginia 23510-1096
Phone: (757) 201-7652, Fax: (757) 201-7678
Website: http://www.nao.usace.army.mil/Missions/Regulatory.aspx

Virginia Marine Resources Commission (VMRC)
Habitat Management Division
2600 Washington Avenue, 3rd Floor
Newport News, Virginia 23607-0756
Phone: (757) 247-2200, Fax: (757) 247-8062
Website: http://www.mrc.virginia.gov/hmac/hmoverview.shtm

Virginia Department of Environmental Quality (DEQ)
Virginia Water Protection Program
Post Office Box 1105
Richmond, Virginia 23218
Phone: (804) 698-4000, Fax: (804) 698-4000
Websites: http://www.deq.virginia.gov/
http://www.deq.virginia.gov/Locations.aspx

The following instructions and information are designed to assist you in applying for permits from Federal, State, and Local regulatory agencies for work in waters and/or wetlands within the Commonwealth of Virginia. The intent is to provide general information on the permit process, not to act as a complete legal and technical reference.

JOINT PERMIT APPLICATION PROCESS

The Joint Permit Application (JPA) process and Standard JPA form are used by the United States Army Corps of Engineers (USACE), the Virginia Marine Resources Commission (VMRC), the Virginia Department of Environmental Quality (DEQ), and the Local Wetlands Boards (LWB) for permitting purposes involving water, wetlands, and dune/beach resources, including, but not limited to, *major* water supply and water withdrawals projects (as defined in DEQ Regulation 9 VAC 25-210).

The Tidewater Joint Permit Application form may be used for most commercial and noncommercial projects in **tidal waters, tidal wetlands, and coastal primary sand dunes and beaches in Virginia** that require the review and/or authorization by local wetlands boards, the Virginia Marine Resources Commission, the Department of Environmental Quality, and/or the U. S. Army Corps of Engineers. The Tidewater JPA may be downloaded from the same web page on which the Standard JPA is located: http://www.nao.usace.army.mil/Missions/Regulatory/JPA.aspx . *If using the Tidewater JPA, follow the instructions provided with that form.* Note that the Tidewater JPA form is not intended for noncommercial, riparian shellfish aquaculture projects (i.e., "oyster gardening"); the form for these types of projects may be obtained from http://www.mrc.virginia.gov/forms/abbrjpa.pdf or from the VMRC office.

The Standard JPA should not be used for *minor* water supply or water withdrawal projects, defined in DEQ Regulation 9 VAC 25-210 as a surface water withdrawal of less than 90 million gallons per month (mgm), unless filling or flooding of wetlands and streams occurs or if alteration of stream flow occurs. The application form for minor water supply or water withdrawals can be obtained from DEQ's web site. In the case where fill, flooding, or alteration of flow occurs, please use the Standard JPA.

Please note that some health departments and local agencies, such as local building officials and erosion and sediment control authorities, do not use the Joint Permit Application process or forms and may have different informational requirements. The applicant is responsible for contacting these agencies for information regarding those permitting requirements.

REGULATORY AUTHORITIES OF PARTICIPATING AGENCIES:
The USACE regulates activities in waters of the United States, including wetlands, under Section 404 of the Clean Water Act (33 U.S.C. §1344), Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. §403), and Section 103 of the Marine Protection Research and Sanctuaries Act of 1972 (33 U.S.C. §1413).

The VMRC regulates activities on State-owned submerged lands, tidal wetlands, and dunes/beaches under Code of Virginia Title 28.2, Chapters 12, 13, and 14.

The DEQ regulates activities in state waters and wetlands under Section 401 of the Clean Water Act (33 U.S.C. §1341), under State Water Control Law (Code of Virginia Title 62.1), and Virginia Administrative Code Regulations 9VAC25-210 et seq., 9VAC25-660 et seq., 9VAC25-670 et seq., 9VAC25-680 et seq., and 9VAC25-690 et seq.

The LWBs regulate activities in tidal wetlands and dunes/beaches under Code of Virginia Title 28.2, Chapters 13 and 14.

LOCAL WETLANDS BOARD CONTACT INFORMATION:

Links to LWB information on the Web can be found at http://ccrm.vims.edu/permits_web/guidance/local_wetlands_boards.html.

USACE FIELD OFFICE INFORMATION AND DEQ REGIONAL OFFICE INFORMATION:
Answers to technical questions and detailed information about specific aspects of the various permit programs may be obtained from the USACE field office in your project area (please refer to the Contact Information on the Regulatory webpage at: http://www.nao.usace.army.mil/Missions/Regulatory.aspx or call 757-201-7652), or from the DEQ regional office in your project area (please refer to http://www.deq.virginia.gov/Locations.aspx or call 804-698-4000). Applicants may also seek assistance with completing the informational requirements and/or submittals from private consulting and/or engineering firms for hire.

CHESAPEAKE BAY PRESERVATION ACT INFORMATION: Development within the 84 Counties, Cities, and Towns of "Tidewater Virginia" (as defined in §62.1-44.15:68 of the Code of Virginia) is subject to the requirements of the Chesapeake Bay Preservation Act. If your project is located in a Bay Act locality and will involve land disturbance or removal of vegetation within a designated Resource Protection Area (RPA), these actions will require approval from your local government and completion of Appendix C. The individual localities, not the DEQ, USACE, or Local Wetlands Boards, are responsible for enforcing Bay Act requirements and, therefore, local permits for land disturbance are not issued through this JPA process. Each Tidewater locality has adopted a program based on the Chesapeake Bay Preservation Act and the *Chesapeake Bay Preservation Area Designation & Management Regulations*.

The Act and regulations recognize local government responsibility for land use decisions and are designed to establish a framework for compliance without dictating precisely what local programs must look like. The regulations address nonpoint source pollution by identifying and protecting certain lands called Chesapeake Bay Preservation Areas. The requirements of the Bay Act may, however, affect the ultimate design and construction of projects. In order to ensure that these requirements are considered early in the permitting process, and to avoid unnecessary and costly delays, applicants should contact their local government as early in the process as possible. Individual localities may request information regarding existing vegetation within the RPA as well as a description and site drawings of any proposed land disturbance or vegetation clearing. Locality staff charged with ensuring compliance with the Bay Act will then evaluate project proposals and advise their Local Wetlands Boards of applicable Bay Act issues.

To determine if your project is located in a Bay Act locality (see map on page 31 or *http://www.deq.virginia.gov/Programs/Water/ChesapeakeBay/ChesapeakeBayPreservationAct/LocalGovernmentOrdinances.aspx*), learn more about Bay Act requirements, or find local government contacts, please visit the Virginia Department of Environmental Quality at *http://www.deq.virginia.gov/Programs/Water/ChesapeakeBay/ChesapeakeBayPreservationAct.aspx*.

HOW TO APPLY

Sections A through D below provide a general list of information and drawings that are required, depending on the type of project being proposed. Prepare all required drawings or sketches as detailed in the lists provided in Appendix D (Drawings) and according to the sample drawings provided in Appendix D.

Application materials should be submitted to VMRC:

1. ***If by mail or courier, use the address on page 1.***
2. ***If by electronic mail, address the package to: JPA.permits@mrc.virginia.gov. The application must be provided in the .pdf format.***

A. APPLICATIONS FOR PROJECTS INVOLVING IMPACTS TO *TIDAL* WATERS, WETLANDS, AND DUNES/BEACHES (INCLUDING SHORELINE STABILIZATION, PIERS, MARINAS, BEACH NOURISHMENT, BOATHOUSES, BOAT LIFTS, BREAKWATERS, AQUACULTURE ACTIVITIES, DREDGING, ETC.) SHOULD INCLUDE THE FOLLOWING:

- All *applicable* portions of Sections 1 through 28 of the JPA, including necessary attachments, information required for projects located in CBPA localities as required in Appendix C (a map of CBPA localities can be found on page 31).
- Adjacent Property Owner's Acknowledgement Forms[(1)], as detailed in Appendix A.
- For projects with impacts to greater than 1 acre of wetlands, a functional values assessment[(3)].
- A set of 8 ½ x 11 inch drawings. If you can not include all of your project site on one page at a scale no smaller than 1" = 200', you **must** submit a set of 8 ½ x 11 inch match-line drawings **and** a set of large-sized drawings at a scale no smaller than 1"= 200'. If oversized drawings are used, attach **five** copies of the oversized drawings to your application.
- In order for projects requiring LWB authorization to be considered complete, applications must include the following information (per Virginia Code 28.2-1302):

  "The permit application shall include the following: the name and address of the applicant; a detailed description of the proposed activities; a map, drawn to an appropriate and uniform scale, showing the area of wetlands directly affected, the location of the proposed work thereon, the area of existing and proposed fill and excavation, the location, width, depth and length of any proposed channel and disposal area, and the location of all existing and proposed structures, sewage collection and treatment facilities, utility installations, roadways, and other related appurtenances of facilities, including those on the adjacent uplands; a description of the type of equipment to be used and the means of access to the activity site; the names and addresses of record of adjacent land and known claimants of water rights in or adjacent to the wetland of whom the applicant has notice; an estimate of cost; the primary purpose of the project; and secondary purpose of the proposed project; a complete description of measures to be taken during and after alteration to reduce detrimental offsite effects; the completion date of the proposed work, project, or structure; and such additional materials and documentation as the wetlands board may require."

B. APPLICATIONS FOR PROJECTS THAT ARE SUBJECT TO CURRENT STATE PROGRAM GENERAL PERMIT (SPGP) AND INVOLVE IMPACTS TO NONTIDAL WATERS AND/OR WETLANDS:

Programmatic general permits may be issued in situations where a state, regional, or local authority has a regulatory program in place that provides a similar level of review as the U.S. Army Corps of Engineers (Corps). In such cases, the programmatic general permit avoids unnecessary duplication of effort by providing Corps authorization for certain activities provided they obtain the necessary state, regional, or local authorizations. Details may be found at http://www.nao.usace.army.mil/Missions/Regulatory/RBregional.aspx .

The following activities will be considered for coverage under the current State Program General Permit:

- RESIDENTIAL, COMMERCIAL, AND INSTITUTIONAL DEVELOPMENT (DEVELOPMENT) ACTIVITIES (including attendant features) that involve the discharge of dredged or fill material causing the loss of not more than one acre of nontidal wetlands or waters, or the loss of not more than 2,000 linear feet of streams, unless otherwise excluded.
- LINEAR TRANSPORTATION (TRANSPORTATION) ACTIVITIES (including construction, expansion, modification, or improvement) that involve the discharge of dredged or fill material associated with the linear transportation projects not causing the loss of more than 1/3 acre of nontidal waters of the United States, including wetlands, unless otherwise excluded.

- ❖ Mark the "SPGP" checkbox on page 7 of this application.
- ❖ All *applicable* portions of Sections 1 through 28 of the JPA, including necessary attachments.
- ❖ A conceptual compensatory mitigation plan[2] for 1) Development projects that impact greater than 1/10 of an acre of wetlands and open waters, or greater than 300 linear feet of stream bed, or 2) Transportation projects that impact any wetlands or open water, or greater than 300 linear feet of stream bed.
- ❖ A copy of the Corps' confirmed waters and wetlands delineation (including data sheets)
- ❖ All information required for projects located in CBPA localities as required in Appendix C (a map of CBPA localities can be found on page 31).
- ❖ A copy of the FEMA flood insurance rate map or FEMA-approved local floodplain map for the project site (not applicable to <0.1 acre and < 300 linear feet projects by either Corps or DEQ).
- ❖ A set of 8 ½ x 11 inch drawings. If you can not include all of your project site on one page at a scale no smaller than 1" = 200', you **must** submit a set of 8 ½ x 11 inch match-line drawings **and** a set of large-sized drawings at a scale no smaller than 1"= 200'. If oversized drawings are used, attach **five** copies of the oversized drawings to your application.

C. APPLICATIONS FOR OTHER PROJECTS THAT INVOLVE IMPACTS TO NONTIDAL WATERS AND/OR WETLANDS:

- ❖ All *applicable* portions of Sections 1 through 28 of the JPA, including necessary attachments.
- ❖ A conceptual compensatory mitigation plan[2].
- ❖ A copy of the Corps' confirmed waters and wetlands delineation (including data sheets).
- ❖ All information required for projects located in CBPA localities as required in Appendix C (a map of CBPA localities can be found on page 31), and a copy of the FEMA flood insurance rate map or FEMA-approved local floodplain map for the project site.
- ❖ For projects with impacts to greater than 1 acre of wetlands, a functional values assessment[3].
- ❖ A set of 8 ½ x 11 inch drawings. If you can not include all of your project site on one page at a scale no smaller than 1" = 200', you **must** submit a set of 8 ½ x 11 inch match-line drawings **and** a set of large-sized drawings at a scale no smaller than 1"= 200'. If oversized drawings are used, attach **five** copies of the oversized drawings to your application.

D. WHEN USING THE JPA FORM AS A PRE-CONSTRUCTION NOTIFICATION (PCN) FOR A USACE NATIONWIDE PERMIT:

- ❖ Mark the "PCN" checkbox on page 7 of this application. If you fail to mark this box, the PCN will be deemed incomplete and the USACE 45-day time clock will not start.
- ❖ All *applicable* portions of Sections 1 through 28 of the JPA, including necessary attachments and all information required for projects located in CBPA localities as required in Appendix C (a map of CBPA localities can be found on page 31)
- ❖ A set of 8 ½ x 11 inch drawings. If you can not include all of your project site on one page at a scale no smaller than 1" = 200', you **must** submit a set of 8 ½ x 11 inch match-line drawings **and** a set of large-sized drawings at a scale no smaller than 1"= 200'. If oversized drawings are used, attach **five** copies of the oversized drawings to your application.

WHAT HAPPENS NEXT

Upon receipt of an application, VMRC will assign a permit application number to the JPA and will then distribute a copy of the application and any original plan copies submitted to the other regulatory agencies that are involved in the JPA process. All agencies will conduct separate but concurrent reviews of your project. Please be aware that each agency must issue a separate permit (or a notification that no permit is required). Therefore, make sure that you have received all necessary authorizations, or documentation that no permit is required, from each agency prior to beginning the proposed work.

During the JPA review process, site inspections may be necessary to evaluate a proposed project. Failure to allow an authorized representative of a regulatory agency to enter the property, or to take photographs of conditions at the project site, may result in either the withdrawal of your permit application or denial of a permit.

For certain Federal and State permit applications, a public notice is published in a newspaper having circulation in the project area, is mailed to adjacent property owners, and/or is posted on the agency's Web page. The public may comment on the project during a

designated comment period, which varies from agency to agency. Some agencies accept comments upon receipt of the application or during the permit review process, while others only accept comments on draft permits. Comments are evaluated and a decision is made whether to revise a draft permit, issue a final permit, issue a final permit with special conditions, or to deny a permit. When applicable, the project will be heard by the appropriate LWB after a notice of public hearing has been advertised for at least once a week for two consecutive weeks in a local newspaper. VMRC will conduct the hearings for the localities that do not have a wetlands board. You may be responsible for bearing the costs for advertisement of public notices.

Public hearings are held by VMRC at their regularly scheduled monthly commission meetings under the following situations: Protested applications for VMRC permits which can not be resolved; projects costing over $50,000 involving encroachment over State-owned subaqueous land; and all projects affecting tidal wetlands and dunes/beaches in localities without a LWB. All interested parties will be officially notified regarding the date and time of the hearing and Commission meeting procedures. The Commission will usually make a decision on the project at the meeting unless a decision for continuance is made. If a proposed project is approved, a permit or similar agency correspondence is sent to the applicant. In some cases, notarized signatures, as well as processing fees and royalties, are required before the permit is validated. If the project is denied, the applicant will be notified in writing.

Permits or permit authorizations from some agencies may be provided via electronic mail. If the applicant wishes to receive their permit via electronic mail, please include an e-mail address at the requested place in the application.

PERMIT APPLICATION FEES

Do not send any permit application fees in with the JPA, since VMRC is not responsible for accounting for permit application fees required by other agencies. Fees are subject to change. Please consult agency Websites or contact agencies directly for current fee information.

- USACE: Permit application fees are required for USACE Individual (Standard) permits. A USACE project manager will contact you regarding the proper fee and submittal requirements.
- DEQ: Permit application fees required by DEQ for VWP permits are provided on DEQ's Website at http://www.deq.virginia.gov/Programs/Water/WetlandsStreams/Permits.aspx or on the Commonwealth of Virginia's Website at http://leg1.state.va.us/000/reg/TOC09025.HTM#C0020. A DEQ project manager will contact you regarding the proper fee and submittal requirements after receiving your application package. After being contacted by the DEQ, mail the permit application fee and the Permit Application Fee Form to the address listed on the form. Please make sure that the applicant name and facility (project) name are the same as those reported in your JPA.
- VMRC: Permit fees are $25.00 for projects costing $10,000 or less and $100 for projects costing more than $10,000. Royalties may also be required for some projects. The proper fee and any required royalty is paid at the time of permit issuance by VMRC. VMRC staff will send the permittee a letter notifying him/her of the proper fees and submittal requirements.
- LWB: Permit fees vary. Contact the LWB in your locality or reference locality Websites for fee information and submittal requirements. Contact information for LWB may be found at http://ccrm.vims.edu/permits_web/guidance/local_wetlands_boards.html.

WETLANDS & WATERS DELINEATIONS

Wetlands/waters delineations must be performed using the 1987 Corps of Engineers Wetland Delineation Manual and applicable Regional Supplement to the Corps of Engineers Wetlands Delineation Manual (Atlantic and Gulf Coastal Plain Region (Version 2.0) or Eastern Mountains and Peidmont Region (Version 2.0)) .Contact the appropriate USACE District office or field office to obtain a delineation confirmation by referencing the Contact Information on the Regulatory webpage at: http://www.nao.usace.army.mil/Missions/Regulatory.aspx or call the Regulatory of the Day (ROD) at 757-201-7652.

INFORMATION REGARDING THREATENED OR ENDANGERED SPECIES

In order to find preliminary information regarding federal or state threatened or endangered species on your project site, you may contact the following agencies:

United States Fish and Wildlife Service
6669 Short Lane
Gloucester, Virginia 23061
Voice: (804) 693-6694
Fax: (804) 693-9032
http://virginiafieldoffice.fws.gov/

Project Review Coordinator
Virginia Department of Conservation and Recreation
Natural Heritage Division
217 Governor Street
Richmond, Virginia 23219
Voice: (804) 786-7951
Fax: (804) 371-2674
http://www.dcr.virginia.gov/natural_heritage/index.shtml

Virginia Department of Game and Inland Fisheries
Environmental Services Section
4010 West Broad Street
Richmond, Virginia 23230-1104
(804) 367-1000
http://www.dgif.virginia.gov/wildlife/

INFORMATION REGARDING FEMA-MAPPED FLOODPLAINS

You may obtain "Online Hazard Maps" for FEMA-mapped floodplains by visiting https://hazards.fema.gov/femaportal/wps/portal . Local governments also keep paper copies of FEMA maps on hand.

FOOTNOTES:

(1) Adjacent Property Owner Notification: When determining whether to grant or deny any permit for the use of state-owned submerged lands, the VMRC must consider, among other things, effects of a proposed project on adjacent or nearby properties. Discussing the proposed project with these property owners can be done on your own using the forms in Appendix A of this package. LWB must also consider the effects on adjacent properties and notify adjoining property owners of the required public hearings for all applications. The completed forms will assist VMRC and LWB in processing the application. The forms in Appendix A may be photocopied if more copies are needed.

(2) Conceptual mitigation plans, when required, should include all information stipulated by DEQ Regulations 9 VAC 25-210-80 and 9 VAC 25-210-116, or 9 VAC 25-[660-690]-50, -60, and -70, whichever is applicable to your project. Regulations may be obtained from DEQ's web site at http://www.deq.virginia.gov/Programs/Water/WetlandsStreams.aspx.

Information on wetland and stream mitigation is available at http://www.deq.virginia.gov/Programs/Water/WetlandsStreams/Mitigation.aspx. The final compensatory mitigation plan will be *required prior to commencement of impacts to waters and/or wetlands* on your project site. If no mitigation is planned, submit a detailed statement explaining the reason(s) for no mitigation.

(3) A functions and values assessment consists of a narrative description of the existing functions and values of the wetlands and waters being impacted, the impact that the project will have on these functions and values, and information on the following: surrounding land uses and cover types; nutrient, sediment, and pollutant trapping; flood control and flood storage capacity; erosion control and shoreline stabilization; groundwater recharge and discharge; aquatic and wildlife habitat; and unique or critical habitats. Functional values may also include: water quality, floodflow desynchronization, nutrient import or export, stormwater retention or detention, recreation, education, aesthetics, or other beneficial uses. Also include the assessment methodology that was used.

(4) Wetland and waters boundary delineation map: For DEQ application purposes, this applies to all projects impacting more than 1/10 acre wetlands or open waters, or more than 300 linear feet of stream bed, and may apply in areas under a deed restriction or protective instrument, regardless of the amount of impacts. The information to be submitted includes the wetlands data sheets; the location of impacted and non-impacted wetlands, streams, open water, and the approximate limits of Chesapeake Bay Resource Protection Areas (RPAs); wetland types, noted according to their Cowardin classification or similar terminology; and a copy of the USACE delineation confirmation, or other correspondence from the USACE indicating their approval of the wetland and waters boundaries. If a Corps confirmation is not available at the time of application, it must be submitted as soon as it becomes available during the DEQ permit review.

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PLEASE PRINT OR TYPE ALL ANSWERS. If a question does not apply to your project, please print N/A (not applicable) in the space provided. ***If additional space is needed, attach extra 8 ½ x 11 inch sheets of paper.***

CHECK ONE, if applicable:	Pre-Construction Notification (PCN) ☒ *(For Nationwide Permits ONLY)*	SPGP ☐

1. PROJECT LOCATION INFORMATION
(Attach a copy of a detailed map, such as a USGS topographic map or street map showing the site location and project boundary, so that it may be located for inspection. Include an arrow indicating the north direction.)

Street Address	City/County/Zipcode
1446 Power Dam Road, Rocky Mount, VA 24151	Town of Rocky Mount/Franklin County
Subdivision	Lot/Block/Parcel # Parcel #20500

Name of water body(ies) within project boundaries and drainage area (acres or square miles)
Pigg River, 70 sq. mi.

Tributary(ies) to: Roanoke River
Basin: Roanoke Subbasin: upper Roanoke
(*Example: Basin: James River Subbasin: Middle James River*)

Special Standards (based on DEQ Water Quality Standards 9VAC25-260 et seq.): none

Project type (check one) _____ Single user (private, non-commercial, residential)
_____ Multi-user (community, commercial, industrial, government)

Latitude and longitude at center of project site: 36 - 59 - 43.83 79 - 51 - 36.06

USGS topographic map name: Glade Hill

8- digit USGS Hydrologic Unit Code (HUC) for your project site (See http://cfpub.epa.gov/surf/locate/index.cfm): 03010101
If known, indicate the 10-digit and 12-digit USGS HUCs (see *http://dswcapps.dcr.virginia.gov/htdocs/maps/HUExplorer.htm* :
0301010108 030101010802

Name of your project (*Example: Water Creek driveway crossing*) Pigg River Restoration At Power Dam

Is there an access road to the project? X Yes __ No. If yes, check all that apply: X public X private X improved X unimproved

Provide driving directions to your site, giving distances from the best and nearest visible landmarks or major intersections:
Site is 2.1 miles east of Rocky Mount, VA. From Rocky Mount, VA:
Travel south 0.1 miles on S. Main St. from the intersection of S. Main and Church St to E. Court St.
Turn left on E. Court St and travel 1.3 miles to Power Dam Road or Rt 713.
Continue on Power Dam Road for 0.5 miles until you encounter the bridge over the Pigg River.
Turn left immediately after crossing over Pigg river and park. Power Dam is upstream of the Rt. 713 bridge.

Does your project site cross boundaries of two or more localities (i.e. cities/counties/towns)? __ Yes X No
If so, name those localities:

FOR AGENCY USE ONLY	
	Notes:
JPA#	

2. APPLICANT, AGENT, PROPERTY OWNER, AND CONTRACTOR INFORMATION

The applicant(s) is/are the legal entity to which the permit may be issued. The applicant(s) can either be the property owner(s) or the person/people/company(ies) that intend(s) to undertake the activity. The agent is the person or company that is representing the applicant(s). If a company, please use the company name that is registered with the State Corporation Commission (SCC), or indicate no registration with the SCC.

Applicant(s) (For a company, use SCC-registered name)			Agent (if applicable) (For a company, use SCC-registered name)		
Friends Of The Rivers Of Virginia. William Tanger, Chairman			**U.S. Fish and Wildlife Service, Will Smith, F&W biologist**		
Mailing address **P.O. Box 1750**			Mailing address **6669 Short Lane**		
City **Roanoke**	State **VA**	Zip Code **24008**	City **Gloucester**	State **VA**	Zip Code 23061
Phone number w/area code (540) 266-0237	Fax		Phone number w/area code 804-824-2409	Fax 804-693-9032	
Mobile/pager	E-mail bill.tanger@verizon.net		Mobile/pager 804-854-5935	E-mail willard_smith@fws.gov	
State Corporation Commission ID number (if applicable) 03517174			State Corporation Commission ID number (if applicable)		

Certain permits or permit authorizations may be provided via electronic mail. If the applicant wishes to receive their permit via electronic mail, please provide an e-mail address here: willard_smith@fws.gov

Property owner(s), if different from applicant (For a company, use SCC-registered name) N/A			Contractor, if known (For a company, use SCC-registered name)		
Mailing address			Mailing address		
City	State	Zip code	City	State	Zip code
Phone number w/area code	Fax		Phone number w/area code	Fax	
Mobile/pager	E-mail		Mobile/pager	E-mail	
State Corporation Commission ID number (if applicable)			State Corporation Commission ID number (if applicable)		

3. PROVIDE A DESCRIPTION OF THE PROJECT, PROJECT PRIMARY AND SECONDARY PURPOSES, PROJECT NEED, INTENDED USE, AND ALTERNATIVES CONSIDERED (Attach additional sheets if necessary)

- The purpose must include any new development or expansion of an existing land use and/or proposed future use of residual land
- Describe the physical alteration of surface waters
- Include a description of alternatives considered to avoid or minimize impacts to surface waters, including wetlands, to the maximum extent practicable. Include factors such as, but not limited to, alternative construction technologies, alternative project layout and design, alternative locations, local land use regulations, and existing infrastructure
- For utility crossings, include both alternative routes and alternative construction methodologies considered
- For major surface water withdrawals, public surface water supply withdrawals, or projects that will alter in-stream flows, include the water supply issues that form the basis of the proposed project.

Pigg River Restoration At Power Dam.

See Attached Project Description.

3. PROVIDE A DESCRIPTION OF THE PROJECT (Continued)

Date of proposed commencement of work (MM/DD/YYYY)	Date of proposed completion of work (MM/DD/YYYY)
December 30, 2015	December 30, 2017
Are you submitting this application at the direction of any State, local, or Federal agency? _____Yes __X__No	Has any work commenced or has any portion of the project for which you are seeking a permit been completed? _____ Yes __X__ No

If you answered "yes" to either question above, give details stating when the work was completed and/or when it commenced, who performed the work, and which agency (if any) directed you to submit this application. In addition, you will need to clearly differentiate between completed work and proposed work on your project drawings.

Are you aware of any unresolved violations of environmental law or litigation involving the property? _____Yes __X__No
(If yes, please explain)

4. PREVIOUS SITE VISITS AND/OR PERMITS RELATED TO THE PROPOSED WORK (Include all Federal, State, and Local pre-application coordination or previous permits)

Agency	Activity	Permit/Project number, and explanation of non-reporting Nationwide permits previously used	Action taken ** and Date of Action	If denied, give reason for denial
VMRC	Preapp Site visit		9/29/15	
VDEQ	Preapp Site VIsit		10/8/15	

** Issued, denied, site visit

5. PROJECT COSTS

Approximate cost of the entire project, including materials and labor: $ 1.2 million

Approximate cost of only the portion of the project affecting State waters (below mean low water in tidal areas and below ordinary high water mark in nontidal areas): $ 750,000

6. PUBLIC NOTIFICATION (Attach additional sheets if necessary)

- Complete information for all property owners adjacent to the project site and across the waterway, if the waterway is less than 500 feet in width. If your project is located within a cove, you will need to provide names and mailing addresses for all property owners within the cove.
- If you own the adjacent lot, provide the requested information for the first adjacent parcel beyond your property line.

Property owner's name	Mailing address	City	State	Zip code
Town of Rocky Mount	345 Donald Avenue	Rocky Mount	VA	24151
Larry & Glenna Moore (Nadine Hawkins)	45 Scenic River Drive	Rocky Mount	VA	24151
ASK & C LTD	265 Target Lane	Hardy	VA	24101
PAUL NELSON II & BRENDA LYNSKEY	681 Scenic River Drive	Rocky Mount	VA	24151
RYAN MICHAEL BOYD	685 Scenic River Drive	Rocky Mount	VA	24151
ALAN & CHRISTINA OHARA	4235 Twin Mountains Drive	Vinton	VA	24179

Name of newspaper having general circulation in the area of the project: The Franklin News Post
Address and phone number (including area code) of newspaper P.O. Box 250, 310 South Main St., Rocky Mount, VA 24151, 540-483-5113

Have adjacent property owners been notified with forms in Appendix A? _____Yes _____No (attach copies of distributed forms)

7. THREATENED AND ENDANGERED SPECIES INFORMATION

Please provide any information concerning the potential for your project to impact state and/or federally threatened and endangered species (listed or proposed). Attach correspondence from agencies and/or reference materials that address potential impacts, such as database search results or your Corps' waters and wetlands delineation confirmation. Contact information for the Virginia Department of Game and Inland Fisheries and the Virginia Department of Conservation and Recreation, Division of Natural Heritage can be found on page 4 of this package.

8. HISTORIC RESOURCES INFORMATION

Note: Historic properties include but are not limited to archeological sites, battlefields, Civil War earthworks, graveyards, buildings, bridges, canals, etc. Prospective permittees should be aware that section 110k of the NHPA (16 U.S.C. 470h-2(k)) prevents the Corps from granting a permit or other assistance to an applicant who, with intent to avoid the requirements of Section 106 of the NHPA, has intentionally significantly adversely affected a historic property to which the permit would relate, or having legal power to prevent it, allowed such significant adverse effect to occur, unless the Corps, after consultation with the Advisory Council on Historic Preservation (ACHP), determines that circumstances justify granting such assistance despite the adverse effect created or permitted by the applicant.

Are any historic properties located within or adjacent to the project site? X Yes ____ No _____ Uncertain
If Yes, please provide a map showing the location of the historic property within or adjacent to the project site.

Are there any buildings or structures 50 years old or older located on the project site? X Yes ____ No _____ Uncertain
If Yes, please provide a map showing the location of these buildings or structures on the project site.

Is your project located within a historic district? ____ Yes X No ____ Uncertain
If Yes, please indicate which district: _____

8. HISTORIC RESOURCES INFORMATION (Continued)

Has a survey to locate archeological sites and/or historic structures been carried out on the property?
X Yes ___ No ___ Uncertain

If Yes, please provide the following information: Date of Survey: 2007/2008

Name of firm: Landmark Preservation Associates/Browning & Associates, LTD

Is there a report on file with the Virginia Department of Historic Resources? X Yes ___ No ___Uncertain

Title of Cultural Resources Management (CRM) report: FCPD1001 Phase I Intensive Cultural Resources Survey Franklir

Was any historic property located? X Yes ___ No __ Uncertain

9. WETLANDS, WATERS, AND DUNES/BEACHES IMPACT INFORMATION

Report each impact site in a separate column. If needed, attach additional sheets using a similar table format. Please ensure that the associated project drawings clearly depict the location and footprint of each numbered impact site. For dredging, mining, and excavating projects, use Section 18.

	Impact site number 1	Impact site number 2	Impact site number 3
Impact description (use all that apply): F=fill EX=excavation S=Structure T=tidal NT=non-tidal TE=temporary PE=permanent PR=perennial IN=intermittent SB=subaqueous bottom DB=dune/beach IS=hydrologically isolated V=vegetated NV=non-vegetated MC=Mechanized Clearing of PFO *(Example: F, NT, PE, V)*	(Woody Debris Removal) EX, NT, TE, PR, NV	(Staging Area/Access) F, NT, TE, SB, V, NV 3000 sf SB, NV 2250 sf NT, V	
Wetland/waters impact area (square feet)	10,450 sf waters	5250 sf	
Dune/beach impact area (square feet)			
Stream dimensions at impact site (length and average width in linear feet, and area in square feet)	110'x95' 10,450 sf	200'x15'	
Volume of fill below Mean High Water or Ordinary High Water (cubic yards)		556 cu. yds.	
Cowardin classification of impacted wetland/water or geomorphological classification of stream *Example wetland: PFO;* *Example stream: wide; bank eroding; braided channel;* *Example stream: 'C' channel*	R3SB4k	R3SB4	
Average stream flow at site (flow rate under normal rainfall conditions in cubic feet per second)	250 cfs	250 cfs	
Contributing drainage area (acres or square miles)	70 sq. mi.	70 sq. mi.	

9. WETLANDS/WATERS IMPACT INFORMATION (Continued)			
DEQ classification of impacted resource(s): Estuarine Class II Non-tidal waters Class III Mountainous zone waters Class IV Stockable trout waters Class V Natural trout waters Class VI Wetlands Class VII	Class III	Class VII	
For DEQ permitting purposes, also submit as part of this section a wetland and waters boundary delineation map[4] – see the Footnotes section in the form instructions.			
For DEQ permitting purposes, also submit as part of this section a written disclosure of all wetlands, open water, or streams that are located within the proposed project or compensation areas that are also under a deed restriction, conservation easement, restrictive covenant, or other land-use protective instrument.			

10. APPLICANT, AGENT, OWNER, AND CONTRACTOR CERTIFICATIONS
If the Applicant(s), Agent(s), Owner(s), or Contractor(s) is/are a company, please use the company name(s) that is/are registered with the State Corporation Commission (SCC).

READ ALL OF THE FOLLOWING CAREFULLY BEFORE SIGNING

PRIVACY ACT STATEMENT: The Department of the Army permit program is authorized by Section 10 of the Rivers and Harbors Act of 1899, Section 404 of the Clean Water Act, and Section 103 of the Marine Protection Research and Sanctuaries Act of 1972. These laws require that individuals obtain permits that authorize structures and work in or affecting navigable waters of the United States, the discharge of dredged or fill material into waters of the United States, and the transportation of dredged material for the purpose of dumping it into ocean waters prior to undertaking the activity. Information provided in the Joint Permit Application will be used in the permit review process and is a matter of public record once the application is filed. Disclosure of the requested information is voluntary, but it may not be possible to evaluate the permit application or to issue a permit if the information requested is not provided.

CERTIFICATION: I am hereby applying for permits typically issued by the DEQ, VMRC, U.S. Army Corps of Engineers, and/or Local Wetlands Boards for the activities I have described herein. I agree to allow the duly authorized representatives of any regulatory or advisory agency to enter upon the premises of the project site at reasonable times to inspect and photograph site conditions, both in reviewing a proposal to issue a permit and after permit issuance to determine compliance with the permit.

In addition, I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Is/Are the Applicant(s) and Owner(s) the same? ×_ *Yes* ___ *No*
×

Applicant's name & title (printed or typed) William Tanger, Chairman; Friends of the Rivers of Virginia	Second applicant's name & title, if applicable (printed or typed)
William Tanger, Chairman; Friends of the Rivers of Virginia	Second applicant's signature
Date 9/22/15	Date
(Required for VMRC permit actions only) Property owner's name, if different from Applicant	*(Required for VMRC permit actions only)* Second property owner's name, if applicable
Owner's signature, if different from Applicant	Second owner's signature
Date	Date

REVISED: March 2014

10. APPLICANT, AGENT, OWNER, AND CONTRACTOR CERTIFICATIONS (Continued)
If the Applicant(s), Agent(s), Owner(s), or Contractor(s) is/are a company, please use the company name(s) that is/are registered with the State Corporation Commission (SCC).

CERTIFICATION OF AUTHORIZATION TO ALLOW AGENT(S) TO ACT ON APPLICANT'S(S') BEHALF (IF APPLICABLE)

I (we), William Tanger (and) Dave Byrd.
APPLICANT'S NAME(S) – *complete the second blank if more than one Applicant*

hereby certify that I (we) have authorized Willard Smith (and) Dave Byrd
AGENT'S NAME(S) – *complete the second blank if more than one Agent*

to act on my (our) behalf and take all actions necessary to the processing, issuance, and acceptance of this permit and any and all standard and special conditions attached. I (we) hereby certify that the information submitted in this application is true and accurate to the best of my (our) knowledge.

Applicant's signature	Second applicant's signature, if applicable
Date 9/22/15	Date
Agent's signature and title Biologist	Second agent's signature and title, if applicable BIOLOGIST
Date 9/25/15	Date 9/25/15

CONTRACTOR ACKNOWLEDGEMENT (IF APPLICABLE)

I (we), _____ (and) _____.
APPLICANT'S NAME(S) – *complete the second blank if more than one Applicant*

have contracted _____ (and) _____
CONTRACTOR'S NAME(S) – *complete the second blank if more than one Contractor*

to perform the work described in this Joint Permit Application, signed and dated _____.

I (we) will read and abide by all conditions as set forth in all Federal, State, and Local permits as required for this project. I (we) understand that failure to follow the conditions of the permits may constitute a violation of applicable Federal, State, and Local statutes and that we will be liable for any civil and/or criminal penalties imposed by these statutes.

In addition, I (we) agree to make available a copy of any permit to any regulatory representative visiting the project site to ensure permit compliance. If I (we) fail to provide the applicable permit upon request, I (we) understand that the representative will have the option of stopping our operation until it has been determined that we have a properly signed and executed permit and are in full compliance with all of the terms and conditions.

Contractor's name or name of firm (printed/typed)	Contractor's or firm's mailing address	
Contractor's signature and title	Contractor's license number	Date
Applicant's signature	Second applicant's signature, if applicable	
Date	Date	

STOP

END OF GENERAL INFORMATION

The following sections are activity-specific. Fill out only the sections that apply to your particular project.

REVISED: March 2014

11. PRIVATE PIERS, MARGINAL WHARVES, AND UNCOVERED BOAT LIFTS

*If you plan to construct a private, residential pier, you **may** qualify to work in a non-reporting capacity under the Norfolk District Corps of Engineers' Regional Permit 17 (RP-17).*

A copy of RP-17 can be obtained by calling (757) 201-7652 or by visiting the Corps' Website at: http://www.nao.usace.army.mil/Missions/Regulatory/RBregional.aspx . A copy of the RP-17 Certificate of Compliance is found in Appendix B of this application package. You should only sign and attach this form to the application if you have completely read and understood the terms and conditions of RP-17. **Although no further written authorization will be required from the Corps, you may require a permit from the Virginia Marine Resources Commission and/or your local wetlands board. Please submit this application as instructed in order to obtain all required state and local permits.**

In cases where the proposed pier will encroach beyond one fourth the waterway width (as determined by measuring mean high water to mean high water or ordinary high water mark to ordinary high water mark), the following information must be included before the application will be considered complete. For an application to be considered complete:

1. The Corps **MAY** require depth soundings across the waterway at increments designated by the Corps project manager. Typically 10-foot increments for waterways less than 200 feet wide and 20-foot increments for waterways greater than 200 feet wide with the date and time the measurements were taken and how they were taken (e.g., tape, range finder, etc.).
2. The applicant **MUST** provide a justification as to purpose if the proposed work would extend a pier greater than one-fourth of the distance across the open water measured from mean high water or the channelward edge of the wetlands.
3. The applicant **MUST** provide justification if the proposed work would involve the construction of a pier greater than five feet wide or less than four feet above any wetland substrate.

Number of vessels to be moored at the pier or wharf: _____

In the spaces provided below, give the type (i.e. sail, power, skiff, etc.), size, and registration number of the vessel(s) to be moored

TYPE	LENGTH	WIDTH	DRAFT	REGISTRATION #

12. BOATHOUSES, GAZEBOS, COVERED BOAT LIFTS, AND OTHER ROOFED STRUCTURES OVER WATERWAYS

No. of vessels to be moored at the proposed structure: _____

Will the sides of the structure be enclosed? ____Yes ____No
Area covered by the roof structure _____ square feet

In the spaces provided below, give the type (i.e. sail, power, skiff, etc.), size, and registration number of the vessel(s) to be moored

TYPE	LENGTH	WIDTH	DRAFT	REGISTRATION #

13. MARINAS AND COMMERCIAL, GOVERNMENTAL, AND COMMUNITY PIERS

Have you obtained the Virginia Department of Health's approval for sanitary facilities? _____Yes _____No
You will need to obtain this authorization or a variance before a VMRC permit will be issued.

Will petroleum products or other hazardous materials be stored or handled at the facility? _____Yes _____No
If your answer is yes, please attach your spill contingency plan.

Will the facility be equipped to off-load sewage from boats? _____Yes _____No

EXISTING: wet slips: _____ dry storage: _____	*PROPOSED:* wet slips: _____ dry storage: _____

14. FREE STANDING MOORING PILES, OSPREY NESTING POLES, MOORING BUOYS, AND DOLPHINS (not associated with piers)

Number of vessels to be moored: _____	Type and number of mooring(s) proposed: _____

In the spaces provided below, give the type (i.e. sail, power, skiff, etc.), size, and registration number of the vessel(s) to be moored

TYPE	LENGTH	WIDTH	DRAFT	REGISTRATION #

Give the name and complete mailing address(es) of the owner(s) of the vessel(s) if not owned by applicant (attach extra sheets if needed):

Do you plan to reach the mooring from your own upland property? _____Yes _____No
If "no," explain how you intend to access the mooring.

15. BOAT RAMPS

Will excavation be required to construct the boat ramp? _____Yes _____No

If "yes," will any of the excavation occur below the plane of the ordinary high water mark/mean high water line or in wetlands? _____Yes _____No
If "yes," you will need to fill out Section 18 for this excavation. Where will you dispose of the excavated material?

What type of design and materials will be used to construct the ramp (open pile design with salt treated lumber, concrete slab on gravel bedding, etc.)?

Location of nearest public boat ramp	Driving distance to that public ramp _____miles

Will other structures be constructed concurrent with the boat ramp installation? _____Yes _____No
If "yes," please fill out the appropriate sections of this application associated with those other activities.

16. TIDAL/NONTIDAL SHORELINE STABILIZATION STRUCTURES (INCLUDING BULKHEADS AND ASSOCIATED BACKFILL, RIPRAP REVETMENTS AND ASSOCIATED BACKFILL, MARSH TOE STABILIZATION, GROINS, JETTIES, AND BREAKWATERS, ETC.)

Is any portion of the project maintenance or replacement of an existing and currently serviceable structure? _____Yes __x__No
If yes, give length of existing structure: _____ linear feet

If your maintenance project entails replacement of a bulkhead, is it possible to construct the replacement bulkhead within 2 feet channelward of the existing bulkhead? _____Yes _____No If not, please explain below:

16. TIDAL/NONTIDAL SHORELINE STABILIZATION STRUCTURES (Continued)

Length of proposed structure, including returns: _____linear feet

Average channelward encroachment of the structure from Mean high water/ordinary high water mark: _____ feet Mean low water: _____feet	*Maximum* channelward encroachment of the structure from Mean high water/ordinary high water mark: _____ feet Mean low water: _____feet
Maximum channelward encroachment form the back edge of the Dune _____feet	*Maximum* channelward encroachment from the back edge of the Beach _____feet

Describe the type of construction including all materials to be used (including all fittings):

Rip Rap

Will filter cloth be used? ____Yes ____No

What is the source of the backfill material? _____
What is the composition of the backfill material? _____

If rock is to be used, give the average volume of material to be used for every linear foot of construction: 0.26 _____cubic yards
What is the volume of material to be placed below the plane of ordinary high water mark/mean high water? 37 _____cubic yards

For projects involving stone:
Average weight of core material (bottom layers): _____pounds per stone (Class_____)
Average weight of armor material (top layers): _____pounds per stone (Class_____)

Are there similar shoreline stabilization structures in the vicinity of your project site? _____Yes _____No
If so, describe the type(s) and location(s) of the structure(s):

If you are building a groin or jetty, will the channelward end of the structure be marked to show a hazard to navigation? _____Yes _____No	Has your project been reviewed by the Shoreline Erosion Advisory Service (SEAS)? _____Yes _____No If yes, please attach a copy of their comments.

17. BEACH NOURISHMENT

Source of material: _____	Volume of material: _____cubic yards
Composition of material (percentage sand, silt, clay):	Mode of transportation of material to the project site (truck, pipeline, etc.):

Describe the type(s) of vegetation proposed for stabilization and the proposed planting plan, including schedule, spacing, monitoring, etc. Attach additional sheets if necessary.

18. DREDGING, MINING, AND EXCAVATING

FILL OUT THE FOLLOWING TABLE FOR DREDGING PROJECTS

	NEW dredging				MAINTENANCE dredging			
	Hydraulic		Mechanical (clamshell, dragline, etc.)		Hydraulic		Mechanical (clamshell, dragline, etc.)	
	Cubic yards	Square feet	Cubic yards	Square feet	Cubic yards	Square feet	Cubic yards	Square feet
Vegetated wetlands								
Nonvegetated wetlands			2322	10,450				
Subaqueous land								
Totals	NA	NA	2322	10,450	NA	NA	NA	NA

Is this a one-time dredging event? _X_ Yes _____ No If "no", how many dredging cycles are anticipated: _____
(____ initial cycle in cu. yds.) (_____ subsequent cycles in cu. yds.)

Composition of material (percentage sand, silt, clay, rock):
Provide documentation (i.e. laboratory results or analytical reports) that *dredged* material from on-site areas is free of toxics. If not free of toxics, provide documentation of proper disposal (i.e. bill of lading from commercial supplier or disposal site).

Wood Logs and limbs comprising the logjam located upstream of the dam.

Please include a dredged material management plan that includes specifics on how the dredged material will be handled and retained to prevent its entry into surface waters or wetlands. If on-site dewatering is proposed, please include plan view and cross section drawings of the dewatering area and associated outfall.

E&S measures diagrammed on site plan and E&S plan.

Will the dredged material be used for any commercial purpose or beneficial use? _X_ Yes _____ No
If yes, please explain:

Material will be dried, chipped, and utilized in a wood burning power generation plant at Ferrum College.

If this is a maintenance dredging project, what was the date that the dredging was last performed? _____
Permit number of original permit: _____ *(It is important that you attach a copy of the original permit.)*

For mining projects: On separate sheets of paper, explain the operation plans, including: 1) the frequency (i.e., every six weeks, for example), duration (i.e., April through September), and volume (in cubic yards) to be removed per operation; 2) the temporary storage and handling methods of mined material, including the dimensions of the containment berm used for upland disposal of dredged material and the need (or no need) for a liner or impermeable material to prevent the leaching of any identified contaminants into ground water; 3) how equipment will access the mine site; and 4) verification that dredging: a) will not occur in water body segments that are currently on the effective Section 303(d) Total Maximum Daily Load (TMDL) priority list or that have an approved TMDL; b) will not exacerbate any impairment; and c) will be consistent with any waste load allocation/limit/conditions imposed by an approved TMDL.
Have you applied for a permit from the Virginia Department of Mines, Minerals and Energy? _____ Yes _____ No

Contributing drainage area: ____70____ square miles	Average stream flow at site (flow rate under normal rainfall conditions): _____250_____ cfs

19. FILL (not associated with backfilled shoreline structures) AND OTHER STRUCTURES (other than piers and boathouses) IN WETLANDS OR WATERS, OR ON DUNES/BEACHES

Source and composition of fill material (percentage sand, silt, clay, rock): _____

Provide documentation (i.e. laboratory results or analytical reports) that *fill* material from *off-site* locations is free of toxics. If not free of toxics, provide documentation of proper disposal (i.e. bill of lading from commercial supplier or disposal site). Documentation is not necessary for fill material obtained from on-site areas.

Explain the purpose of the filling activity and the type of structure to be constructed over the filled area (if any):

Describe any structure that will be placed in wetlands/waters or on a beach dune and its purpose:

Will the structure be placed on pilings? _ _ Yes _ _ No	Total area occupied by any structure. _____ Square Feet
How far will the structure be placed channelward from the back edge of the dune? _____feet	How far will the structure be placed channelward from the back edge of the beach? _____feet

20. NONTIDAL STREAM CHANNEL MODIFICATIONS FOR RESTORATION OR ENHANCMENT, or TEMPORARY OR PERMANENT RELOCATIONS

If proposed activities are being conducted for the purposes of compensatory mitigation, please attach separate sheets of paper providing all information required by the most recent version of the stream assessment methodology approved by the Norfolk District of the U.S. Army Corps of Engineers and the Virginia Department of Environmental Quality, in lieu of completing the questions below. Required information outlined by the methodology can be found at:
http://www.nao.usace.army.mil/Missions/Regulatory/UnifiedStreamMethodology.aspx *or*
http://www.deq.virginia.gov/Programs/Water/WetlandsStreams/Mitigation.aspx.

Has the stream restoration project been designed by a local, state, or federal agency? _ x _ Yes ___ No. If yes, please include the name of the agency here: U. S. FISH AND WILDLIFE SERVICE.

Is the agency also providing funding for this project? __x__ Yes _____ No

Linear feet of stream impact: 11,880

Contributing drainage area: _____acres *or* 70 square miles

Existing average stream flow at site (flow rate under normal rainfall conditions): 250 cfs	Proposed average stream flow at site after modifications (flow rate under normal rainfall conditions): 250 cfs

Explain, in detail, the method to be used to stabilize the banks:

Banks exposed upon draining of impoundment will be permitted to stabilize and revegetate naturally as they dewater.

Explain the composition of the existing stream bed (percent cobble, rock, sand, etc.):

3% cobble/gravel, 87% sand, 10% silt.

20. NONTIDAL STREAM CHANNEL MODIFICATIONS (Continued)

Will low-flow channels be maintained in the modified stream channel? _ x _Yes _ _No.
Describe how:

No flow obstructions are proposed within channel or instream. Low flow channel will reestablish through natural sediment transport and river geomorphological processes.

Will any structure(s) be placed in the stream to create riffles, pools, meanders, etc.? _____Yes _ x _No
If yes, please explain:

21. UTILITY CROSSINGS

Type of crossing: _ _overhead _____trenched _____directionally-drilled

Method of clearing corridor of vegetation (check all that apply): _____ mechanized land clearing that disturbs the soil surface
_____ cutting vegetation above the soil surface

Describe the materials to be used in the installation of the utility line (including gravel bedding for trenched installations, bentonite slurries used during direction-drilling, etc.) and a sequence of events to detail how the installation will be accomplished (including methods used for in-stream and dry crossings).

For overhead crossings over navigable waterways (including all tidal waterways), please indicate the height of other overhead crossings or bridges over the waterway relative to mean high water, mean low water, or ordinary high water mark:

Nominal system voltage, if project involves power lines: _____

Will there be an excess of excavated material? _ _Yes _____No.
If so, describe the method that will be undertaken to dispose of, and transport, the material to its permanent disposal location and give that location:

Will any excess material be stockpiled in wetlands? _____Yes _ _No
If so, will the stockpiled material be placed on filter fabric or some other type of impervious surface? _____Yes _____No

21. UTILITY CROSSINGS (Continued)

Will permanent access roads be placed through wetlands/streams? ____Yes _____No
If yes, will the roads be _____at grade or _____above grade (check one)?

Will the utility line through wetlands/waters be continually maintained (e.g. via mowing or herbicide)? ____Yes _____No

If maintained, what is the maximum width? _____feet

22. ROAD CROSSINGS

Have you conducted hydraulic studies to verify the adequacy of the culverts? _____Yes _____No
If so, please attach a copy of the hydraulic study/report.
Virginia Department of Transportation (VDOT) standards require that the backwater for a 100 year storm not exceed 1 foot for all road, culvert, and bridge projects within FEMA-designated floodplains.

Will the culverts be countersunk below the stream bottom? ____Yes _____No. If no, explain: _____

If the project entails a bridged crossing and there are similar crossings in the area, what is the vertical distance above mean high water, mean low water, or ordinary high water mark of those similar structures? _____feet above _____
For all bridges proposed over navigable waterways (including all tidal water bodies), you will be required to contact the U.S. Coast Guard to determine if a permit is required of their agency.

On separate sheets of paper, describe the materials to be used, the method of construction (including the use of cofferdams), and the sequence of construction events. Include cross sections and profile plans of the culvert crossings including wing walls or rip rap.

23. PRIVATE AND COMMERCIAL AQUACULTURE ACTIVITIES

Please review VMRC regulations related to aquaculture activities if you are completing this section. An abbreviated application is available for certain private oyster gardening activities by a riparian owner. Also, separate information is required by the VMRC Fisheries Management Division for the review of commercial projects that may qualify for the Virginia Marine Resources Commission General Permit #4 FOR TEMPORARY PROTECTIVE ENCLOSURES FOR SHELLFISH. The VMRC aquaculture regulations can be found on the agency web page at: http://www.mrc.state.va.us/regulations/regindex.shtm.
Please see regulations 4 VAC 20-335-10 et seq., 4 VAC 20-336-10 et seq., and 4 VAC 20-1130-10 et seq.

Briefly describe your proposed aquaculture activity from the time of acquisition (seed, fingerlings, etc.) to time of harvest, and indicate which species you intend to culture. Attach additional sheets if needed.

Source of the animals/plants that you want to culture: _____

Note: VMRC Regulation 4VAC 20-754 et seq. "Pertaining to the Importation of Fish, Shellfish or Crustacea" sets forth the requirements for importing organisms from out of state.

Describe below the number, type, and dimensions of the structures that will be used (e.g., 4' x 2' x 18" floats, 3' x 3' x 1' bottom cages, etc.) and the overall dimensions of the area to be occupied by the aquaculture structures (e.g., two 40-foot by 10-foot bottom plots).

23. PRIVATE AND COMMERCIAL AQUACULTURE ACTIVITIES (Continued)

Will the structures be affixed to an existing structure? _ _Yes _ _No
If so, describe the attachment below.

Will the structures be located on leased oyster planting ground? _____Yes _____No
If so, give the following information: _____lease number _____plat file number

24. IMPOUNDMENTS, DAMS, AND STORMWATER MANAGEMENT FACILITIES

If the impoundment or dam is a component of a water withdrawal project, also complete Sections 26 through 28.

Will the proposed impoundment, dam, or stormwater management facility be used for agricultural purposes (e.g., in the operation of a farm)? For DEQ permitting purposes, a farm is considered to be a property or operation that produces goods for market.
___ Yes ___ No

What type of materials will be used in the construction (earth, concrete, rock, etc.)? _____

What is the source of these materials? _____

Provide the dimensions of proposed impoundment, dam, or stormwater management facility, including the height and width of all structures.

Storage capacity* of impoundment: _____acre-feet *should be given for the normal pool of recreational or farm ponds, or design pool for stormwater management ponds or reservoirs (the elevation the pond will be at for the design storm, e.g., 10-year, 24-hour storm)	Surface area** of impoundment: _____acres **should be given for the normal pool of recreational or farm ponds, or design pool for stormwater management ponds or reservoirs (the elevation the pond will be at for the design storm, e.g., 10-year, 24-hour storm)

Is the proposed project excluded from the Virginia Dam Safety Regulations? ___ Yes ___ No ___ Uncertain

If not excluded, does your proposed project comply with the Virginia Dam Safety Regulations? ___ Yes ___ No ___ Uncertain

Does the proposed design include a vegetation management area per §10.1-609.2? ___ Yes ___ No ___ Uncertain

If your answer to these questions is no or uncertain, you should contact the Virginia Department of Conservation and Recreation's Dam Safety Program at (804) 371-6095, or reference the regulations on the Web at http://www.dcr.virginia.gov/dam_safety_and_floodplains/index.shtml

For stormwater management facilities:
Design storm event: _____year storm
Retention time: _____hours
Current average flow: _____cfs
Proposed peak outflow for the design storm provided above: _____cfs

Has the facility been designed as an Enhanced Extended Detention Basin or an Extended Detention Basin in accordance with the Minimum Standard 3.07 of the Virginia Stormwater Management Handbook, Volume I (published by the Virginia Department of Conservation and Recreation, 1999), or in accordance with the latest version of this handbook? _____Yes _____No

Will the impoundment structure be designed to pass a minimum flow at all times? _____Yes _____No
If so, please give the minimum rate of flow: _____cfs

What is the drainage area upstream of the proposed impoundment? _____square miles

How much of your proposed impoundment structure will be located on the stream bed? _____square feet

What is the area of vegetated wetlands that will be excavated and/or backflooded by the impoundment? _____ square feet

What is the *area and length* of streambed that will be excavated and/or backflooded by the impoundment? _____ square feet
_____ linear feet

Are fish ladders being proposed to accommodate the passage of fish? _____Yes _____No

25. OUTFALLS NOT ASSOCIATED WITH PROPOSED WATER WITHDRAWAL ACTIVITIES

Type and size of pipe(s): _____

Daily rate of discharge: _____mgd

If the discharge will be thermally-altered, provide the maximum temperature: _____

Contributing drainage area: _____square miles

Average daily stream flow at site:_____cfs

Have you received a Virginia Discharge Elimination System (VPDES) permit for the proposed project? ___ Yes ___ No.
If yes, please provide the VPDES permit number: _____.
If no, is there a permit action pending? ___ Yes ___ No. If pending, what is the facility name? _____.

The following sections are typically related to surface water withdrawal activities; Federal Energy Regulatory Commission license projects; or impacts likely to require instream flow limits. Examples of such projects include, but are not limited to, reservoirs, irrigation projects, power generation facilities, and public water supply facilities that may or may not have associated features, such as dams, intake pipes, outfall structures, berms, etc.

If completing these sections, enter "N/A" in any section that does not apply to the project.

26. INTAKES, OUTFALLS, AND WATER CONTROL STRUCTURES (INCLUDING ALL PROPOSED WATER WITHDRAWAL ACTIVITIES)

For intakes:
- Type and size of pipe(s): _____
- Type and size of pump(s): _____
- Daily rate of withdrawal: _____mgd
- Velocity of withdrawal: _____fps
- Screen mesh size:_____inches / _____mm
  - If other sizing units, please specify:_____
- Contributing drainage area at withdrawal point(s): _____square miles
- Average daily stream flow at withdrawal point(s):_____cfs
- Average annual stream flow at withdrawal point(s): _____cfs
- Latitude and longitude of withdrawal point(s) (degrees, minutes, seconds): _____

For outfalls:
- Type and size of pipe(s): _____
- Daily rate of discharge: _____mgd
- If the discharge will be thermally-altered, provide the maximum temperature: _____
- Contributing drainage area at discharge point(s): _____square miles
- Average daily stream flow at discharge point(s):_____cfs
- Latitude and longitude of discharge point(s) (degrees, minutes, seconds): _____

For intakes and dams, use the table below to provide the median monthly stream flows in cubic feet per second (cfs) at the water intake or dam site (not at the stream gage; if there is not a gage at the intake or dam site, you will need to interpolate flows to the intake or dam site based upon the most closely related watershed in which there is an operational stream gage monitored by the United States Geologic Survey (USGS)). Median flow is the value at which half of the measurements are above and half of the measurements are below. Median is also sometimes referred to as the '50% exceedence flow'. The median flow generally must be calculated from USGS historical data. Please do not provide *mean (average)* flow.

Month	Median flow (cfs)	Month	Median flow (cfs)
January		July	
February		August	
March		September	
April		October	
May		November	
June		December	

26. INTAKES, OUTFALLS, AND WATER CONTROL STRUCTURES (Continued)

For interbasin transfer of water resources proposed from either the Chowan River, New River, Potomac River, Roanoke River, Big Sandy River, or Tennessee River basins to another river basin, provide the following information:

For the destination location (discharge point) of the transfer:

8- digit USGS Hydrologic Unit Code (HUC) (See http://cfpub.epa.gov/surf/locate/index.cfm): _____

If known, indicate the 10-digit and 12-digit USGS HUCs (see http://dswcapps.dcr.virginia.gov/htdocs/maps/HUExplorer.htm:

_____ _____

Latitude and Longitude: _____- _____- _____/ _____- _____- _____

Describe the stream flow gages used, the type of calculations used (such as drainage area correction factors), and the period of record that was used to calculate the median flows provided in the table above. Generally, the period of record should span a minimum of 30 years.

Provide any available historical low-flows at the intake or dam site.

Describe how the proposed withdrawal at the intake or dam site will impact stream flows in terms of rates, volumes, frequency, etc. (i.e. percent of the flow to be withdrawn, percent of withdrawal returned to the original source, etc.).

Describe how the withdrawal of water will vary over time. For example, will the withdrawal vary by the time of year, by the time of day, or by the time of week? Examples of projects that should describe variable withdrawals include, but are not limited to: power plant cooling withdrawals that increase and decrease seasonally; golf course irrigation; municipal water supply; nurseries; ski resorts that use water for snowmaking; and resorts with weekend or seasonal variations.

Provide the amount of water that will be lost due to consumptive use. For the purpose of this application, consumptive use means the withdrawal of surface waters without recycling of said waters to their source or basin of origin. Examples of consumptive uses are water that is evaporated in cooling towers or by other means in power plants; irrigation water (all types); residential water use that takes place outside of the home; and residential water use both inside and outside of homes for residences served by septic systems. Projects that propose a transfer of water from one river basin to another and/or localities that sell water to other jurisdictions, should document the portion of the withdrawal that is not returned to the originating watershed.

Proposed monthly consumptive volume: _____

Attach a map showing the location of the withdrawal and the location of the return of flow.

26. INTAKES, OUTFALLS, AND WATER CONTROL STRUCTURES (Continued)

For withdrawals proposed on an impoundment, provide a description of flow or release control structures. Include type of structure, size, capacity, and the mechanism used to control release. Provide a description of available water storage facilities. Include the volume, depth, normal pool elevation, unusable storage volume and dimensions. If applicable, stage-storage relationship at the impounding structure and volume or rate of withdrawals from the storage facility.

For withdrawals proposed on an impoundment, provide a description of flow or release control structures. Include type of structure, size, capacity, and the mechanism used to control release.

27. WATER WITHDRAWAL USE, NEED, AND ALTERNATIVES

Describe the proposed use of the water withdrawal.

Provide the following information at the water intake or dam site. Specify the units of measurement (i.e. million gallons per day, gallons per minute, cubic feet per second, etc.).

Proposed maximum instantaneous withdrawal _____

Proposed average daily withdrawal _____

Proposed maximum daily withdrawal _____

Proposed maximum monthly withdrawal _____

Proposed maximum annual withdrawal _____

Describe how the above withdrawals were calculated, including the relevant assumptions made in that calculation and the documentation or resources used to support the calculations, such as population projections, population growth rates, per-capita use, new uses, changes to service areas, and if applicable, evapotranspiration data and irrigation data.

27. WATER WITTHDRAWAL USE, NEED AND ALTERNATIVES (Continued)

For major surface water withdrawals, public water supply withdrawals, and projects that will alter instream flows, provide information to establish the local water supply need:

Existing supply sources, yields, and demands: _____

Peak day withdrawal: _____
Average daily withdrawal: _____
Safe yield: _____
Lowest daily flow of record: _____
Types of water uses:

_____

Existing water conservation measures and drought response plan, including what conditions trigger implementation:

_____

Projected demands over a minimum 30-year planning period:

_____

Projected demands in local or regional water supply plan (9 VAC 25-780 et seq.) or demand for the project service area, if that is smaller in area:

_____

Statistical population (growth) trends: _____
Projected demands by use type: _____
Projected demands without water conservation measures: _____
Projected demands with long-term water conservation measures: _____

For surface water withdrawals other than public water supply, provide information or documentation that demonstrates alternate sources of water are available for the proposed project during times of reduced instream flow.

Provide information from the water supply plan that covers the area in which the proposed water withdrawal project is located. Include information from the plan that pertains to projected demand, analysis of alternatives, and water conservation measures. Discuss any discrepancies between the water supply plan and the proposed project. For projects that propose a transfer of water resources from the Chowan River, New River, Potomac River, Roanoke River, Big Sandy River, or Tennessee River basins to another river basin, information should be provided from the water supply plans for both the source and receiving basins.

Provide an alternatives analysis for the proposed water withdrawal project, including the required range of alternatives to be analyzed; a narrative outlining the opportunities and status of regional efforts undertaken; and the criteria used to evaluate each alternative. The analysis must address all of the criteria contained in 9 VAC 25-210-115 C 2 and 9 VAC 25-210-115 C 3.

27. WATER WITTHDRAWAL USE, NEED AND ALTERNATIVES (Continued)

Describe any existing, flow-dependent beneficial uses along the affected stream reach. Include both instream and offstream uses. Describe the stream flow necessary to protect existing beneficial uses, how the proposed withdrawal will impact existing beneficial uses, and any measures proposed to mitigate any adverse impacts that may arise. For projects that propose a transfer of water resources from the Chowan River, New River, Potomac River, Roanoke River, Big Sandy River, or Tennessee River basins to another river basin, this analysis should include both the source and receiving basins. For the purposes of this application, beneficial instream uses include, but are not limited to: the protection of fish and wildlife habitat; maintenance of waste assimilation; recreation; navigation; and cultural and aesthetic values. Offstream beneficial uses include, but are not limited to: domestic (including public water supply); agriculture; electric power generation; commercial; and industrial.

Describe the aquatic life known to be present along the affected stream reach. Describe aquatic life that may be impacted by the proposed water withdrawal. Include the species' habitat requirements. For projects that propose a transfer of water resources from either the Chowan River, New River, Potomac River, Roanoke River, Big Sandy River, or Tennessee River basins to another river basin, this analysis should include both the source and receiving basins.

28. PUBLIC COMMENTS/ISSUES FOR MAJOR WATER WITHDRAWALS OR INTERBASIN TRANSFERS

For new or expanded major surface water supply projects, use separate sheets of paper to summarize the steps taken to seek public input per 9 VAC 25-210-75, and identify the issues raised during the public information process.

For interbasin transfer of water resources proposed from either the Chowan River, New River, Potomac River, Roanoke River, Big Sandy River, or Tennessee River basins to another river basin, if public input was not required per 9 VAC 25-210-75, summarize on separate sheets of paper any coordination and/or notice provided to the public, local/state government, and interested parties in the affected river basins and identify any issues raised.

APPENDIX A

Adjacent Property Owner's Acknowledgement Form

I, _____, own land next to/ across the water from/ in the same cove
(print adjacent property owner's name)

as the land of Friends Of The Rivers Of Virginia .
(print applicant's name)

I have reviewed the applicant's project drawings dated 10/21/2015 to be submitted for all
(date of drawings)

necessary Federal, State, and Local permits.

_____ I have no comment regarding the proposal

_____ I do not object to the proposal

_____ I object to the proposal

The applicant has agreed to contact me for additional comments if the proposal changes prior to construction of the project.

(Before signing this form, please be sure that you have checked the appropriate option above)

_____
Adjacent property owner's signature

_____
Date

NOTE: IF YOU OBJECT TO THE PROPOSAL, THE REASON(S) YOU OPPOSE THE PROJECT MUST BE SUBMITTED TO VMRC IN WRITING. AN OBJECTION WILL NOT NECESSARILY RESULT IN A DENIAL OF A PERMIT FOR THE PROPOSED WORK. HOWEVER, VALID COMPLAINTS WILL BE GIVEN FULL CONSIDERATION DURING THE PERMIT REVIEW PROCESS.

APPENDIX A

Adjacent Property Owner's Acknowledgement Form

I, _____, own land next to/ across the water from/ in the same cove
(print adjacent property owner's name)

as the land of _____ .
(print applicant's name)

I have reviewed the applicant's project drawings dated _____ to be submitted for all
(date of drawings)

necessary Federal, State, and Local permits.

_____ I have no comment regarding the proposal

_____ I do not object to the proposal

_____ I object to the proposal

The applicant has agreed to contact me for additional comments if the proposal changes prior to construction of the project.

(Before signing this form, please be sure that you have checked the appropriate option above)

_____
Adjacent property owner's signature

_____
Date

NOTE: IF YOU OBJECT TO THE PROPOSAL, THE REASON(S) YOU OPPOSE THE PROJECT MUST BE SUBMITTED TO VMRC IN WRITING. AN OBJECTION WILL NOT NECESSARILY RESULT IN A DENIAL OF A PERMIT FOR THE PROPOSED WORK. HOWEVER, VALID COMPLAINTS WILL BE GIVEN FULL CONSIDERATION DURING THE PERMIT REVIEW PROCESS.

U.S. Army Corps
Of Engineers
Norfolk District

Regional Permit 17 Certificate of Compliance Form

Please obtain and read a copy of the 13-RP-17 prior to completion of this form. Copies can be obtained by contacting the U.S. Army Corps of Engineers Regulatory Branch (Corps) at (757) 201-7652 or on our website at: http://www.nao.usace.army.mil/Missions/Regulatory/RBregional.aspx .

YES☐ NO☐ Is the proposed pier for private use ONLY?

YES☐ NO☐ Does the proposed pier extend LESS than ¼ the width of the waterway as measured from MHW to MHW or OHW to OHW (including channelward wetlands) based on the narrowest distance across the waterway regardless of the orientation of the proposed pier (MHW = mean high water line; OHW = ordinary high water line)?

YES☐ NO☐ Does the proposed pier and/or mooring structure(s) extend LESS than 300 feet from the mean high water line or ordinary high water line?

YES☐ NO☐ N/A☐ If the proposed structure crosses wetland vegetation, is it of an open-pile design that has a maximum width of five (5) feet and a minimum height of four (4) feet between the decking and the wetland substrate?

YES☐ NO☐ N/A☐ If the proposed pier is to include an attached open-sided roof designed to provide shelter, is the cumulative roof square footage less than 700 square feet?

YES☐ NO☐ N/A☐ Is the total number of boat slips on the property less than or equal to two boat slips?

YES☐ NO☐ Have you confirmed that the proposed construction will not take place in one of the reaches which serve as habitat for federally threatened and endangered species, Federal Navigation Channels, and/or does not meet any of the requirements listed in the "V. NOTIFICATION REQUIREMENTS #1-7" section of this permit?

YES☐ NO☐ N/A☐ If the proposed work is in portions of any waterways listed in Special Condition 6, have you obtained an easement to cross government property from the Army Corps of Engineers Real Estate Office?

IF YOU HAVE ANSWERED "NO" TO ANY OF THE QUESTIONS ABOVE, THE REGIONAL PERMIT 17 WILL NOT APPLY AND YOU WILL NEED TO SUBMIT A JOINT PERMIT APPLICATION AND OBTAIN A SEPARATE PERMIT FROM THE CORPS BEFORE COMMENCING CONSTRUCTION.

IF YOU HAVE ANSWERED "YES" (OR "N/A", WHERE APPLICABLE) TO ALL OF THE QUESTIONS ABOVE, YOU ARE IN COMPLIANCE WITH THE REGIONAL PERMIT 17. PLEASE SIGN BELOW, ATTACH, AND SUBMIT WITH YOUR COMPLETED JOINT PERMIT APPLICATION. THIS SIGNED CERTIFICATE SERVES AS YOUR LETTER OF AUTHORIZATION FROM THE CORPS. YOU WILL NOT RECEIVE ANY OTHER WRITTEN AUTHORIZATION FROM THE CORPS. HOWEVER, YOU MAY NOT PROCEED WITH CONSTRUCTION UNTIL YOU HAVE OBTAINED ALL OTHER NECESSARY STATE AND LOCAL PERMITS.

I CERTIFY THAT I HAVE READ AND UNDERSTAND ALL CONDITIONS OF THE REGIONAL PERMIT 17 (13-RP-17), DATED AUGUST 14 2013, ISSUED BY THE US ARMY CORPS OF ENGINEERS, NORFOLK DISTRICT REGULATORY BRANCH (CENAO-WR-R), NORFOLK, VIRGINIA.

_____
Signature of Property Owner(s) or Agent

Date_____

Proposed work to be located at:

_____

_____

_____

REVISED: March 2014

APPENDIX C

Chesapeake Bay Preservation Act Information

Please answer the following questions to determine if your project is subject to the requirements of the Bay Act Regulations:

1. Is your project located within Tidewater Virginia? ____Yes ___X___No (See map on next page) - If the answer is "no", the Bay Act requirements do not apply; if "yes", then please continue to question #2.

2. Please indicate if the project proposes to impact any of the following Resource Protection Area (RPA) features:

   ____ Tidal wetlands,

   ____ Nontidal wetlands connected by surface flow and contiguous to tidal wetlands or water bodies with perennial flow,

   ____ Tidal shores,

   ____ Other lands considered by the local government to meet the provisions of subsection A of § 9VAC 25-830-80 and to be necessary to protect the quality of state waters (contact the local government for specific information),

   ____ A buffer area not less than 100 feet in width located adjacent to and landward of the components listed above, and along both sides of any water body with perennial flow.

If the answer to question #1 was "yes" and any of the features listed under question #2 will be impacted, compliance with the Chesapeake Bay Preservation Area Designation and Management Regulations is required. **The Chesapeake Bay Preservation Area Designation and Management Regulations** are enforced through locally adopted ordinances based on the Chesapeake Bay Preservation Act (CBPA) program. Compliance with state and local CBPA requirements mandates the submission of a ***Water Quality Impact Assessment (WQIA)*** for the review and approval of the local government. Contact the appropriate local government office to determine if a WQIA is required for the proposed activity(ies).

The individual localities, <u>not</u> the DEQ, USACE, or the Local Wetlands Boards, are responsible for enforcing the CBPA requirements and, therefore, local permits for land disturbance are not issued through this JPA process. **Approval of this wetlands permit does not constitute compliance with the CBPA regulations nor does it guarantee that the local government will issue land-disturbing permits for this project**.

<u>Notes for all projects in RPAs</u>
Development, construction, land disturbance, or placement of fill within the RPA features listed above *requires a review from the locality and may require an exception or variance from the local Bay Act program or zoning ordinance*. Please contact the appropriate local government to determine the types of development or land uses that are permitted within RPAs.

Pursuant to § 9VAC 25-830-110, *on-site delineation of the RPA is required for all projects in CBPAs.* Because USGS maps are not always indicative of actual "in-field" conditions, they may not be used to determine the site-specific boundaries of the RPA.

<u>Notes for shoreline erosion control projects in RPAs</u>
Re-establishment of woody vegetation in the buffer may be required to mitigate for the removal or disturbance of buffer vegetation associated with your proposed project. Please contact the local government to determine the mitigation requirements for impacts to the 100-foot RPA buffer.

Pursuant to § 9VAC 25-830-140.5.a(4), § 9VAC 25-830-140.1, and § 9VAC 25-830-130 of the Virginia Administrative Code, the locality will use the information provided in this Appendix and in the project drawings, along with other information in this permit application and a WQIA, to make a determination that:

1. Any proposed shoreline erosion control measure is necessary and consistent with the nature of the erosion occurring on the site, and the measures have employed the "best available technical advice"
2. Indigenous vegetation will be preserved to the maximum extent practicable
3. Proposed land disturbance has been minimized
4. Appropriate mitigation plantings will provide the required water quality functions of the buffer (§ 9VAC 25-830-140.3)
5. The project is consistent with the locality's comprehensive plan
6. Access to the project will be provided with the minimum disturbance necessary.

TIDEWATER VIRGINIA

REVISED: March 2014

APPENDIX D

APPENDIX D – Drawings

On the following pages, you will find sample drawings in plan and cross-sectional view that demonstrate the general format necessary for drawings. You should make sure to consult the detailed lists below to ensure that your drawings contain all of the necessary information. Failure to include all necessary information on your drawings may mean that your application is not considered complete by one or more agencies.

All projects will require the submittal of plan view and cross-sectional view drawings. These drawings should be drawn to a scale no smaller than 1 inch = 200 feet. The number of sets of drawings to be submitted is detailed in the HOW TO APPLY section starting on page 2 of this package. Drawings can be computer-generated or hand-drawn. Please be advised that some Local Wetlands Boards (LWB) require you to have a licensed engineer certify the drawings. You should contact your LWB to determine their specific requirements.

Plan view *drawings should contain the following general informational items:*

- Name of project
- North arrow
- Scale
- Waterway name, if designated
- Existing contours
- Proposed contours (if available)
- Width of waterway from the mean high water level to the mean high water level (tidal areas), or the ordinary high water mark to the ordinary high water mark (nontidal areas)
- Direction of flood and ebb (tidal areas), and/or direction of flow in nontidal areas (if applicable)
- Mean low water level and mean high water level (tidal areas), or ordinary high water mark (nontidal areas)
- Landward limit of the dune or beach at the site

AND Plan view *drawings should also contain the following specific informational items* ***if they apply to the project****:*

Resource Impact/Protection-Specific Items:

- Limits: of existing wetlands, open water, or streams, including submerged aquatic vegetation (SAV); of proposed impact areas, such as fill areas (square feet or acres) or dredge areas; of Chesapeake Bay Preservation Act Resource Protection Area(s) (RPA), including the 100-foot buffer; of proposed clearing within the RPA buffer
- Location and type of existing vegetation within the 100-foot RPA buffer; location of proposed wetland planting areas (as restoration for temporary impacts or mitigation for permanent impacts); locations of existing and proposed stream channel(s), including all proposed riffle/pool complexes, bars, and bank stabilization structures; location of proposed riprap scour protection
- Historic/cultural resources
- Threatened/Endangered resources

Structure/Project-Specific Items:

- Existing and proposed structures, labeled as 'existing' and 'proposed', and their dimensions. These items may include pier(s), including L-heads, T-heads, platforms, and/or decks; roof(s) on roofed structures located over waterways, including boathouses; gasoline storage tanks and/or structures for collecting and handling hazardous material, including settling tanks for travel lift washdown water, paint chips, etc.; return walls; tie-ins to existing bulkhead(s) or riprap; utility line easement(s); utility line/road right(s)-of-way; aerial transmission line structure(s), including towers, poles, platforms, etc.; onsite or offsite dredged material disposal areas, including location of all berms, spillways, erosion and sediment control measures, outfall pipes, and aprons; temporary stockpiles of excavated material; temporary construction access facilities; risers and/or emergency spillways, labeled with their proposed invert elevations; design pool/normal pool for stormwater management ponds/impoundments/reservoirs; intakes and/or outfalls, including splash aprons, relative to mean high water, mean low water, or ordinary high water mark(s); anchoring devices and weights (mooring buoys), including the total swing radius
- Channelward encroachment of proposed structure(s) from mean high water and mean low water, or from ordinary high water mark
- For piers that cover ¼ or more of the waterway width: depth soundings, taken at the mean low water level (tidal areas) or the ordinary high water mark (nontidal areas)
- Distance(s) between structure(s) (piers, boathouses, catwalks, etc.) and mooring pile(s)
- Minimum distance between dredge cut and vegetated wetlands
- Latitude and longitude of all mooring structures, in degrees, minutes, and seconds
- End points and turning points along proposed bulkhead(s), labeled as such
- For bulkheads, measurements from each end point and each turning point along proposed bulkhead(s) to two fixed points of reference (labeled as such)
- Structure or method used to contain fill (hay bales, silt fences, etc.)
- Dimensions of impoundment, dam, or stormwater management facility and area of any vegetative management areas

Cross-section view *drawings should contain the following General Informational items:*

- Name of project
- North arrow
- Scale
- Waterway name
- Mean low water and mean high water lines (tidal areas), and/or ordinary high water mark (nontidal areas)
- Direction of flood and ebb (tidal areas), and/or direction of flow in nontidal areas (if applicable)
- Existing contours of the bottom (depths relative to mean low water or ordinary high water mark) and the bank itself
- Existing contours of the dune or beach

AND Cross-section view *drawings should also contain the following specific informational items* ***if they apply to the project****:*

Resource impact/protection-specific Items:

- Riprap scour protection
- Proposed wetland planting areas, relative to mean high water and mean low water (tidal areas), or ordinary high water mark (nontidal areas)
- Depth of buried toe of riprap or marsh toe stabilization
- Base width, top width, and slope of stone/concrete stabilization structures

Structure/Project-Specific Items:

- Existing and proposed structures, labeled as 'existing' and 'proposed', and their dimensions. These items may include fill areas, labeled with square footage(s) or acreage(s) over vegetated wetlands and subaqueous bottom; berms, spillways, erosion and sediment control measures, outfall pipes, and aprons at onsite or offsite dredged material disposal area(s); bank grades; deadmen, sheeting, knee braces, etc., as used in the construction of bulkheads; filter cloth; weep holes; intakes and/or outfalls, including splash aprons, relative to mean high water, mean low water, or ordinary high water mark; risers and/or emergency spillways; low-flow channels; culverts, including their proposed invert elevations and diameters; anchoring systems for aquaculture structures; type of chain used to secure mooring buoys to subaqueous bottom
- For dredge projects, proposed contours of the bottom (depth relative to mean low water or ordinary water level)
- Bottom width of proposed dredge cut, projected side slope of cut, and estimated top width of cut
- Ponding depth of onsite or offsite dredged material disposal area
- Minimum distance between pier decking and vegetated wetland substrate (a.k.a. the "mud line")
- Water depth below mean low water at the end of proposed boat ramps
- Depth of penetration of pilings and/or sheeting (bulkheads)
- Elevation of any proposed fill (including backfill)
- Structure or method used to contain fill (hay bales, silt fences, etc.)
- Design pool/normal pool elevation for stormwater management facilities/impoundments/reservoirs
- Vertical distance from the water surface (relative to mean high water or ordinary high water mark) for all aerial crossings (bridges or overhead utility lines) over navigable water bodies
- Depth below bottom of water body for submarine utility crossings
- Dimensions of impoundment, dam, or stormwater management facility through a cross-section of the structure(s); bottom elevation(s) of basin created; depth of pool; and depth(s) to structure(s) on the bottom.