### Summary of Applicability, Limits, State and Tribal Certifications, and Updated Regional Conditions

**May 21, 2018, with revisions**

(Additions and deletions shown in red)

#### Type of Nationwide Permit

<table>
<thead>
<tr>
<th></th>
<th>Applicable Waters</th>
<th>Acreage &amp; Linear Limits</th>
<th>PCN Required for Submission of</th>
<th>Coordination by Corps with Federal and State Agencies Required</th>
<th>Water Quality Certification (WQC) FL</th>
<th>Coastal Zone Management (CZM) FL</th>
<th>Water Quality Certification (WQC) PR</th>
<th>Coastal Zone Management (CZM) PR</th>
<th>Water Quality Certification (WQC) VI</th>
<th>Coastal Zone Management (CZM) VI</th>
<th>Water Quality Certification (WQC) STF</th>
<th>Coastal Zone Management (CZM) STF</th>
<th>Water Quality Certification (WQC) MTTE</th>
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</thead>
<tbody>
<tr>
<td>All Nationwide Permits</td>
<td>All</td>
<td>N/A</td>
<td>Regional Condition #2</td>
<td>Regional condition #2</td>
<td>NA</td>
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<td>NA</td>
<td>NA</td>
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<td>NA</td>
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</tr>
</tbody>
</table>

#### General Conditions

- A PCN is required if the prospective permittee has knowledge of a historic property that is listed on, or potentially eligible for listing on the National Register of Historic Places (NR Status column). However, in accordance with GC#20, a PCN is required if the prospective permittee has knowledge of a historic property that is listed on, or potentially eligible for listing on, or potentially eligible for listing on the National Register of Historic Places, including previously unidentified properties (SHPO).

- In addition to GC#21 (Discovery of Previously Unknown Remains and Artifacts), in Florida, if prehistoric or historic artifacts, such as pottery or ceramics, projectile points, dugout canoes, metal implements, historic building materials, or any other physical remains that could be associated with Native American, early European, or American settlement are encountered at any time within the project site area, the permitted project shall cease all activities involving subsurface or ground disturbance within a 100 meter diameter of the discovery. The Permittee (the entity performing work authorized by the NWP) shall contact the United States Army Corps of Engineers within the same business day (8 hours). The Corps will contact the Florida Department of State, Division of Historical Resources Compliance Review Section (SHPO) at (850)-245-6333.

See End of Document for List of Acronyms and Definitions
JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS

Summary of Applicability, Limits, State and Tribal Certifications,

and

Updated Regional Conditions

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<th>WQC VI</th>
<th>CZM VI</th>
<th>WQC MTIF</th>
<th>CZM MTIF</th>
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<tbody>
<tr>
<td>Aids to Navigation (10)</td>
<td>Navigable</td>
<td>Regional Condition 6, 7, 9, 12</td>
<td>No</td>
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<td>NA</td>
<td>Yes</td>
<td>NA</td>
<td>NA</td>
<td>NA</td>
<td></td>
</tr>
</tbody>
</table>

**Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency**

- **General Conditions**: Permittee must satisfy all applicable general conditions. General Condition #22 restrictions are noted below.

**NOTE**: U.S. Army Corps of Engineers (Corps) Regional Conditions are Jacksonville District conditions and have (COE) beside the condition. All others are special conditions attached to Water Quality Certification or concurrence to the Corps' Coastal Zone Consistency. A Nationwide permit cannot be used in an exclusion area designated by the Corps (COE). Exclusion areas attached to WQC/CZM are denied without prejudice until a project-specific WQC and/or CZM concurrence is received. Where technical notes, guidelines, etc. are referenced in the regional conditions below, these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

1. **Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZMA) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority.** WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S., and the rules of the F.A.C. adopted thereunder. (WQC/CZM-FL)

2. **In Florida, prior to installation of aids to navigation and other water dependent informational signs, the permittee must have the appropriate authorization required from the U.S. Coast Guard and the Florida Fish and Wildlife Conservation Commission.** (CZM-FL)

3. **Aids to navigation may not be located on Tribal lands or in Tribal waters without prior written approval from the Seminole Tribe of Florida or the Miccosukee Tribe.** (WQC-STF, MTIF)

4. **Excluded from all navigable waters within the boundaries of the Florida Keys National Marine Sanctuary, except when the individual project is approved by the Sanctuary.** (COE)

5. **Excluded within the boundaries of Designated Marine Reserves, Marine Protected Areas, or Parks in the Antilles, except when used within those areas by the local or federal agency responsible for the management of those areas.** (COE)

6. **PCN required for projects in waters that are accessible to manatees.** In Florida, the permittee shall utilize the following "Standard Manatee Conditions for In-Water Work":


   In Puerto Rico, the permittee shall use the following "Antillean Manatee Conservation Measures for In-Water Work":


See End of Document for List of Acronyms and Definitions
### General Conditions

NOTE: U.S. Army Corps of Engineers (Corps) Regional Conditions are Jacksonville District conditions and have (COE) beside the condition. All others are special conditions attached to Water Quality Certification or Coastal Zone Consistency. A Nationwide permit cannot be used in an exclusion area designated by the Corps (COE). Exclusion areas attached to WQC/CZM are denied without prejudice until a project-specific WQC and/or CZM concurrence is received. Where technical notes, guidelines, etc. are referenced in the regional conditions below, these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

1. PCN required for projects in waters accessible to sea turtles, smalltooth sawfish, Gulf sturgeon, or shortnose sturgeon. If any of these species occurs, the permittee shall utilize the following "Sea Turtle and Smalltooth Sawfish Construction Conditions" (see: [http://www.saj.usace.army.mil/Portals/44/docs/Regulatory/sourcebook/endangered_species/sea_turtles/inwaterWorkSeaTurtles032306.pdf](http://www.saj.usace.army.mil/Portals/44/docs/Regulatory/sourcebook/endangered_species/sea_turtles/inwaterWorkSeaTurtles032306.pdf) (COE)).

2. In the Jacksonville District placement of aids to navigation cannot cause adverse impacts to coral assemblages. (COE)

3. PCN required in the Antilles is designated critical habitat for Acropora spp. (COE)

4. PCN in the Antilles shall be made through the Joint Permit Process using the most recent and valid ENC Form 4345. (COE) and the form must indicate it is a NWP Pre-Construction Notification. (COE)

5. In the Antilles, prior to installation of aids to navigation and other water dependent informational signs, the permittee must have the appropriate authorization required from the U.S. Coast Guard. The buoys shall be installed in accordance with the requirements of the U.S. Coast Guard. Evidence of the U.S. Coast Guard's approval shall be provided to the Corps prior to installation. (COE)

6. PCN required for projects proposed adjacent to Federal projects.

7. In Florida, no structures, including mooring piles, authorized under this Nationwide Permit shall be within the established setback of Federal Channels, calculated from the near design edge of the channel until coordination and concurrence by the Navigation business line is complete. The setback may vary between different Federal channels and between specific reaches of the same Federal channel. Exact locations of the proposed work may be verified by use of Florida State Plane Coordinate System (XY coordinates). Any activity within Federal project lands, including rights-of-way, may require the permittee to enter into a consent-to-easement or other real estate instrument with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville or Mobile District, as appropriate, prior to the commencement of any construction activity. (COE)

8. Aids to navigation and related informational signage must comply with the latest guidance on setbacks to the Federal Channel (i.e., Setback Guidance for Structures Along Certain Federal Channels, December 2013). (COE)

See End of Document for List of Acronyms and Definitions
### JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS

**Summary of Applicability, Limits, State and Tribal Certifications, and Updated Regional Conditions**

*May 21, 2018, with revisions – (additions and deletions shown in red)*

#### Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Special Conditions

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</tr>
</tbody>
</table>

**GENERAL CONDITIONS**

**Permittee must satisfy all applicable general conditions.**

**General Condition #22 restrictions are noted below.**

2. A structure may not be located on Tribal lands or in Tribal waters without prior written approval from the Seminole Tribe of Florida or the Miccosukee Tribe. (WQC-STF)

3. Structures are limited to private, single-family docks/piers, and/or mooring piling, davits, and boat lifts on lands owned by the Seminole Tribe of Florida. (WQC-STF)

4. PCN required for all projects in the Florida Keys through the Joint Permit Process, or the most recent and valid ENG Form 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction verification. (COE)

5. In Florida, this NWP is limited to the installation and removal of individual, single-family docks/piers and/or mooring piling, davits, and boat lifts at single-family residences. (COE)

6. All dock or pier construction over submerged aquatic vegetation, marsh, and/or mangroves shall comply with the Joint U.S. Army Corps of Engineers/National Marine Fisheries Service’s “Construction Guidelines in Florida for Minor Piling-Supported Structures Constructed in or Over Submerged Aquatic Vegetation, Marsh or Mangrove Habitat - August 2001,” and where applicable, the “Key for Construction Conditions for Docks or Other Minor Structures Constructed in or Over Johnson’s seagrass (Halophila johnsonii) National Marine Fisheries Service/U.S. Army Corps of Engineers - February 2002.” (See http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcebook/other_permitting_factors/DockGuidelines2008_Revised.pdf and/or http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcebook/other_permitting_factors/dockKey_M0310202002.pdf) (COE)

7. PCN required for projects in waters that are accessible to manatees. In Florida, the permittee shall utilize the following “Standard Manatee Conditions for In-Water Work”: (http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcebook/endangered_species/Manatee2011_StandardConditionsEndangeredSpecies2011.pdf)


8. PCN required for projects in waters accessible to sea turtles, smalltooth sawfish, Gulf sturgeon, or shortnose sturgeon. If any of these species occurs, the permittee shall utilize the following “Sea Turtle and Smalltooth Sawfish Construction Conditions” (see http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcebook/endangered_species/sea_turtles_inwaterWork/SeaTurtles052306.pdf). (COE)

See End of Document for List of Acronyms and Definitions
### Summary of Applicability, Limits, State and Tribal Certifications, and
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<th>WCC FL</th>
<th>CWM FL</th>
<th>WCC PR</th>
<th>CWM PR</th>
<th>WCC VI</th>
<th>CWM VI</th>
<th>WCC MITF</th>
<th>CWM MITF</th>
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<tr>
<td>3. Maintenance (10/404)</td>
<td>All 200 linear ft. from structure; Regional conditions #3, #5, #6, #7, #8, #9, #10, #11, #12, GC #22</td>
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<td>When required by GC#32(d)</td>
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<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td></td>
<td></td>
<td></td>
<td></td>
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#### GENERAL CONDITIONS

Permittee must satisfy all applicable general conditions. General Condition #22 restrictions are noted below.

#### Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency

**NOTE:** U.S. Army Corps of Engineers (Corps) Regional Conditions are Jacksonville District conditions and have (COE) beside the condition. All others are special conditions attached to Water Quality Certification or concurrence to the Corps' Coastal Zone Consistency. A Nationwide permit cannot be used in an exclusion area designated by the Corps (COE). Exclusion areas attached to WQC/CZM are denied without prejudice until a project-specific WQC and/or CZM concurrence is received.

Where technical notes, guidelines, etc. are referenced in the regional conditions below, these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

1. **Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority.** WQC may be waived for certain activities in accordance with Agency statues. In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.237(7), F.S., and the rules of the F.A.C. adopted thereunder. (WQC/CZM-FL)

2. In Florida, any structure replaced or repaired in accordance with an emergency order issued by the Governor of Florida or the Secretary of the Department of Environmental Protection is subject to full compliance with the terms of the order. (WQC/CZM-FL)

3. PCN required for projects proposed adjacent to Federal projects.

4. In Florida, no structures, including mooring piles, authorized under this Nationwide Permit shall be within the established setback, calculated from the near design edge of the channel until coordination and concurrence by the Navigation business line is complete. The setback may vary between different Federal channels and between specific reaches of the same Federal channel. Exact locations of the proposed work may be verified by use of Florida State Plane Coordinate System (XY coordinates). Any activity within Federal project lands, including rights-of-way, may require the permittee to enter into a consent-to-easement or other real estate instrument with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville or Mobile District, as appropriate, prior to the commencement of any construction activity. (COE)

5. PCN required in the Florida Keys, any activity proposed within submerged aquatic vegetation, tidal wetlands, and/or coral assemblages anywhere in the Jacksonville District, or any work located in the Coastal Zone of the Antilles, including the areas listed in Notes 1 and 2 below. The PCN shall be submitted in accordance with General Condition 31. Requires approval from NOAA Florida Keys National Marine Sanctuary prior to verification. (COE)

6. PCN required in the Antilles areas where listed coral species occur. (NMFS)
### GENERAL CONDITIONS

Permittee must satisfy all applicable general conditions. General Condition #22 restrictions are noted below.

**Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions**

**NOTE:** U.S. Army Corps of Engineers (Corps) Regional Conditions are Jacksonville District conditions and have (COE) beside the condition. All others are special conditions attached to Water Quality Certification or concurrence to the Corps' Coastal Zone Consistency. A Nationwide permit cannot be used in an exclusion area designated by the Corps (COE). Exclusion areas attached to WQC/CZM are denied General without prejudice until a project-specific WQC and/or CZM concurrence is received.

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#### Condition #22

Where technical notes, guidelines, etc. are referenced in the regional conditions below, restrictions these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

1. PCN required for all work in La Parguera area and Culebra Island, in the Commonwealth of Puerto Rico. Reconstruction of structures within La Parguera will not be allowed under this nationwide permit. (COE)
2. PCN in the Antilles shall be made through the Joint Permit Process using the most recent and valid DA Permit Application ENG Form 4345 and the form must indicate it is a NWP Pre-Construction Notification. (COE)
3. PCN required for projects proposed within critical habitat for the smalltooth sawfish. (COE)
4. PCN required for projects proposed within critical habitat for the smalltooth sawfish. In Florida, the permittee shall utilize the following "Standard Manatee Conditions for In-Water Work:" [Link](http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcebook/endangered_species/Manatee/2011_StandardConditionsForIn-waterWork.pdf).
6. PCN required for projects in waters accessible to sea turtles, smalltooth sawfish, Gulf sturgeon, or shortnose sturgeon. If any of these species occurs, the permittee shall utilize the following "Sea Turtle and Smalltooth Sawfish Construction Conditions" (see [Link](http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcebook/endangered_species/sea_turtles/inwaterWorkSeaTurtle032306.doc). (COE)
8. Projects in Florida adjacent to a federal navigation channel, if the previously authorized, serviceable, structure was destroyed by an act of nature or other event, a PCN will be required and the project reviewed pursuant to the setback guidance in effect at the time of the request. It is possible that any authorized reconstruction will not be authorized or rebuilt in the same dimensions or design as the original structure.

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See End of Document for List of Acronyms and Definitions
**JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS**

Summary of Applicability, Limits, State and Tribal Certifications, and

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*May 21, 2018, with revisions — (additions and deletions shown in red)*

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**GENERAL CONDITIONS**

Permittees must satisfy all applicable general conditions. General Condition #22 restrictions are noted below.

Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions

**NOTE:** U.S. Army Corps of Engineers (Corps) Regional Conditions are Jacksonville District conditions and have (COE) beside the condition. All others are special conditions attached to Water Quality Certification or concurrence to the Corps Coastal Zone Consistency. A Nationwide permit cannot be used in an exclusion area designated by the Corps (COE). Exclusion areas attached to WQC/CZM are denied General without prejudice until a project-specific WQC and/or CZM concurrence is received. Where technical notes, guidelines, etc. are referenced in the regional conditions below, these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

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<th>WQC VI</th>
<th>WQC SVF</th>
<th>WQC MTF</th>
<th>WQC MTB</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Fish and Wildlife Harvesting, Enhancement, and Attraction Devices and Activities (10/404)</td>
<td>All None</td>
<td>Regional Conditions #6 #7, #8, #9, #10</td>
<td>When required by GCNCS2(d) (2)</td>
<td>Yes* Yes* Waived Yes</td>
<td></td>
<td></td>
<td></td>
<td></td>
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<td></td>
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1. Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZC concurrence for the exempted activities by operation of s. 380.23(7), F.S., and the rules of the F.A.C. adopted thereunder. (WQC/CZM-FL)

2. Dredging of sediments is not authorized (except if approved under Condition 1), except for recreational, commercial, aquaculture broodstock collection, scientific research, education, and exhibition harvesting activities authorized pursuant to Chapter 379, F.S., and/or Title 68, Florida Administrative Code. (WQC/CZM-FL)

3. In Florida, aquaculture projects must be certified pursuant to s. 597.004, F.S., and if applicable, have obtained a submerged land lease pursuant to Chapter 253, F.S. (WQC/CZM-FL)

4. In Florida, and the adjacent EEZ, the placement of any type of surface or subsurface fish aggregating devices (FADs) is prohibited for all but research purposes. (WQC/CZM-FL)

5. Placement of materials for Live Rock culture and the harvesting of Live Rock are excluded from this nationwide. (COE)

6. PCN required for projects in waters that are accessible to manatees. In Florida, the permittee shall utilize the following "Standard Manatee Conditions for In-Water Work:" [Link](http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcebook/endangered_species/Manatee/2011_StandardConditions_for_in-waterWork.pdf).

In Puerto Rico, the permittee shall use the following "Antillean Manatee Conservation Measures for In-Water Work:" [Link](https://www.fws.gov/caribbean/es/documents/USFWSAntilleanManateeConservationMeasuresJanuary2012.pdf). (COE)

7. PCN required for projects in waters accessible to sea turtles, smalltooth sawfish, Gulf sturgeon, or shortnose sturgeon. If any of these species occurs, the permittee shall utilize the following "Sea Turtle and Smalltooth Sawfish Construction Conditions:" [Link](http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcebook/endangered_species/sea-turtles/inwaterWorkSeaTurtles032006.pdf). (COE)

8. PCN required for all projects in the Florida Keys through the Joint Permit Process, or the most recent and valid ENG Form 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction. (COE)

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### JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS

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#### General Conditions:

PCN in the Antilles shall be made through the Joint Permit Process using the most recent and valid DA Permit Application ENG Form 4345 and the form must indicate it is a NWP Pre-Construction Notice. (COE)

PCN required in areas with coral assemblages in depths less than 250'. (NMFS)

PCN required for all projects in the Florida Keys through the Joint Permit Process, or the most recent and valid ENG Form 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to verification. (COE)

PCN required for projects in waters that are accessible to sea turtles, smalltooth sawfish, Gulf sturgeon, or shortnose sturgeon. If any of these species occurs, the permittee shall utilize the following "Sea Turtle and Smalltooth Sawfish Construction Conditions" (see [link](http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcebook/endangered_species/sea_turtles/inwaterWorkSeaTurtle032306.pdf)). (COE)

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<th>CAM VI</th>
<th>WQC STF</th>
<th>CAM STF</th>
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<tr>
<td>5. Scientific Measurement Devices (10/404)</td>
<td>All</td>
<td>25cy for weirs &amp; flumes</td>
<td>Regional Conditions #5, #6, #7, #8, #9, #10</td>
<td>When required by GC#32(d) (2)</td>
<td>Yes*</td>
<td>Yes*</td>
<td>Waive</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
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### See End of Document for List of Acronyms and Definitions
### General Conditions
Permittee must satisfy all applicable general conditions. General Condition #22 restrictions are noted below.

### Regional Conditions
- **WQC FL**
- **WQC PR**
- **WQC GA**
- **WQC NC**
- **WQC MD**
- **WQC MTF**

### Water Quality Certification
- **WQC/CZM**

### Coastal Zone Consistency
- **CZM**

### Additions and Deletions
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### Summary of Applicability, Limits, State and Tribal Certifications, and Updated Regional Conditions

#### May 21, 2018

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#### Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency

**Special Conditions**

1. Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 3252(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S., and the rules of the F.A.C. adopted thereunder. (WQC/CZM-FL)
2. Seismic exploratory devices are not authorized within the limits of the Everglades as defined in Sections 403.031(13)(a) and (b), F.S., and the Big Cypress and Water Conservation Areas 1, 2A, 2B, 3 and 3A. (WQC/CZM-FL)
3. Activities involving surveying for oil and gas exploration or production shall be performed in accordance with an applicable permit from DEP's Bureau of Mining and Minerals Regulation. (WQC/CZM-FL)
4. No survey may be located on Tribal lands or in Tribal waters without prior written approval from the Miccosukee Tribe. The use of ground penetrating radar or isotope technology are not authorized on Tribal lands or waters without the prior written approval of the Miccosukee Tribe. (WQC-STF)
5. Seismic exploratory activities on Tribal lands or in Tribal waters are not authorized without prior written approval from the respective Tribal entity (i.e., Miccosukee or Seminole Tribe of Florida). (WQC-STF)
6. Survey activities on Tribal lands or in Tribal waters using ground penetrating radar or isotope technology are not authorized. (WQC-STF)
7. Survey activities on any Tribal lands or Tribal waters using isotope technology are not authorized. (WQC-STF)
8. PCN required for seismic exploratory activities in WOTUS accessible to Nassau grouper, Gulf sturgeon, shortnose sturgeon, swimming sea turtles, smalltooth sawfish, whales, or any Federally listed species protected under the ESA, Marine Mammal Protection Act or Magnuson-Stevens Fishery Conservation and Management Act. (COE, NMFS, FWS)
9. PCN required for projects in waters that are accessable to manatees except for survey activities that are within a Federal navigation channel for purpose of determining...
## JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS

### Summary of Applicability, Limits, State and Tribal Certifications, and Updated Regional Conditions

May 21, 2018, with revisions — (additions and deletions shown in red)

### GENERAL CONDITIONS

Permittee must satisfy all applicable general conditions. General Condition #22 restrictions are noted below.

<table>
<thead>
<tr>
<th>Region</th>
<th>PERMITTEES</th>
<th>Note</th>
</tr>
</thead>
<tbody>
<tr>
<td>COE</td>
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<td></td>
</tr>
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</table>

### Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions

<table>
<thead>
<tr>
<th>Type of Nationwide Permit</th>
<th>Applicable Waters</th>
<th>Acreage &amp; Linear Limits</th>
<th>PCN Threshold and/or Requirements</th>
<th>Coordination by Corps with Federal and State Agencies Required</th>
<th>WC/FL</th>
<th>CAM/FL</th>
<th>WC/PR</th>
<th>CAM/PR</th>
<th>WC/VI</th>
<th>WC/MT</th>
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<tbody>
<tr>
<td>Walden's Wharf Wetlands</td>
<td>All</td>
<td>All</td>
<td>All activities when required by GCA#32(d)</td>
<td>(2)</td>
<td>Yes⁴</td>
<td>Yes⁴</td>
<td>Denied</td>
<td>Yes</td>
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<tr>
<td>7. Outfall Structures</td>
<td>All</td>
<td>None</td>
<td>All activities</td>
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<tr>
<td>8. Structures and</td>
<td>All</td>
<td>All</td>
<td>All activities</td>
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<tr>
<td>Associated Intake Structures</td>
<td>(10/404)</td>
<td>All</td>
<td>All activities</td>
<td></td>
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</table>

### Water Quality Certification (WQC) and Coastal Zone Management Act (CZM)

- PCN required for all projects in the Florida Keys through the Joint Permit Process, or the most recent and valid ENG Form 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction verification. (COE)
- PCN required in areas with coral assemblages in depths less than 250' (NMFS).

### Sediment Characteristics

- For work in waters accessible to the manatee in Florida, the permittee shall utilize the following "Standard Manatee Conditions for In-Water Work:"


- For work in waters accessible to the manatee in Puerto Rico, the permittee shall use the following "Antillean Manatee Conservation Measures for In-Water Work:"


### Exclusion Areas

- For projects in waters accessible to sea turtles, smalltooth sawfish, Gulf sturgeon, or shortnose sturgeon except for survey activities that are within a Federal navigation channel for purpose of determining sediment characteristics associated with maintenance dredging of the channel. If any of these species occurs, the permittee shall utilize the following "Sea Turtle and Smalltooth Sawfish Construction Conditions:"


### See End of Document for List of Acronyms and Definitions
## Jacksonville District 2017 Nationwide Permits

**Summary of Applicability, Limits, State and Tribal Certifications, and Updated Regional Conditions**

*May 21, 2018, with revisions – *(additions and deletions shown in red)*

### JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS

#### Type of Nationwide Permit

<table>
<thead>
<tr>
<th>Type of Nationwide Permit</th>
<th>Applicable Waters</th>
<th>Area &amp; Linear Limits</th>
<th>PCN Thresholds and/or Requirements:</th>
<th>Coordination by Corps with Federal and state agencies required</th>
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</table>

#### WOCFL

<table>
<thead>
<tr>
<th>General Conditions Permittee must satisfy all applicable general conditions. General Condition #22 restrictions are noted below.</th>
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</table>

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- General without prejudice until project-specific WQC and/or CZM concurrence is received. 

#### Update Regional Conditions

- Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions

#### SUMMARY OF APPLICABILITY, LIMITS, STATE AND TRIBAL CERTIFICATIONS

<table>
<thead>
<tr>
<th>Type of Nationwide Permit</th>
<th>Applicable Waters</th>
<th>Area &amp; Linear Limits</th>
<th>PCN Thresholds and/or Requirements:</th>
<th>Coordination by Corps with Federal and state agencies required</th>
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</thead>
</table>

### 8. Oil and Gas Structures on the Outer Continental Shelf (10)

<table>
<thead>
<tr>
<th>Navigable</th>
<th>All activities</th>
<th>No</th>
<th>NA</th>
<th>No</th>
<th>NA</th>
<th>Yes</th>
<th>NA</th>
</tr>
</thead>
</table>

**General Regionals:**

- 22. Activities in Designated Critical Resource Waters and/or their adjacent wetlands require notification.

**Regional Conditions:**

1. For Outer Continental Shelf oil and gas activities that affect Florida, this NWP is not applicable until the state has made its final CZCC decision. (CZM-FL)
2. In Florida, any construction, alteration, repair, removal or abandonment of any transportation or distribution activities or works located within the waters of Florida associated with oil or gas exploration under this NWP must be authorized, prior to construction, by the applicable permit under Part IV of Chapter 373, F.S., by the DEP, a WMD under Section 373.059, F.S., or a local government with delegated authority under Section 373.441, F.S., and receive applicable CZCC or waiver thereto, as well as all any authorizations required for the use of state-owned submerged lands under Chapter 253, F.S., and, as applicable, Chapter 258, F.S. (CZM-FL)
3. Projects in the Florida Keys must apply through the Joint Permit Process, or the most recent and valid ENG Form 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction. This NWP cannot be used to authorize projects involving discharges of dredged or fill material within or directly affecting the NOAA Florida Keys National Marine Sanctuary (FKNS), including wetlands adjacent to same per General Condition #22 (GC #22). Projects other than those excluded by GC #22 and that are within the FKNS require approval from NOAA FKNS prior to verification. (COE)
4. In the Antilles, activities that may cause adverse impacts to coral assemblages are not authorized (COE)
5. For work in waters accessible to sea turtles, smalltooth sawfish, Gulf sturgeon, or shortnose sturgeon. If any of these species occurs, the permittee shall utilize the following “Sea Turtle and Smalltooth Sawfish Construction Conditions” (see http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcebook/endangered_species/sea_turtles/inwaterWorkSeaTurtle032306.pdf) (COE)
6. All projects in the Florida Keys must apply through the Joint Permit Process, or the most recent and valid ENG Form 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction. This NWP cannot be used to authorize projects involving discharges of dredged or fill material within or directly affecting the NOAA Florida Keys National Marine Sanctuary (FKNS), including wetlands adjacent to same per General Condition #22 (GC #22). Projects other than those excluded by GC #22 and that are within the FKNS require approval from NOAA FKNS prior to verification. (COE)

### 9. Structures in Fleeing and Anchoring Areas (10)

<table>
<thead>
<tr>
<th>Areas established by the US Coast Guard</th>
<th>Regional Conditions #3, #5, #7</th>
<th>No</th>
<th>NA</th>
<th>Yes</th>
<th>NA</th>
<th>Yes</th>
<th>Yes</th>
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**General Regionals:**

1. Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 325.22(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S., and the rules of the F.A.C. adopted thereunder. (WQC/CZM-FL)
2. A structure may not be located on Tribal lands or in Tribal waters without prior written approval from the Seminole Tribe of Florida. (WQC-STF)

See End of Document for List of Acronyms and Definitions
### Summary of Applicability, Limits, State and Tribal Certifications, and Updated Regional Conditions

**May 21, 2018, with revisions** – *(additions and deletions shown in red)*

**Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions**

```plaintext
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<th>PCN Thresholds and/or Requirements:</th>
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<th>WQC FL</th>
<th>CWM FL</th>
<th>WQC PR</th>
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<th>WQC VI</th>
<th>CWM VI</th>
<th>WQC MTW</th>
<th>CWM MTW</th>
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### General Conditions

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1. Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZMA) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S, and the rules of the F.A.C. adopted thereunder (WQC/CZM-FL).

2. PCN required prior to the start of any activity proposed within submerged aquatic vegetation, tidal wetlands, and/or coral assemblages.

3. PCN required for all activities in the Antilles.

4. PCN required for all projects in the Florida Keys through the Joint Permit Process, or the most recent and valid ENG FORM 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction verification.

5. PCN required in areas with coral assemblages in depths less than 250' (NMFS).

6. PCN required for projects in waters that are accessible to manatees. In Florida, the permittee shall utilize the following "Standard Manatee Conditions for In-Water Work:"

7. PCN required for all projects in the Florida Keys through the Joint Permit Process, or the most recent and valid ENG FORM 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction verification.

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### Regional Conditions

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<th>Summary</th>
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<tbody>
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<td>#22</td>
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<tr>
<td>#3, #4</td>
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<tr>
<td>#5, #6</td>
<td>Yes, NA</td>
</tr>
<tr>
<td>#7, GC</td>
<td>NA</td>
</tr>
</tbody>
</table>

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**See End of Document for List of Acronyms and Definitions**
### JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS

Summary of Applicability, Limits, State and Tribal Certifications, and Updated Regional Conditions

May 21, 2018, with revisions – (additions and deletions shown in red)

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#### General Conditions

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#### Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency

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Where technical notes, guidelines, etc. are referenced in the regional conditions below, these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

#### Temporary Navigable Water Lines and/or Corps Structures

- **Temporary Navigable Water Lines and/or Corps Structures (1)**

#### Regional Conditions

| Type of Nationwide Permit | Applicable Waters | Acreage & Linear Limits | PCN Threshold and/or Requirements: | Coordination by Corps with Federal and State Agencies Required | WQC FL | CZM FL | WQC PR | CZM PR | WQC VI | CZM VI | WQC SIF | CZM SIF | WQC MIF | CZM MIF |
|---------------------------|-------------------|-------------------------|-------------------------------|-----------------------------------------------------------|---------|--------|---------|--------|---------|--------|---------|--------|---------|--------|---------|--------|
| **11. Temporary Navigable Recreational Structures (10)** | None | Regional Conditions #3, #4, #5, #8 | No | NA | Yes | NA | Yes | NA |

1. Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S., and the rules of the F.A.C. adopted thereunder. (WQC/CZM FL)

2. PCN in the Antilles 4 shall be made through the Joint Permit Process using the most recent and valid DA Permit Application ENG FORM 4345 and the form must indicate it is a NWP Pre-Construction Notification. (COE)

3. PCN required for projects in waters that are accessible to manatees. In Florida, the permittee shall utilize the following "Standard Manatee Conditions for In-Water Work:" (http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcebook/endangered_species/Manatee/2011_StandardConditions_for_in-water_Work.pdf) (COE)

4. PCN required for projects in waters accessible to sea turtles, smalltooth sawfish, Gulf sturgeon, or shortnose sturgeon. If any of these species occurs, the permittee shall utilize the following "Sea Turtle and Smalltooth Sawfish Construction Conditions:" (see (http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcebook/endangered_species/sea_turtles/inwaterWorkSeaTurtle032306.pdf) (COE)

5. PCN required for projects in waters accessible to sea turtles, smalltooth sawfish, Gulf sturgeon, or shortnose sturgeon. If any of these species occurs, the permittee shall utilize the following "Sea Turtle and Smalltooth Sawfish Construction Conditions:" (see (http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcebook/endangered_species/sea_turtles/inwaterWorkSeaTurtle032306.pdf) (COE)

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### Type of Nationwide Permit

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<th>CM</th>
<th>WQC FL</th>
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<th>CM</th>
<th>WQC FL</th>
<th>CM</th>
<th>WQC FL</th>
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</thead>
<tbody>
<tr>
<td>Tidal, non-tidal, or only (also excludes all wetlands adjacent to tidal waters) Substations and all access roads. All waters Utility lines and foundations for overhead utility</td>
<td>Non-tidal only</td>
<td>½ acre or Section 10, Regional Conditions #2, #5, #6, #10, #11, #12, #13, #14</td>
<td>When required by GC#32(d) (2)</td>
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<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
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1. Activities qualifying for the NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 322.5(1), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 330.23(7), F.S., and the rules of the F.A.C. adopted thereunder. (WQC/CZM-FL)

2. For water intake projects in Puerto Rico, the permittee must submit a PCN to the District Engineer prior to commencing the activity, in accordance with General Condition 32. The PCN must contain plans and drawings, a description of all WOTUS impacted by the project, amount of water to be withdrawn in MGDs, and minimum in-stream flows in MGDs after water extraction. (COE)

3. PCN required in the Antilles shall be made through the Joint Permit Process using the most recent and valid ENG FORM 4345 and the form must indicate it is a NWP Pre-Construction Notification. (COE)

4. PCN required prior to the start of any activity proposed within forested wetlands, submerged aquatic vegetation, tidal wetlands, and/or coral assemblages. (COE)

5. PCN required for all projects in the Florida Keys through the Joint Permit Process, or the most recent and valid ENG FORM 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to commencing verification. (COE)

6. Excluded within the boundaries of Designated Marine Reserves, Marine Protected Areas, or Parks in the Antilles, except when used within those areas by the local or federal agency responsible for the management of those areas. (COE)

7. In Antilles, activities that may cause adverse impacts to coral assemblages are not authorized. (COE)

8. PCN required for any structure proposed in or over SAV and/or mangroves. (COE)

9. Where the proposed subaqueous utility or transmission line is to be installed in, under, or over, navigable waters of the United States, at least two weeks prior to the start of the authorized work, the permittee must notify the National Oceanic Atmospheric Administration (NOAA) and the Corps' office in writing that the work is...


<table>
<thead>
<tr>
<th>Type of Nationwide Permit</th>
<th>Applicable Waters</th>
<th>Acres</th>
<th>PCN Threshold</th>
<th>Coordination by Corps with Federal and State Agencies Required</th>
<th>WQC FL</th>
<th>CZM FL</th>
<th>WQC PR</th>
<th>CZM PR</th>
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<th>CZM VI</th>
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**GENERAL CONDITIONS**

Permittee must satisfy all applicable general conditions. General Condition #22 restrictions are noted below.

**Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions**

**NOTE:** U.S. Army Corps of Engineers (Corps) Regional Conditions are Jacksonville District conditions and have (COE) beside the condition. All others are special conditions attached to Water Quality Certification or concurrence to the Corps' Coastal Zone Consistency. A Nationwide permit cannot be used in an exclusion area designated by the Corps (COE). Exclusion areas attached to WQC/CZM are denied without prejudice until a project-specific WQC and/or CZM concurrence is received. Where technical notes, guidelines, etc. are referenced in the regional conditions below, these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

10. PCN required for projects in waters that are accessible to manatees. In Florida, the permittee shall utilize the following "Standard Manatee Conditions for In-Water Work:


In Puerto Rico, the permittee shall use the following "Antillean Manatee Conservation Measures for In-Water Work:


11. PCN required for projects in waters accessible to sea turtles, smalltooth sawfish, Gulf sturgeon, or shortnose sturgeon. If any of these species occurs, the permittee shall utilize the following "Sea Turtle and Smalltooth Sawfish Construction Conditions:


12. PCN required for projects proposed within critical habitat for the smalltooth sawfish.

13. PCN required for all projects in the Florida Keys through the Joint Permit Process, or the most recent and valid ENG FORM 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary (FKNMS). This NWP cannot be used authorize projects involving discharges of dredged or fill material within or directly affecting the NOAA Florida Keys National Marine Sanctuary (FKNMS), including wetlands adjacent to same per General Condition #22 (GC #22). Projects other than those excluded by GC #22 and that are within the FKNMS require approval from NOAA FKNMS prior to verification.

14. PCN required for work in areas designated as critical habitat for coral and sea turtles.

15. In Antilles, activities that may cause adverse impacts to coral assemblages are not authorized.

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See End of Document for List of Acronyms and Definitions
| Type of Nationwide Permit | Applicable Waters | Acreage & Linear Limits | PCN Required | PCN Threshold and/or Requirements: | Coordination by Corps with Federal and state agencies required | WOC FL | CAM FL | WOC PR | CAM PR | WOC VA | CAM VA | WOC MET | CAM MET | WOC MTF | CAM MTF |
|---------------------------|------------------|------------------------|--------------|----------------------------------|-------------------------------------------------------------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| 13. Bank Stabilization (10/404) | All | 500 ft length; 1cy/ft below OHW or high tide line | Project located in a special aquatic site; Regional Conditions #2, #3, #6, #7, #8, #9, #10, #322, GC #22 | When required by GC#32(d) (2); | | Yes* | Yes* | Yes* | Yes* | Yes* | Yes* | Yes* | Yes* |

**GENERAL CONDITIONS**
Permittee must satisfy all applicable general conditions. General Condition #22 restrictions are noted below.

**Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions**

1. Activities qualifying for the NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S., and the rules of the F.A.C. adopted thereunder. (WQC/CZM-FL)

2. PCN required for all projects in the Florida Keys through the Joint Permit Process, or the most recent and valid ENG FORM 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction notification. (COE)

3. PCN required for all activities under this NWP in the Antilles. * (COE)

4. PCN in the Antilles shall be made through the Joint Permit Process using the most recent and valid DA Permit Application ENG FORM 4345 and the form must indicate it is a NWP Pre-Construction Notification. (COE)

5. Projects in the Antilles must meet specific design criteria to address gashions, removal of accumulated sediments around bridges, and use of heavy equipment. * (FWS, NMFS)

6. In Florida, PCN required for projects proposed adjacent to Federally maintained channels. No structures, including mooring piles, authorized under this Nationwide Permit shall be within the established setback, calculated from the near bottom edge of the channel, until coordination and concurrence with the Navigation business line is complete. The setback may vary between different Federal channels and between specific reaches of the same Federal channel. Exact locations of the proposed work may be verified by use of Florida State Plane Coordinate System (XY coordinates). Any activity within Federal project lands, including rights-of-way, may require the permittee to enter into a consent-to-easement or other real estate instrument with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville or Mobile District, as appropriate, prior to the commencement of any construction activity. (COE)

7. For projects adjacent to a federal navigation channel, if the previously authorized, serviceable, structure was destroyed by an act of nature or other event, a PCN will be required and the project reviewed pursuant to the setback guidance in effect at the time of the request. It is possible that any authorized reconstruction will not be authorized or rebuilt in the same dimensions or design as the original structure.

8. PCN required for projects in the following rivers, creeks, and their tributaries: Escambia River, Yellow River, Shoal River, Choctawhatchee River, Chipola River, Apalachicola River, Ochlockonee River, Santa Fe River, New River (Bradford and Union County line), and Econfina Creek. (COE)

9. PCN required for projects proposed within critical habitat for the smalltooth sawfish. (COE)

See End of Document for List of Acronyms and Definitions
### JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS

Summary of Applicability, Limits, State and Tribal Certifications,
and
Updated Regional Conditions

*May 21, 2018, with revisions – (additions and deletions shown in red)*

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**Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Special Conditions**

**NOTE:** U.S. Army Corps of Engineers (Corps) Regional Conditions are Jacksonville District conditions and have (COE) beside the condition. All others are special conditions attached to Water Quality Certification or concurrence to the Corps' Coastal Zone Consistency. A Nationwide permit cannot be used in an exclusion area designated by the Corps (COE). Exclusion areas attached to WQC/CZM are denied without prejudice until a project-specific WQC and/or CZM concurrence is received. Where technical notes, guidelines, etc. are referenced in the regional conditions below, these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

**10.** PCN required for projects in waters accessible to manatees. In Florida, the permittee shall utilize the following "Standard Manatee Conditions for In-Water Work" [link](http://www.saj.usace.army.mil/Portals/4/docs/regulatory/sourcebook/endangered_species/Manatee/2011_StandardConditionsForIn-waterWork.pdf).

In Puerto Rico, the permittee shall use the following "Antillean Manatee Conservation Measures for In-Water Work" [link](https://www.fws.gov/caribbean/es/documents/USFWSAntilleanManateeConservationMeasuresJanuary2012.pdf). (COE)

**11.** PCN required for projects in WOTUS accessible to sea turtles, smalltooth sawfish, Gulf sturgeon, or shortnose sturgeon. The permittee shall utilize the "Sea Turtle and Smalltooth Sawfish Construction Conditions" [link](http://www.saj.usace.army.mil/Portals/4/docs/regulatory/sourcebook/endangered_species/sea_turtles/inwaterWorkSeaTurtles032306.pdf) as appropriate for the proposed activity as appropriate for the proposed activity. (COE)

**14. Linear Transportation Projects (10/404)**

| Non-tidal waters | 1/3 acre | 1/10 acre, or Discharges into special aquatic sites, Regional Conditions #3, #6, #7, When required by GC#32(d) (2) | Yes | Yes | Yes | Yes | Yes |
| Tidal Waters | 1/3 acre | | |

**Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S., and the rules of the F.A.C. adopted thereunder. (WQC/CZM-FL)**

**2. In the Antilles, this NWP is excluded from use in forested wetlands, submerged aquatic vegetation, coral assemblages, and/or tidal wetlands. (COE)**

See End of Document for List of Acronyms and Definitions
JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS
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3. PCN required for all projects in the Antilles and shall be made through the Joint Permit Process using the most recent and valid DA Permit Application ENG FORM 4345 and the form must indicate it is a NWP Pre-Construction Notification. (COE)

4. Excluded from use in the Belle Meade South area bounded by I-75 to the north, CR 951 to the west, Miller Canal to the east, and U.S. 41 to the south in Collier County, FL. (COE)

5. Excluded from use in Golden Gate Estates, south of Alligator Alley in Collier County. This NWP may apply up to the 0.5 acre limit within Golden Gate Estates north of Alligator Alley. (COE)

6. PCN required for projects in WOTUS accessible to the Florida panther. This NWP does not authorize impacts which may result in adverse effects to the Florida panther or designated CH unless consultation with USFWS has been concluded with a determination of no jeopardy and/or no adverse modification to critical habitat. (COE)

7. PCN required for projects in waters that are accessible to manatees. In Florida, the permittee shall utilize the following “Standard Manatee Conditions for In-Water Work”: (http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcebook/endangered_species/Manatee/2011_StandardConditionsForIn-waterWork.pdf).


8. PCN required for projects in waters accessible to sea turtles, smalltooth sawfish, Gulf sturgeon, or shortnose sturgeon. If any of these species occurs, the permittee shall utilize the following “Sea Turtle and Smalltooth Sawfish Construction Conditions” (see http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcebook/endangered_species/sea_turtles/inwaterWorkSeaTurtle032306.pdf). (COE)

9. PCN required for projects proposed within critical habitat for the smalltooth sawfish.

10. PCN required for projects in the following rivers, creeks, and their tributaries: Escambia River, Yellow River, Shoal River, Choctawhatchee River, Chipola River, Apalachicola River, Ochlockonee River, Santa Fe River, New River (Bradford and Union County line), and Econofina Creek. (COE)

11. PCN required for all projects in the Florida Keys through the Joint Permit Process, or the most recent and valid ENG FORM 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction. This NWP cannot be used to authorize projects involving discharges of dredged or fill material within, or directly affecting, the NOAA Florida Keys National Marine Sanctuary (FKNSM), including wetlands adjacent to same per General Condition #22 (GC #22). Projects other than those precluded by GC #22 and that are within the FKNSM require approval from NOAA FKNSM prior to verification. (COE)


15. U.S. Coast Guard Approved Bridges (404) All None Regional Conditions #3, #4; #5, No Yes* Yes* Denied Yes Yes

22. Activities in Designated Critical Resource

1. Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. §
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**Waters** and/or their adjacent wetlands require notification.

325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S., and the rules of the FAC adopted thereunder. (WQC/CZM-FL)

2. In the Antilles, this NWP is excluded from use in forested wetlands, submerged aquatic vegetation, coral assemblages, and/or tidal wetlands. (COE)

3. PCN required for all projects in the Antilles and shall be made through the Joint Permit Process using the most recent and valid Form 4345 and the form must indicate it is a NWP Pre-Construction Notification. (COE)

4. PCN required for projects in waters that are accessible to manatees. In Florida, the permittee shall utilize the following "Standard Manatee Conditions for In-Water Work:


In Puerto Rico, the permittee shall use the following "Antillean Manatee Conservation Measures for In-Water Work:


5. PCN required for projects in waters accessible to sea turtles, smalltooth sawfish, Gulf sturgeon, and shortnose sturgeon. If any of these species occurs, the permittee shall utilize the following "Sea Turtle and Smalltooth Sawfish Construction Conditions" (see:


6. PCN required for projects which may affect the Florida bonneted bat.

16. Return Water from Upland Contained Disposal Areas (404)

Yes Yes Denied Yes

1. Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S., and the rules of the FAC adopted thereunder. (WQC/CZM-FL)

2. In the Antilles, this NWP is excluded from use in forested wetlands, submerged aquatic vegetation, tidal vegetation, and/or coral assemblages. (COE)

3. PCN required for all projects in the Florida Keys through the Joint Permit Process, or the most recent and valid Form 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction. This NWP cannot be used authorize projects involving discharges of dredged or fill material within, or directly affecting, the NOAA Florida Keys National Marine Sanctuary (FKNMS), including wetlands adjacent to same per General Condition #22 (GC #22). Projects other than

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### JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS

Summary of Applicability, Limits, State and Tribal Certifications, and Updated Regional Conditions

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#### General

- **Type of Nationwide Permit**:
  - [ ] Hydropower Projects (404)

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<th>WQC VI</th>
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<th>WQC MT</th>
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</thead>
<tbody>
<tr>
<td>Hydropower Projects (404)</td>
<td>existing reservoirs, projects licensed by FERC</td>
<td>total generating capacity= 5000 KW</td>
<td>When required by GC #32(d)(2)</td>
<td>Yes</td>
<td>Yes</td>
<td>Denied</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Discharges not authorized in Designated Critical Resource Waters and/or their adjacent wetlands.</td>
</tr>
<tr>
<td></td>
<td>Project w/ FERC exemption</td>
<td>None</td>
<td>None</td>
<td>None</td>
<td>None</td>
<td>None</td>
<td>None</td>
<td>None</td>
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Where technical notes, guidelines, etc. are referenced in the regional conditions below, these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

- Most excluded by GC #22 and that are within the FNMS require approval from NOAA FNMS prior to verification. (COE)

- See End of Document for List of Acronyms and Definitions
## JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS

**Summary of Applicability, Limits, State and Tribal Certifications, and Updated Regional Conditions**

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### General Conditions

Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions

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### Table: Summary of Applicability, Limits, State and Tribal Certifications, and Updated Regional Conditions

| Type of Nationwide Permit | Applicable Waters | Acres and Linear Limits | PCN Threshold and/or Requirements | Coordination by Corps with Federal and state agencies required | WQC FL | CM FL | WQC PR | CM PR | WQC VI | WQC MTF | WOC FL | CM FL | WOC PR | WOC VI | WOC MTF |
|---------------------------|------------------|-------------------------|-----------------------------------|---------------------------------------------------------------|--------|-------|--------|-------|--------|--------|-------|-------|-------|--------|
| **18. Minor Discharges (10/404)** | All | Discharge does not exceed 25 cy below MHWM | 10 cy below OHWM or high tide line; Any fill in special aquatic site; Regional Conditions #2, #3, #4, #5, #6, #7, #8, #9, #10, #12, GC #22 | When required by GC#32(d)(2) | Yes* | Yes* | Yes* | Yes* | Yes | Yes | Yes* | Yes* | Yes* | Yes* | Yes* |

### Notes

1. Activities qualifying for the NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S., and the rules of the F.A.C. adopted thereunder (WQC/CZM-FL).

2. In the Antilles, PCN required for all activities proposed in the areas listed below in Notes 1 and 2 (COE).

3. PCN in the Antilles shall be made through the Joint Permit Process using the most recent and valid DA Permit Application ENG FORM 4345 and the form must indicate it is a NWP Pre-Construction Notification (COE). In Puerto Rico, the permittee shall utilize the following "Antillean Manatee Conservation Measures for In-Water Work (Oct 2012)" (see http://www.saj.usace.army.mil/Portals/44/docs/regulatorysourcebook/endangered_species/AntilleanManatee2012_RdC/Manatee/2012_Sanctions/standard_conditions_in_water_work.pdf) (COE).

6. PCN required for projects within critical habitat for the smalltooth sawfish (COE).

7. PCN required for projects in WOTUS accessible to the Florida panther (COE).

8. PCN required for projects in waters that are accessible to manatees. In Florida, the permittee shall utilize the following "Standard Manatee Conditions for In-Water Work" (see http://www.saj.usace.army.mil/Portals/44/docs/regulatorysourcebook/endangered_species/Manatee2011_Sanctions/standard_conditions_in_water_work.pdf) (COE).

9. PCN required for projects in waters accessible to sea turtles, smalltooth sawfish, Gulf sturgeon, or shortnose sturgeon. If any of these species occurs, the permittee shall utilize the following "Sea Turtle and Smalltooth Sawfish Construction Conditions" (see http://www.saj.usace.army.mil/Portals/44/docs/regulatorysourcebook/endangered_species/sea_turtles/inwaterWorkSeaTurtle20120809.pdf) (COE).

10. PCN required for projects in the following rivers, creeks, and their tributaries: Escambia River, Yellow River, Shoal River, Choctawhatchee River, Chipola River, Apalachicola River, Ochlockonee River, Santa Fe River, Neer River (Bradford and Union County line), and Econfina Creek (COE).

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### GENERAL CONDITIONS

**Permittee must satisfy all applicable general conditions.**

**General Condition #22 restrictions are noted below.**

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<td><strong>11. Projects that capture and store water, such as Dispersed Water Management Projects (DWMP), are excluded from this NWP.</strong></td>
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<tr>
<td><strong>12. PCN required for projects adjacent to Tribal lands, which require review for impacts to Tribal trust resources prior to use of this NWP when the property on which the project is occurring is adjacent to Tribal lands.</strong></td>
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#### Type of Nationwide Permit

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<tr>
<td>19. Minor Dredging (10/404)</td>
<td>Navigable</td>
<td>25 cy below OWW M/HW</td>
<td>Regional Conditions #2, #3, #5, #6, #7, #9, #10, GC #22</td>
<td>No</td>
<td>Yes</td>
<td>Yes</td>
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#### Updated Regional Conditions

- **PCN required for projects in the Antilles, and shall be made through the Joint Permit Process using the most recent and valid DA Permit Application ENG FORM 4345 and the form must indicate it is a NWP Pre-Construction Notification. (COE)**
- **PCN required for all projects in the Florida Keys through the Joint Permit Process, or the most recent and valid ENG FORM 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction/verification. (COE)**
- **PCN required for projects proposed within critical habitat for the smalltooth sawfish. (COE)**
- **PCN required for projects in waters that are accessible to manatees. In Florida, the permittee shall utilize the following "Standard Manatee Conditions for In-Water Work."**

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JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS

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|----------------------------|-------------------|------------------------|-----------------------------------|---------------------------------------------------------------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|---------------------------------------------------------------|
| 20. Oil Spill Cleanup (10/404) | All | None | None | No | Yes* | Waived | Yes | Yes | Yes | Yes | Yes | Yes | Yes | Yes | Activities authorized under this NWP shall be conducted in conformance with the National Response Team Integrated Contingency Plan Guidance, available at 1-800-424-9346 and in conformance with any applicable emergency order for oil spill or hazardous waste control, clean-up, and recovery/restoration issued by the DEP. (WQC/CZM - FL/NMF/S) |
| 21. Surface Coal Mining Operations (10/404) | All | None | All activities | When required by GC#32(d) (2); if more than 300 linear feet of intermittent or ephemeral streambed will | NAJ | NAJ | NAJ | NAJ | NAJ | NAJ | NAJ | NAJ | NAJ | Discharges not authorized in Designated Critical Resource Waters and/or their adjacent wetlands. |

See End of Document for List of Acronyms and Definitions
### General Conditions

**Permittee Note:** U.S. Army Corps of Engineers (Corps) Regional Conditions are Jacksonville District conditions and have (COE) beside the condition. All others are special conditions associated with the Corps (COE). Exclusion areas attached to WQCZM are denied General without prejudice until a project-specific WQC and/or CZM concurrence is received. Where technical notes, guidelines, etc. are referenced in the regional conditions below, restrictions these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

- **Condition #22** Where technical notes, guidelines, etc. are referenced in the regional conditions below, restrictions these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

- Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S, and the rules of the F.A.C. adopted thereunder.

### Regional Conditions

<table>
<thead>
<tr>
<th>Condition</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>22. Removal of Vessels</td>
<td>Vessels listed or eligible for NRHP; activity in special aquatic sites; regional condition #2, #4, #5, #6, #7, GC #22. When required by GC#32(d)(2)</td>
</tr>
<tr>
<td>22. Activities in Designated Critical Resource Waters and/or their adjacent wetlands require notification.</td>
<td></td>
</tr>
<tr>
<td>23. Approved Categorical Exclusions</td>
<td>Those stipulated by the CatExs</td>
</tr>
<tr>
<td>22. Activities in Designated Critical Resource</td>
<td></td>
</tr>
</tbody>
</table>

See End of Document for List of Acronyms and Definitions
**GENERAL Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency**

**CONDITIONS Certification Special Conditions**

Permittee

**NOTE:** U.S. Army Corps of Engineers (Corps) Regional Conditions are Jacksonville District conditions and have (COE) beside the condition. All others are special conditions attached to Water Quality Certification or concurrence to the Corps' Coastal Zone Consistency. A Nationwide permit cannot be used in an exclusion area designated by the Corps (COE). Exclusion areas attached to WQC/CZM are denied without prejudice until a project-specific WQC and for CZM concurrence is received. Where technical notes, guidelines, etc. are referenced in the regional conditions below, these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

1. Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S., and the rules of the F.A.C. adopted thereunder.

2. PCN in the Antilles shall be made through the Joint Permit Process using the most recent and valid DA Permit Application ENG FORM 4345 and the form must indicate it is a NWP Pre-Construction Notification. (COE)

3. PCN required for projects in waters that are accessible to manatees. In Florida, the permittee shall utilize the following “Standard Manatee Conditions for In-Water Work”:


   In Puerto Rico, the permittee shall use the following “Antillean Manatee Conservation Measures for In-Water Work”:


4. PCN required for projects in waters accessible to sea turtles, smalltooth sawfish, Gulf sturgeon, or shortnose sturgeon. If any of these species occurs, the permittee shall utilize the following “Sea Turtle and Smalltooth Sawfish Construction Conditions”:

   [Link](http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcebook/endangered_species/sea_turtles/in-waterWorkSeaTurtles032306.pdf) (COE)

5. PCN required for all projects in the Florida Keys through the Joint Permit Process, or the most recent and valid ENG FORM 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to (COE)

6. PCN required in areas with coral assemblages in depths less than 250’ (NMFS)

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### See End of Document for List of Acronyms and Definitions
### General Conditions

Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions

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### 3. PCN required for projects in waters that are accessible to manatees.
In Florida, the permittee shall utilize the following "Standard Manatee Conditions for In-Water Work:


### 4. PCN required for projects in waters accessible to sea turtles, smalltooth sawfish, Gulf sturgeon, or shortnose sturgeon.
If any of these species occurs, the permittee shall utilize the following "Sea Turtle and Smalltooth Sawfish Construction Conditions:"[http://www.saj.usace.army.mil/Portals/44/docs/regulatorysourcebook/endangered_species/sea_turtles/inwaterWorkSeaTurtles032306.pdf](http://www.saj.usace.army.mil/Portals/44/docs/regulatorysourcebook/endangered_species/sea_turtles/inwaterWorkSeaTurtles032306.pdf) .

### 5. PCN required for projects in the Florida Keys through the Joint Permit Process, or the most recent and valid ENG FORM 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction/verification.

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### 26. [Reserved]

### 27. Aquatic Habitat Restoration, Enhancement, and Establishment Activities (10/404)

<table>
<thead>
<tr>
<th>Type of Nationwide Permit</th>
<th>Applicable Waters</th>
<th>Area of Linear Limits</th>
<th>PCN Threshold and/or Requirements</th>
<th>Coordination by Corps with Federal and State Agencies Required</th>
<th>WQCFL</th>
<th>CAMFL</th>
<th>WOCPR</th>
<th>CAMPR</th>
<th>WOCVI</th>
<th>WOCST</th>
<th>NCW</th>
<th>WCMT</th>
</tr>
</thead>
<tbody>
<tr>
<td>26. [Reserved]</td>
<td>All</td>
<td>None</td>
<td>All activities except those undertaken with FWS, NRCS, FSA, NMFS, NOS, or OSFM in accordance with the notification requirement, GC #22 Regional</td>
<td>Yes</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>27. Aquatic Habitat Restoration, Enhancement, and Establishment Activities (10/404)</td>
<td>All</td>
<td>None</td>
<td>All activities except those undertaken with FWS, NRCS, FSA, NMFS, NOS, or OSFM in accordance with the notification requirement, GC #22 Regional</td>
<td>Yes</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

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### See End of Document for List of Acronyms and Definitions
### General Conditions

**Permittee**

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### Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Special Conditions

1. *Activities in Designated Critical Resource Waters*[^3] and/or their adjacent wetlands require notification.

### Specific Conditions

<table>
<thead>
<tr>
<th>Type of Nationwide Permit</th>
<th>Applicable Waters</th>
<th>Acreage &amp; Linear Limits</th>
<th>Coordination by Corps with Federal and state agencies required</th>
<th>WQC FL</th>
<th>CAM FL</th>
<th>CAM PR</th>
<th>WQC FL</th>
<th>CAM FL</th>
<th>CAM PR</th>
<th>WQC FL</th>
<th>CAM FL</th>
<th>CAM PR</th>
<th>WQC FL</th>
<th>CAM FL</th>
<th>WQC FL</th>
<th>CAM FL</th>
<th>CAM PR</th>
<th>WQC FL</th>
<th>CAM FL</th>
<th>CAM PR</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>28. Modifications of Existing Marinas (10)</strong></td>
<td>Navigable</td>
<td>Regional Conditions</td>
<td>No</td>
<td>NA</td>
<td>Yes *</td>
<td>NA</td>
<td>Yes</td>
<td>NA</td>
<td>NA</td>
<td>NA</td>
<td>Yes</td>
<td>NA</td>
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<td>NA</td>
<td>Yes</td>
<td>NA</td>
<td>Yes</td>
<td>NA</td>
<td>Yes</td>
<td>NA</td>
</tr>
</tbody>
</table>

[^3]: See End of Document for List of Acronyms and Definitions
### Type of Nationwide Permit

<table>
<thead>
<tr>
<th>Applicable Waters</th>
<th>Acreage Threshold and/or Requirements</th>
<th>Coordination by Corps with Federal and State Agencies Required</th>
<th>WOC FL</th>
<th>CAM FL</th>
<th>WOC PR</th>
<th>CAM PR</th>
<th>VA</th>
<th>WOC STF</th>
<th>WOC MTW</th>
</tr>
</thead>
<tbody>
<tr>
<td>Non-tidal, excluding all wetlands adjacent to tidal waters</td>
<td>1/2 acre; 300 linear feet of stream bed</td>
<td>All activities</td>
<td>Yes</td>
<td>Yes</td>
<td>Denied</td>
<td>No</td>
<td>Yes</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

### Residential Developments (10/404)

- Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemptions from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by following the procedures established by the Florida State Agency Plane Coordinate System (XY coordinates). Any activity within Federal project lands, including rights-of-way, may require the permittee to enter into a consent-to-easement or other real estate instrument with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville, FL, prior to commencement of any construction activity. Aids to navigation and related informational signage must comply with the latest guidance on setbacks to the Federal Channel (i.e., Setback Guidance for Structures Along Certain Federal Channels, December 2013).

- Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemptions from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by following the procedures established by the Florida State Plane Coordinate System (XY coordinates). Any activity within Federal project lands, including rights-of-way, may require the permittee to enter into a consent-to-easement or other real estate instrument with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville, FL, prior to commencement of any construction activity. Aids to navigation and related informational signage must comply with the latest guidance on setbacks to the Federal Channel (i.e., Setback Guidance for Structures Along Certain Federal Channels, December 2013).

### General Conditions

1. Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemptions from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by following the procedures established by the Florida State Plane Coordinate System (XY coordinates). Any activity within Federal project lands, including rights-of-way, may require the permittee to enter into a consent-to-easement or other real estate instrument with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville, FL, prior to commencement of any construction activity. Aids to navigation and related informational signage must comply with the latest guidance on setbacks to the Federal Channel (i.e., Setback Guidance for Structures Along Certain Federal Channels, December 2013).

### Summary of Applicability, Limits, State and Tribal Certifications, and Updated Regional Conditions

May 21, 2018, with revisions – (additions and deletions shown in red)

### NOTE:

- U.S. Army Corps of Engineers (Corps) Regional Conditions are Jacksonville District conditions and have (COE) beside the condition. All others are special conditions attached to Water Quality Certification or concurrence to the Corps’ Coastal Zone Consistency. A Nationwide permit cannot be used in an exclusion area designated by the Corps (COE). Exclusion areas attached to WQC/CZM are denied without prejudice until a project-specific WQC and/or CZM concurrence is received. Where technical notes, guidelines, etc. are referenced in the regional conditions below, these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

### General Conditions

- Permits must be issued by the Corps before the start of any activity proposed within submerged aquatic vegetation, tidal wetlands, and/or coral assemblages. Permits require approval from NOAA Florida Keys National Marine Sanctuary prior to construction. Aids to navigation and related informational signage must comply with the latest guidance on setbacks to the Federal Channel (i.e., Setback Guidance for Structures Along Certain Federal Channels, December 2013).

### Special Conditions

- Water Quality Certification (WQC) and Coastal Zone Consistency (CZM) concurrence or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by following the procedures established by the Florida State Plane Coordinate System (XY coordinates). Any activity within Federal project lands, including rights-of-way, may require the permittee to enter into a consent-to-easement or other real estate instrument with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville, FL, prior to commencement of any construction activity. Aids to navigation and related informational signage must comply with the latest guidance on setbacks to the Federal Channel (i.e., Setback Guidance for Structures Along Certain Federal Channels, December 2013).

- Projects in the Florida Keys must be submitted through the Joint Permit Process, or the most recent and valid ENG Form 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction. This NWP cannot be used authorize projects involving discharges of dredged or fill material within, or directly affecting, the NOAA Florida Keys National Marine Sanctuary (FKNMS), including...
**JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS**

**Summary of Applicability, Limits, State and Tribal Certifications, and Updated Regional Conditions**

*May 21, 2018, with revisions – (additions and deletions shown in red)*

### Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions

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<th>Applicable Waters</th>
<th>Acreage Linear Limits</th>
<th>PCN Thresholded and/or Requirements</th>
<th>Coordination by Corps with Federal and State Agencies Required</th>
<th>WOCFL</th>
<th>CCFL</th>
<th>WOC PR</th>
<th>CMFR</th>
<th>WOC VI</th>
<th>WOC FL</th>
<th>WOC MTE</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
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</tr>
</tbody>
</table>

### GENERAL CONDITIONS

Permittees must satisfy all applicable general conditions. General Condition #22 restrictions are noted below.

### CONDITIONS

**General Condition #22** (GC #22). Projects other than those precluded by GC #22 and that are within the FKNMS require approval from NOAA FKNMS prior to verification. (COE)

5. Excluded from use in Golden Gate Estates, south of Alligator Alley in Collier County. (COE)

6. Excluded from use in the Belle Meade South area bounded by I-75 to the north, CR 951 to the west, Miller Canal to the east, and U.S. 41 to the south in Collier County, FL. (COE)

7. Excluded from use in the Florida panther consultation area - south of the Caloosahatchee River as defined in the Florida panther effect determination key (http://www.ca.usace.army.mil/Portals/144/docs/regulatory/coursebook/endangered_species/Panther/PantherKey_Letters2007FEB10.pdf). PCN required for projects in WOTUS accessible to the FL panther. The most current panther key must be used to determine the effects of activities on the Florida panther. This NWP does not authorize impacts which may result in adverse effects to the Florida panther or designated CH unless consultation with USFWS has been concluded with a determination of no jeopardy and/or no adverse modification to critical habitat. (COE, FWS)

8. Projects in the Florida Keys that propose impacts to WOTUS greater than 0.25 acre must be coordinated with the EPA Region IV (EPA).

### Additional Conditions

1. Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 335.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S., and the rules of the F.A.C. adopted thereunder. (WQC/CZM-FL)

2. PCN in the Antilles is made through the Joint Permit Process using the most recent and valid DA Permit Application ENG Form 4345 and the form must indicate it is used in an exclusion area. (COE)

3. PCN required for all projects in the Florida Keys through the Joint Permit Process, or the most recent and valid ENG Form 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to verification. (COE)

### Exclusions

- National Estuarine Research Reserve
- Habitat of Endangered Species
- Significant Wildlife Habitate
- Wetlands designated by the State of Florida
- Wetlands adjacent to same per General Condition #22 (GC #22)
- Projects other than those precluded by GC #22 and that are within the FKNMS require approval from NOAA FKNMS prior to verification.

### Additional Notes

- General without prejudice until a project-specific WQC and/or CZM concurrence is received.
- Projects in the Florida Keys that propose impacts to WOTUS greater than 0.25 acre must be coordinated with the EPA Region IV (EPA).

See End of Document for List of Acronyms and Definitions
### GENERAL CONDITIONS

<table>
<thead>
<tr>
<th>Region</th>
<th>Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
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</tr>
</tbody>
</table>

### Table: Summary of Applicability, Limits, State and Tribal Certifications, and Updates Regional Conditions

#### May 21, 2018, with revisions – (additions and deletions shown in red)

| Type of Nationwide Permit | Applicable Waters | Acres & Linear Limits | PCN Threshold and/or Requirements | Coordination by Corps with Federal and State Agencies Required | WQC FL | CZM FL | WQC PR | CZM PR | WQC VI | CZM VI | WQC SF | CZM SF | WQC MIT | CZM MIT |
|---------------------------|------------------|-----------------------|----------------------------------|--------------------------------------------------------------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| 32. Completed Enforcement Actions (10/404) | All | 5 acres (nontidal), 1 acre (tidal) | Regional Condition No | Yes* Yes* Denied (see full text in letter) | Yes | Yes | Yes | Yes | Yes | Yes | Yes | Yes | Yes | Yes |

1. Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S., and the rules of the F.A.C. adopted thereunder.

2. Projects in the Antilles shall be made through the Joint Permit Process using the most recent and valid DA Permit Application ENG Form 4345 and the form must indicate it is a NWP Pre-Construction Notification. (COE).

3. All projects in the Florida Keys should be submitted through the Joint Permit Process, or the most recent and valid ENG Form 4345. Projects requiring approval from NOAA Florida Keys National Marine Sanctuary prior to construction. This NWP cannot be used to authorize projects involving discharges of dredged or fill material within or directly affecting the NOAA Florida Keys National Marine Sanctuary (FKNMS), including wetlands adjacent to same per General Condition #22 (GC #22). Projects other than those excluded by GC #22 and that are within the FKNMS require approval from NOAA FKNMS prior to verification. (COE).

4. Activities in designated Critical Resource Waters and/or their adjacent wetlands require notification.

1. In Florida, the activities under this NWP may have already received WQC and applicable CZCC as part of a permit under Part IV of Chapter 373, F.S., and any applicable authorization for work on state-owned submerged lands under Chapter 253, F.S., for the larger activity for which construction access is required. If it has not, prior to the initiation of any construction or alteration under this NWP, the construction access must be authorized by the applicable permits required under Chapter 373, F.S., by the DEP, a WMD under Section 373.069, F.S., or a delegated local government under Section 373.441, F.S., as well as any authorization required for the use of state-owned submerged lands under Chapter 253, F.S., and, as applicable, Chapter 268, F.S. (WQC/CZM-FL).

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### See End of Document for List of Acronyms and Definitions
## JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS

**Summary of Applicability, Limits, State and Tribal Certifications, and Updated Regional Conditions**

*May 21, 2018, with revisions – (additions and deletions shown in red)*

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### Table: Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions

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<tr>
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<th>Acreage &amp; Linear Limits</th>
<th>PCN Coordination by Corps with Federal and State agencies required</th>
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<th>CMF FL</th>
<th>WCO PR</th>
<th>CAM PR</th>
<th>WCO VI</th>
<th>CMF VI</th>
<th>WCO STF</th>
<th>CMF STF</th>
</tr>
</thead>
<tbody>
<tr>
<td>34. Cranberry Production Activities (404)</td>
<td>All</td>
<td>10 acres</td>
<td>All activities</td>
<td>When required by GCN32(d) (2)</td>
<td>NA</td>
<td>NA</td>
<td>NA</td>
<td>Yes</td>
<td>NA</td>
<td>NA</td>
<td>NA</td>
</tr>
</tbody>
</table>

22. Activities in Designated Critical Resource Waters and/or their adjacent wetlands require notification.

22. **Cranberry Production does not occur in the Jacksonville District.**

<table>
<thead>
<tr>
<th>35. Maintenance Dredging of Existing Basins (10)</th>
<th>Navigable</th>
<th>None</th>
<th>Regional Conditions #3, #4, #5, #6, #7, #8, #9, #10, #11, #12</th>
<th>No</th>
<th>NA</th>
<th>Yes*</th>
<th>NA</th>
<th>Yes</th>
<th>NA</th>
</tr>
</thead>
</table>

1. Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 335.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S., and the rules of the F.A.C. adopted thereunder.

2. On Tribal lands (i.e., Miccosukee and the Seminole Tribes of Florida) the following conditions will apply:
   a. Dredging authorized by this NWP will not exceed the originally excavated depth. (WQC-STF)
   b. This permit does not authorize the removal of plugs or connections of any canal to navigable waters of the U.S. (WQC-STF)
   c. Documentation shall be provided showing the originally authorized depth. (WQC-STF)
   d. Any spoil material shall be deposited at a self-contained upland spoil site in such a manner that it will be totally contained in the uplands without discharge. (WQC-STF)
   e. Dredging activities and associated spoil disposal on Tribal lands or in Tribal waters must receive prior written approval from the Miccosukee Tribe.

3. PCN required for all projects in the Florida Keys through the Joint Permit Process, or the most recent and valid ENG Form 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction. This NWP cannot be used authorize projects involving discharges of dredged or fill material within or directly affecting the NOAA Florida Keys National Marine Sanctuary (FKNMS), including wetlands adjacent to same per General Condition #22 (GC #22). Projects other than those excluded by GC #22 and that are within the FKNMS require approval from NOAA FKNMS prior to verification. (COE)

5. In Florida a PCN is required prior to the start of any activity proposed within submerged aquatic vegetation, tidal wetlands, and/or coral assemblages. (COE)

See End of Document for List of Acronyms and Definitions
### JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS

**Summary of Applicability, Limits, State and Tribal Certifications, and Updated Regional Conditions**

*May 21, 2018, with revisions – (additions and deletions shown in red)*

<table>
<thead>
<tr>
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<th>Acreage &amp; Linear Limits</th>
<th>PCN Threshold and/or Requirements:</th>
<th>Coordination by Corps with Federal and State Agencies Required</th>
<th>WQC FL</th>
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<th>WQC STF</th>
<th>WQC MTIF</th>
<th>WQC MA</th>
<th>WQC MI</th>
</tr>
</thead>
<tbody>
<tr>
<td>36. Boat Ramps (10/404)</td>
<td>All except special aquatic sites</td>
<td>50 cy, 20 ft width</td>
<td>Regional Conditions No</td>
<td>Yes* Yes* Yes* Yes* Yes*</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
</tbody>
</table>

**Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions**

**NOTE:** U.S. Army Corps of Engineers (Corps) Regional Conditions are Jacksonville District conditions and have (COE) beside the condition. All others are special conditions attached to Water Quality Certification or concurrence to the Corps' Coastal Zone Consistency. A Nationwide permit cannot be issued in the exclusion areas designated by the Corps (COE). Exclusion areas attached to WQC/CZM are denied without prejudice until a project-specific WQC and/or CZM concurrence is received. Where technical notes, guidelines, etc. are referenced in the regional conditions below, these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

8. PCN required for projects proposed within critical habitat for the smalltooth sawfish. (COE)

10. Hopper dredging is not allowed under this NWP. (COE)

11. PCN is required prior to the start of any activity proposed within submerged aquatic vegetation, tidal wetlands, and/or coral assemblages. (COE)

12. PCN is required prior to the start of any activity proposed within submerged aquatic vegetation, tidal wetlands, and/or coral assemblages. (COE)

See End of Document for List of Acronyms and Definitions
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<th>WQC MITF</th>
<th>GENERAL CONDITIONS Permittee must satisfy all applicable general conditions. General Condition #22 restrictions are noted below.</th>
</tr>
</thead>
<tbody>
<tr>
<td>37. Emergency Watershed Protection and Rehabilitation (10/404)</td>
<td>All NRCs, USF S, or DOI only</td>
<td>All activities</td>
<td>When required by GC32(d) (2)</td>
<td>Yes</td>
<td>Yes</td>
<td>Waived</td>
<td>Yes</td>
<td>Yes</td>
<td>See End of Document for List of Acronyms and Definitions</td>
<td></td>
</tr>
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### JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS
**Summary of Applicability, Limits, State and Tribal Certifications,**
**and Updated Regional Conditions**

**May 21, 2018, with revisions**

(aditions and deletions shown in red)

### General Conditions Permitted must satisfy all applicable general conditions.

**General Condition #22**

Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions

**NOTE:** U.S. Army Corps of Engineers (Corps) Regional Conditions are Jacksonville District conditions and have (COE) beside the condition. All others are special conditions attached to Water Quality Certification or concurrence to the Corps’ Coastal Zone Consistency. A Nationwide permit cannot be used in an exclusion area designated by the Corps (COE). Exclusion areas attached to WQC/CZM are denied without prejudice until a project-specific WQC and/or CZM concurrence is received. Where technical notes, guidelines, etc. are referenced in the regional conditions below, these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

### TABLE: Summary of Applicability, Limits, State and Tribal Certifications, and Updated Regional Conditions

| Type of Nationwide Permit | Applicable Waters | Acres & Linear Limits | PCN Required by Corps with Federal and State Agencies Required | WQC FL | CZM FL | WQC FL | CZM FL | WQC FL | CZM FL | WQC FL | CZM FL | WQC FL | CZM FL | WQC FL | CZM FL |
|---------------------------|-------------------|-----------------------|---------------------------------------------------------------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| 38. Cleanup of Hazardous and Toxic Waste (10/404) | All | None | All activities when required by GCN32(d) (2) | Yes* | Yes* | Waived | Yes | | | | | | | | |
| 39. Commercial, and Institutional Developments (10/404) | Non-tidal, excluding all wetlands adjacent to tidal waters | ½ acre; 300 linear feet of shoreline | All activities when required by GCN32(d) (2) | More than 0.25 acre of WOTUS in the FL Keys | Yes* | Yes* | Denied | No | | | | | | | |

1. In Florida, WQC is granted and the Corps may presume CZCC for cleanup conducted in accordance with Section 121(e) of CERCLA, and separate state permits are not required. Any other cleanup activities under this NWP must be authorized, prior to the initiation of any construction or alteration, by the applicable permit required under Part IV of Chapter 373, F.S., by the DEP, a WMD under Section 373.069, F.S., or a delegated local government under Section 373.441, F.S., and receive WQC and applicable CZCC or waiver thereto, as well as any other authorizations required for the use of state-owned submerged lands under Chapter 325, F.S., and, as applicable, Chapter 258, F.S. (WQC/CZM-FL)

2. PCN in the Antilles* shall be made through the Joint Permit Process using the most recent and valid DA Permit Application ENG Form 4345 and the form must indicate it is a NWP Pre-Construction Notification (COE)

3. Excluded from use in forested wetlands in the Antilles. *(COE)

4. All projects in the Florida Keys must be submitted through the Joint Permit Process, or the most recent and valid ENG Form 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction. This NWP cannot be used authorize projects involving discharges of dredged or fill material within, or directly affecting, the NOAA Florida Keys National Marine Sanctuary (FKMS), including wetlands adjacent to same per General Condition #22 (GC #22). Projects other than those excluded by GC #22 and that are within the FKMS require approval from NOAA FKMS prior to verification. (COE)

5. Excluded from use in Golden Gate Estates, south of Alligator Alley in Collier County.

6. Excluded from use in the Belle Meade South bounded by I-75 to the north, SR 951 to the west, Miller Canal to the east, and U.S. 41 to the south in Collier County, FL. *(COE)


See End of Document for List of Acronyms and Definitions
### General Conditions

**NOTE:** U.S. Army Corps of Engineers (Corps) Regional Conditions are Jacksonville District conditions and have (COE) beside the condition. All others are special conditions attached to Water Quality Certification or concurrence to the Corps' Coastal Zone Consistency. A Nationwide permit cannot be used in an exclusion area designated by the Corps (COE). Exclusion areas attached to WQC/CZM are denied without prejudice until a project-specific WQC and/or CZM concurrence is received. Where technical notes, guidelines, etc. are referenced in the regional conditions below, these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

1. Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(3), F.S., and the rules of the F.A.C. adopted thereunder. (WQC/CZM-FL)

2. PCN in the Antilles shall be made through the Joint Permit Process using the most recent and valid ENG Form 4345 and the form must indicate it is a NWP Pre-Construction Notification. (COE)

3. Excluded from use in forested wetlands in the Antilles. (COE)

4. All projects in the Florida Keys should be submitted through the Joint Permit Process, or the most recent and valid ENG Form 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary (FKNMS) prior to construction. This NWP cannot be used authorize projects involving discharges of dredged or fill material within, or directly affecting, the NOAA Florida Keys National Marine Sanctuary (FKNMS), including wetlands adjacent to same per General Condition #22 (GC #22). Projects other than those precluded by GC #22 and that are within the FKNMS require approval from NOAA FKNMS prior to verification. (COE)

5. Projects adjacent to Tribal lands will require review for impacts to Tribal trust resources prior to use of this NWP when the property on which the project is occurring is adjacent to Tribal lands.

6. Excluded from use in the Belle Meade North bounded by I-75 to the south, Golden Gate Canal to the west, and Miller Canal to the east, and Belle Meade South bounded by I-75 to the north, CR 951 to the west, Miller Canal to the east, and U.S. 41 to the south in Collier County, FL. (COE)

7. Excluded from use in Golden Gate Estates, south of Alligator Alley in Collier County.

8. Projects that capture and store water, such as Dispersed Water Management Projects (DWP), are excluded from this NWP.

9. In the Antilles, coordination with USFWS is required for projects that impact more than 0.25 acre of WOTUS. (USFWS)

### Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions

See End of Document for List of Acronyms and Definitions

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**Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions**

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2. PCN in the Antilles shall be made through the Joint Permit Process using the most recent and valid ENG Form 4345 and the form must indicate it is a NWP Pre-Construction Notification. (COE)

3. Excluded from use in forested wetlands in the Antilles. (COE)

4. All projects in the Florida Keys should be submitted through the Joint Permit Process, or the most recent and valid ENG Form 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary (FKNMS) prior to construction. This NWP cannot be used authorize projects involving discharges of dredged or fill material within, or directly affecting, the NOAA Florida Keys National Marine Sanctuary (FKNMS), including wetlands adjacent to same per General Condition #22 (GC #22). Projects other than those precluded by GC #22 and that are within the FKNMS require approval from NOAA FKNMS prior to verification. (COE)

5. Projects adjacent to Tribal lands will require review for impacts to Tribal trust resources prior to use of this NWP when the property on which the project is occurring is adjacent to Tribal lands.

6. Excluded from use in the Belle Meade North bounded by I-75 to the south, Golden Gate Canal to the west, and Miller Canal to the east, and Belle Meade South bounded by I-75 to the north, CR 951 to the west, Miller Canal to the east, and U.S. 41 to the south in Collier County, FL. (COE)

7. Excluded from use in Golden Gate Estates, south of Alligator Alley in Collier County.

8. Projects that capture and store water, such as Dispersed Water Management Projects (DWP), are excluded from this NWP.

9. In the Antilles, coordination with USFWS is required for projects that impact more than 0.25 acre of WOTUS. (USFWS)
### JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS

**Summary of Applicability, Limits, State and Tribal Certifications,**

**Updated Regional Conditions**

**May 21, 2018, with revisions** *(additions and deletions shown in red)*

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<th>CAMFL</th>
<th>WOCP</th>
<th>CAMPR</th>
<th>WOCT</th>
<th>CAMTR</th>
<th>WOCL</th>
<th>NWP MILF</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>41. Reshaping Existing Drainage Ditches (404)</strong></td>
<td>Non-tidal, excluding all wetlands adjacent to tidal waters</td>
<td>minmum necessary</td>
<td>All activities Reshaping &gt;500 linear ft; Regional Condition #3, #4, #6.</td>
<td>When required by GC#32(d) (2)</td>
<td>Yes*</td>
<td>Yes*</td>
<td>Denie'd</td>
<td>Yes*</td>
<td>Denie'd</td>
<td>Yes*</td>
<td>Denie'd</td>
<td>Yes</td>
</tr>
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</table>

**GENERAL CONDITIONS**

Permittee must satisfy all applicable general conditions.

**Regional Conditions:**

- Water Quality Certification
- Coastal Zone Consistency
- Certificate Special Conditions

**NOTE:** U.S. Army Corps of Engineers (Corps) Regional Conditions are Jacksonville District conditions and have (COE) beside the condition. All others are special conditions attached to Water Quality Certification or concurrence to the Corps’ Coastal Zone Consistency. A Nationwide permit cannot be used in an exclusion area designated by the Corps (COE). Exclusion areas attached to WQC/CZM are denied without prejudice until a project-specific WQC and/or CZM concurrence is received. Where technical notes, guidelines, etc. are referenced in the regional conditions below, these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

1. Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S, and the rules of the F.A.C. adopted thereunder.

2. No change in the rate or volume of water discharged from the site from pre-construction conditions is authorized. (WQC/CZM-FL)

3. PCN in the Antilles 4 shall be made through the Joint Permit Process using the most recent and valid DA Permit Application ENG Form 4345 and the form must indicate it is NOT a NWP Pre-Construction Notification. (COE)

4. PCN required for all projects in the Florida Keys through the Joint Permit Process, or the most recent and valid ENG Form 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction verification. (COE)

5. The PCN shall include a sediment and erosion control plan. (COE)

6. PCN required for projects adjacent to Tribal lands, which require review for impacts to Tribal trust resources prior to use of this NWP when the property on which the project is occurring is adjacent to Tribal lands.

7. Excluded from use in Golden Gate Estates, south of Alligator Alley in Collier County. This NWP may apply within Golden Gate Estates north of Alligator Alley. (COE)

8. Excluded from use in the Belle Meade South bounded by I-75 to the north, CR 951 to the west, Miller Canal to the east, and U.S. 41 to the south in Collier County, FL. (COE)

9. Projects that capture and store water, such as Dispersed Water Management Projects (DWMP), are excluded from this NWP.

### 42. Recreational Facilities (404)

| Non-tidal, excluding all wetlands adjacent to tidal waters | ½ acre; 300 linear feet of stream bed | All activities | When required by GC#32(d) (2) | Yes* | Yes* | Denie'd | No |

**Discharges not authorized in Designated Critical Resource Waters**

1. Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S, and the rules of the F.A.C. adopted thereunder.

2. PCN in the Antilles 4 shall be made through the Joint Permit Process using the most recent and valid DA Permit Application ENG Form 4345 and the form must indicate it is a NWP Pre-Construction Notification. (COE)

3. Excluded from use in forested wetlands in the Antilles. 4 (COE)

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See End of Document for List of Acronyms and Definitions
| Type of Nationwide Permit | Applicable Waters | Acreage & Linear Limits | PCN Threshold &/or Requirements | Coordination by Corps with Federal and State Agencies Required | WOC FL | C&M FL | WOC PR | C&M PR | WOC OA | C&M OA | WOC WA | C&M WA | WOC MT | C&M MT |
|---------------------------|------------------|--------------------------|---------------------------------|------------------------------------------------------------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| 43. Stormwater Management Facilities (404) | Non-adjacent, excluding wetlands adjacent to tidal waters | ≤ 0.5 acre; ≤ 300 linear feet of streambed | All new construction or expansion but not maintenance of Regional Conditions #2, #6, and #7 | When required by GC#32(d) (2); if more than 300 linear feet of intermittent or ephemeral stream bed will be lost | Yes* Yes* Denied | Yes | 22. Discharges not authorized in Designated Critical Resource Waters 3 and/or their adjacent wetlands. | 4. All projects in the Florida Keys should be submitted through the Joint Permit Process, or the most recent and valid ENG Form 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction. This NWP cannot be used authorize projects involving discharges of dredged or fill material within, or directly affecting, the NOAA Florida Keys National Marine Sanctuary (FKMNS) including wetlands adjacent to same per General Condition #22 (GC #22). Projects other than those precluded by GC #22 and that are within the FKNMS require approval from NOAA FKNMS prior to verification. (COE) | 5. Excluded from use in the Belle Meade South bounded by I-75 to the north, CR 951 to the west, Miller Canal to the east, and U.S. 41 to the south in Collier County, FL. (COE) | 6. Excluded from use in Golden Gate Estates, south of Alligator Alley in Collier County. This NWP may apply within Golden Gate Estates north of Alligator Alley. (COE) | 7. PCN required for projects in WOTUS accessible to the Florida panther. (COE) |

See End of Document for List of Acronyms and Definitions
### Type of Nationwide Permits

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<th>GENERAL CONDITIONS Permits must satisfy all applicable general conditions. General Condition #22 restrictions are noted below.</th>
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#### 44. Mining Activities (10/404)
- **Non-tidal WOTUS; 300 linear feet of intermittent or ephemeral streambed**

- **43. Repair of All Uplands Damaged by Discrete Events (10/404)**
- **All Minimum Necessary**

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#### Notes
- **Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority.** WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S., and the rules of the F.A.C. adopted thereunder.

- **PCN in the Antilles shall be made through the Joint Permit Process using the most recent and valid DA Permit Application ENG Form 4345 and the form must indicate it is a NWP Pre-Construction Notification. (COE)**

- **Projects adjacent to Tribal lands shall not be authorized without prior written approval from the respective Tribal entity (i.e., Miccosukee or Seminole Tribe of Florida). (WQC-STF)**

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#### Regional Conditions:

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<tr>
<td><strong>General Condition #22</strong></td>
<td>Discharges not authorized in Designated Critical Resource Waters ( ^{3} ) and/or their adjacent wetlands.</td>
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#### Special Conditions

1. Projects in the Florida Keys should be submitted through the Joint Permit Process, or the most recent and valid ENG Form 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction. This NWP cannot be used to authorize projects involving discharges of dredged or fill material within or directly affecting the NOAA Florida Keys National Marine Sanctuary (FKNMS), including wetlands adjacent to same per General Condition #22 (GC #22). Projects other than those excluded by GC #22 and that are within the FKNMS require approval from NOAA FKNMS prior to verification. (COE)

2. The PCN shall include a sediment and erosion control plan. (COE, NMFS, FWS)

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**See End of Document for List of Acronyms and Definitions**
JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS
Summary of Applicability, Limits, State and Tribal Certifications,
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| Type of Nationwide Permit | Applicable Waters | Acreage & Linear Limits | Coordination by Corps with Federal and state agencies required | WOC FL | CAM FL | WOC PR | CAM PR | WOC VT | CAM VT | WOC MT | CAM MT |
|---------------------------|------------------|-------------------------|---------------------------------------------------------------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| GENERAL CONDITIONS Permittee must satisfy all applicable general conditions. General Condition #22 restrictions are noted below. Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions

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- Established setback, calculated from the near bottom edge of the channel, until coordination and concurrence with the Navigation business line is complete. The setback may vary between different Federal channels and between specific reaches of the same Federal channel. Exact locations of the proposed work may be verified by use of Florida State Plane Coordinate System (XY coordinates). Any activity within Federal project lands, including rights-of-way, may require the permittee to enter into a consent-to-easement or other real estate instrument with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville or Mobile District, as appropriate, prior to the commencement of any construction activity. (COE)

- Discharges in Ditches and Canals (404) Construction features i.e., ditches and canals that drain WOTU. All Activities. When required by GC/32(d)(2) Yes* Yes* Denied No Yes

46. Discharges in Ditches and Canals (404) Constructed features i.e., ditches and canals that drain WOTU. All Activities. When required by GC/32(d)(2) Yes* Yes* Denied No Yes

1. Activities qualifying for the NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 330.23(1), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(1), F.S., and the rules of the F.A.C. adopted thereunder. (WQC/CZM-FL)

2. Prior to work on Tribal lands or in Tribal waters, prior written approval must be obtained from the Seminole Tribe of Florida or the Miccosukee Tribe. (WQC-STF)

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#### GENERAL CONDITIONS
- Permitee must satisfy all applicable general conditions.
- Regional Condition #22 restrictions noted below.
- Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions

**NOTE:** U.S. Army Corps of Engineers (Corps) Regional Conditions are Jacksonville District conditions and have (COE) beside the condition. All others are special conditions attached to Water Quality Certification or concurrence to the Corps' Coastal Zone Consistency. A Nationwide permit cannot be used in an exclusion area designated by the Corps (COE). Exclusion areas attached to WQC/CZM are denied without prejudice until a project-specific WQC and/or CZM concurrence is received.

### Conditions

3. Prior to initiation of construction on Tribal lands or in Tribal waters which discharge into Miccosukee Federal Reservation, under this NWP, prior written approval must be obtained from the Miccosukee Tribe of Indians of Florida. (WQC-MTIF)

4. PCN in the Antilles shall be made through the Joint Permit Process using the most recent and valid DA Permit Application ENG Form 4345 and the form must indicate it is a NWP Pre-Construction Notification. (COE)

5. The PCN shall include a sediment and erosion control plan. (COE)

6. All projects in the Florida Keys should be submitted through the Joint Permit Process, or the most recent and valid ENG Form 4346. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction verification. (COE)

7. Projects adjacent to Tribal lands will require review for impacts to Tribal trust resources prior to use of this NWP when the project on which the project is occurring is adjacent to Tribal lands.

8. Excluded from use in Golden Gate Estates, south of Alligator Alley in Collier County. This NWP may apply within Golden Gate Estates north of Alligator Alley. (COE)

9. Excluded from use in the Belle Meade South bounded by I-75 to the north, CR 951 to the west, Miller Canal to the east, and U.S. 41 to the south in Collier County, FL. (COE)

10. Projects that capture and store water, such as Dispersed Water Management Projects (DWMP), are excluded from this NWP.

### Acronyms and Definitions

See End of Document for List of Acronyms and Definitions
### SUMMARY OF APPLICABILITY, LIMITS, STATE AND TRIBAL CERTIFICATIONS, AND UPDATED REGIONAL CONDITIONS

**May 21, 2018, with revisions — (additions and deletions shown in red)**

| Type of Nationwide Permit | Applicable Waters | Acreage & Linear Limits | PCN Threshold and/or Requirements | Coordination by Corps with Federal and State Agencies Required | WQC FL | COE FL | WQC PR | COE PR | WQC N | COE N | WQC MT | COE MT | WQC SITE | COE SITE | Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions |
|---------------------------|------------------|------------------------|-----------------------------------|--------------------------------------------------------------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|---------------------------------------------------------------|
| Coal Reclaiming Activities (10/404) | All | None | All activities | When required by GC#:32(d) | NAJ | NAJ | NAJ | NAJ | NAJ | NAJ | NAJ | NAJ | NAJ | 6. Placement of materials for Live Rock culture and the harvesting of Live Rock are excluded from this nationwide. (COE) 7. PCN required for projects in waters that are accessible to manatees. In Florida, the permittee shall utilize the following "Standard Manatee Conditions for In-Water Work." (http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcebook/endangered_species/Manatee/2011_Standard_Conditions_in-water_work.pdf). In Puerto Rico, the permittee shall use the following "Antillean Manatee Conservation Measures for In-Water Work." (https://www.fws.gov/caribbean/es/documents/USFWSAntilleanManateeConservationMeasuresJanuary2012.pdf). (COE) 8. PCN required for projects in waters accessible to sea turtles, smalltooth sawfish, Gulf sturgeon, or shortnose sturgeon. If any of these species occur, the permittee shall utilize the following "Sea Turtle and Smalltooth Sawfish Construction Conditions" (see http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcebook/endangered_species/sea_turtles/inwaterWork/SeaTurtle032306.pdf) . (COE) 9. PCN required for all projects in the Florida Keys through the Joint Permit Process, or the most recent and valid ENG Form 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to wetland certification. (COE) |
| Underground Coal Mining Activities (10/404) | All | 2 acres non-tidal waters | All activities | When required by GC#:32(d) | NAJ | NAJ | NAJ | NAJ | NAJ | NAJ | NAJ | NAJ | NAJ | NAJ | 22. Discharges not authorized in Designated Critical Resource Waters 3 and/or their adjacent wetlands. |

**NOTE:** U.S. Army Corps of Engineers (Corps) Regional Conditions are Jacksonville District conditions and have (COE) beside the condition. All others are special conditions attached to Water Quality Certification or concurrence to the Corps' Coastal Zone Consistency. A Nationwide permit cannot be used in an exclusion area designated by the Corps (COE). Exclusion areas attached to WQC/CZM are denied without prejudice until a project-specific WQC and/or CZM concurrence is received. Where technical notes, guidelines, etc. are referenced in the regional conditions below, these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

See End of Document for List of Acronyms and Definitions
## Jacksonvilie District 2017 Nationwide Permits

**Summary of Applicability, Limits, State and Tribal Certifications, and Updated Regional Conditions**

*May 21, 2018, with revisions – (additions and deletions shown in red)*

### Type of Nationwide Permit

<table>
<thead>
<tr>
<th>Type of Nationwide Permit</th>
<th>Applicable Waters</th>
<th>Acres &amp; Linear Limits</th>
<th>PCN Thresholds and/or Requirements</th>
<th>Coordination by Corps with Federal and State Agencies Required</th>
<th>WOCFL</th>
<th>CAMFL</th>
<th>WCPR</th>
<th>CMFR</th>
<th>WOC VI</th>
<th>WCSTF</th>
<th>WCMTF</th>
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<tbody>
<tr>
<td>51. Land-Based Renewable Energy Generation Facilities (10/404)</td>
<td>Non-tidal, excluding wetlands adjacent to tidal waters</td>
<td>½ acre; 300 linear feet of stream bed</td>
<td>All activities</td>
<td>When required by GC#32(d)</td>
<td>Yes*</td>
<td>Yes*</td>
<td>Yes*</td>
<td>Yes*</td>
<td>Yes*</td>
<td>Yes*</td>
<td>Yes*</td>
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<td>If greater than ½ acre of impact to WOTUS in the Antilles</td>
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### General Conditions

**Regional Conditions: Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions**

**NOTE:** U.S. Army Corps of Engineers (Corps) Regional Conditions are Jacksonville District conditions and have (COE) beside the condition. All others are special conditions attached to Water Quality Certification or concurrence to the Corps' Coastal Zone Consistency. A Nationwide permit cannot be used in an exclusion area designated by the Corps (COE). Exclusion areas attached to WQC/CZM are denied without prejudice until a project-specific WQC and/or CZM concurrence is received. Where technical notes, guidelines, etc. are referenced in the regional conditions below, these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

1. **Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 326.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S., and the rules of the F.A.C. adopted thereunder.**

2. **PCN in the Antilles shall be made through the Joint Permit Process using the most recent and valid DA Permit Application ENG Form 4345 and the form must indicate it is a NWP Pre-Construction Notification.**

3. **Excluded from use in forested wetlands in the Antilles.**

4. **Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction. This NWP cannot be used to authorize projects involving discharges of dredged or fill material within or directly affecting the NOAA Florida Keys National Marine Sanctuary (FKNMS), including wetlands adjacent to same per General Condition #22 (GC #22). Projects other than those precluded by GC #22 and that are within the NOAA FKNMS require approval from FKNMS prior to verification.**

5. **Excluded from use in Golden Gate Estates, south of Alligator Alley in Collier County.**

6. **Excluded from use in the Belle Meade South bounded by 1-75 to the north, CR 951 to the west, Miller Canal to the east, and U.S. 41 to the south in Collier County, FL.**

7. **In the Antilles, coordination with USFWS required for projects which impact greater than 0.25 acre of WOTUS.**

8. **Projects must comply with the USFWS Land-Based Wind Energy Guidelines**

9. **In the Antilles, Puerto Rico, to further protect resources, siting should comply with the USFWS Caribbean Field Office Wildlife and Habitat Risk Map for Utility-Scale Land-Based Wind Energy Projects.**

10. **PCN required for all projects in the Florida Keys.**

11. **PCN required for projects in WOTUS accessible to the Florida panther.**

### Regional Conditions

- **Type of Applicability:**
  - PCN Coordinator Facilities of Conditions
  - Energy ing linear acre · GC#32(d)
  - Renewable exclud 300 1 / 10 by
  - Permit Water Linea d and/or Corps

- **Nationwide ge & Thresholdion by**
  - 52. Water - All
  - 51. Land- Non -

- **Limits, Statistic, and Tribal Certificatio ns,**
  - Restrictions: Federal agencies and state limit .

- **Antilles in the require y,**
  - When required with agencies

- **Requirements:**
  - All When
  - Antilles

- **Required discharges (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or**
  - Waiver/exemption from the appropriate delegated authority. WQC may be waived for

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See End of Document for List of Acronyms and Definitions
## JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS

Summary of Applicability, Limits, State and Tribal Certifications, and Updated Regional Conditions

### May 21, 2018, with revisions — (additions and deletions shown in red)

### GENERAL CONDITIONS

Permittee must satisfy all applicable general conditions. General Condition #22 restrictions are noted below. Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions

**NOTE:** U.S. Army Corps of Engineers (Corps) Regional Conditions are Jacksonville District conditions and have (COE) beside the condition. All others are special conditions attached to Water Quality Certification or concurrence to the Corps' Coastal Zone Consistency. A Nationwide permit cannot be used in an exclusion area designated by the Corps (COE). Exclusion areas attached to WQC/CZM are denied without prejudice until a project-specific WQC and/or CZM concurrence is received. Where technical notes, guidelines, etc. are referenced in the regional conditions below, these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

### Conditions

**1.** Energy Generation Pilot Projects (10/404)

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<th>Acreage &amp; Linear Limits</th>
<th>PCN Thresholds &amp; Federal &amp; State Agencies Required</th>
<th>WQC FL</th>
<th>CZM FL</th>
<th>WQC FL</th>
<th>CZM FL</th>
<th>CZM NI</th>
<th>CZM NI</th>
<th>WQC MTW</th>
<th>CZM MTW</th>
</tr>
</thead>
<tbody>
<tr>
<td>Energy Generation Pilot Projects (10/404)</td>
<td>Linear feet of stream bed</td>
<td>GC#32(d) (2)</td>
<td>In Designated Critical Resource Waters and/or their adjacent wetlands.</td>
<td>Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions</td>
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- **2.** Where technical notes, guidelines, etc. are referenced in the regional conditions below, restrictions these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

- **3.** In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S. and the rules of the F.A.C. adopted thereunder. WQC/CZM-FL

- **4.** In addition to not being available in coral reefs, this NWP is not applicable in the following areas: other coral communities, submerged aquatic vegetation communities, live/hard-bottom communities, and shellfish harvesting areas. A visual survey, conducted by qualified professionals, documenting the benthic habitat types in the project area must be submitted. (CZM-FL)

- **5.** Unless explicitly allowed by other regional conditions, this NWP is not applicable in Designated Critical Resource Waters in Florida and other state- and federally-managed areas such as marine sanctuaries, Habitat Areas of Particular Concern (HAPC), aquatic preserves, and parks. (CZM-FL)

- **6.** For work in waters accessible to the manatee in Florida, the permittee shall utilize the following "Standard Manatee Conditions for In-Water Work:" (COE)

- **7.** For work in waters accessible to sea turtles, smalltooth sawfish, Gulf sturgeon, or shortnose sturgeon. If any of these species occurs, the permittee shall utilize the following "Sea Turtle and Smalltooth Sawfish Construction Conditions" (COE)

- **8.** All projects in the Florida Keys should be submitted through the Joint Permit Process, or the most recent and valid ENG Form 4345. Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction. This NWP cannot be used authorize projects involving discharges of dredged or fill material within, or directly affecting, the NOAA Florida Keys National Marine Sanctuary (FKNMS), including wetlands adjacent to same per General Condition #22 (GC #22). Projects other than those precluded by GC #22 and that are within the FKNMS require approval from FKNMS prior to verification. (COE)

- **9.** Excluded within the boundaries of Designated Marine Reserves, Marine Protected Areas, and Parks in the Antilles. (COE)

See End of Document for List of Acronyms and Definitions
### General Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions

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Where technical notes, guidelines, etc. are referenced in the regional conditions below, these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

#### Notes:
- **9.** In the Antilles, PCN must include a benthic survey, which includes documentation on observed habitat types.
- **10.** In the Antilles, excluded from use in submerged aquatic vegetation, coral assemblages, hard-bottom benthic habitat and designated critical habitat for any federally listed species under the ESA.
- **11.** In Florida, no structures, including mooring piles, authorized under this Nationwide Permit shall be within the established setback of a Federal Channel, calculated from the near design edge of the channel until coordination and concurrence by the Navigation business line is complete. The setback may vary between different Federal channels and between specific reaches of the same Federal channel. Exact locations of the proposed work may be verified by use of Florida State Plane Coordinate System (XY coordinates). Any activity within Federal project lands, including rights-of-way, may require the permittee to enter into a consent-to-easement or other real estate instrument with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville or Mobile District, as appropriate, prior to the commencement of any construction activity.
- **12.** Projects must comply with the USFWS Land-Based Wind Energy Guidelines.

**2.** The PCN shall be made through the Joint Permit Process, or the most recent and valid ENG Form 4345, and the form must indicate it is a NWP Pre-Construction Notification. (COE, FWC)

**3.** For work in waters accessible to the manatee in Florida, the permittee shall utilize the following "Standard Manatee Conditions for In-Water Work:

**4.** For work in waters accessible to the manatee in Puerto Rico, the permittee shall use the following "Antillean Manatee Conservation Measures for In-Water Work:

See End of Document for List of Acronyms and Definitions
###-general Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency

**NOTE:** U.S. Army Corps of Engineers (Corps) Regional Conditions are Jacksonville District conditions and have (COE) beside the condition. All others are special conditions attached to Water Quality Certification or concurrence to the Corps' Coastal Zone Consistency. A Nationwide permit cannot be used in an exclusion area designated by the Corps (COE). Exclusion areas attached to WQC/CZM are denied General without prejudice until a project-specific WQC and/or CZM concurrence is received. Where technical notes, guidelines, etc. are referenced in the regional conditions below, these documents may be subject to revision at any time. It is our intention that the most recent version of these conditions shall be utilized during the evaluation of the permit application.

1. Activities qualifying for this NWP must receive applicable Water Quality Certification (WQC) and Coastal Zone Management Act (CZM) consistency concurrence (CZCC) or waiver/exemption from the appropriate delegated authority. WQC may be waived for certain activities in accordance with Agency statutes. In Florida, under 33 C.F.R. § 325.2(b)(2), the Corps may presume CZCC concurrence for the exempted activities by operation of s. 380.23(7), F.S., and the rules of the F.A.C. adopted thereunder. (WQC/CZM - FL)

2. In the Antilles, the PCN shall be made through the Joint Permit Process using the most recent and valid DA Permit Application ENG Form 4345 and the form must indicate it is a NWP Pre-Construction Notification. (COE)

3. All projects in the Florida Keys must receive approval from the FKNMS prior to Florida Keys Verification. (COE)

4. For projects that affect aquatic resources, the completed project should result in a net gain in aquatic resource function in accordance with requirements outlined in regulations (i.e., 33 C.F.R. Part 332) and any requirements established by the Florida Fish and Wildlife Conservation Commission. (COE)

5. Materials authorized for use under this NWP must consist mostly of natural material. However, plastic bags (Naletex and plastic mats (UV stabilized) may be used. In certain cases, biodegradable breakwater stabilization materials such as coir may be used in place of plastic materials. May use certain concrete products (e.g., sprinkler weights) to add to the "sufficient weight." Large scale use of concrete as breakwater substrate for oyster recruitment is prohibited. Certain metals (e.g., wire mesh) may be used for enclosing stone in gabions for breakwaters. Oyster mats should only be used in special cases (e.g., restoring dead margins of reefs, shored and in association with bags in some cases, and held with cable ties and weights at all mat corners). (FWC)

6. The structure(s) shall be maintained as necessary in perpetuity in order to maintain the lift in function and value as required by condition #4, above. (COE)

7. Sills may be constructed in a non-linear manner so as to mimic natural reefs. (FWC)

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###Summary of Applicability, Limits, State and Tribal Certifications, and Updated Regional Conditions

**May 21, 2018, with revisions – (additions and deletions shown in red)**

####Type of Applicable Nationwide Permit

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<th>WQC VI</th>
<th>CZM VI</th>
<th>WQC MTIF</th>
<th>CZM MTIF</th>
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</thead>
<tbody>
<tr>
<td>Living Shorelines 11</td>
<td>All</td>
<td>500 ft</td>
<td>All Activities</td>
<td>Yes*</td>
<td>Yes*</td>
<td>Yes*</td>
<td>Yes**</td>
<td>Yes**</td>
<td>Yes**</td>
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<th>WQO FL</th>
<th>CWM FL</th>
<th>WQO PR</th>
<th>CWM PR</th>
<th>WQO VI</th>
<th>CWM VI</th>
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<tr>
<td><strong>GENERAL CONDITIONS</strong></td>
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### Regional Conditions and Water Quality Certification and/or Coastal Zone Consistency Certification Special Conditions

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- Spacing or gaps between sill material shall not be greater than 8" so as to prevent entrapment of marine mammals or marine turtles. (FWC)
- Breaks in structures shall be placed at least every 75 feet and shall be five feet in width. (FWC)
- For work in waters accessible to the manatee in Florida, the permittee shall utilize the following "Standard Manatee Conditions for In-Water Work" (http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcbook/endangered_species/Manatee/2011.StandardConditionsForIn-WaterWork.pdf).
  For work in waters accessible to the manatee in Puerto Rico, the permittee shall use the following "Antillean Manatee Conservation Measures for In-Water Work" (https://www.fws.gov/caribbean/es/documents/USFWSAntilleanManateeConservationMeasuresJanuary2012.pdf). (COE)
- For work in waters accessible to sea turtles, smalltooth sawfish, Gulf sturgeon, or shortnose sturgeon. If any of these species occurs, the permittee shall utilize the following "Sea Turtle and Smalltooth Sawfish Construction Conditions" (see http://www.saj.usace.army.mil/Portals/44/docs/regulatory/sourcbook/endangered_species/sea_turtles/inwaterWorkSeaTurtle032306.pdf). (COE)
- The PCN must include a benthic survey. (NMFS)
- In the Antilles, this NWP is excluded from use in submerged aquatic vegetation, coral assemblages, hard-bottom benthic habitat, and designated critical habitat for any federally listed species under the ESA. (NMFS-FWS)
- Projects require approval from NOAA Florida Keys National Marine Sanctuary prior to construction.
- In Florida, no structures, including mooring piles, authorized under this Nationwide Permit shall be within the established setback of a Federal Channel, calculated from the near design edge of the channel until coordination and concurrence by the Navigation business line is complete. The setback may vary between different Federal channels and between specific reaches of the same Federal channel. Exact locations of the proposed work must be verified by use of Florida State Plane Coordinate System (XY coordinates). Any activity within Federal project lands, including rights-of-way, may require the permittee to enter into a consent-to-easement or other real estate instrument with the Real Estate Division, U.S. Army Corps of Engineers, Jacksonville or Mobile District, as appropriate, prior to the commencement of any construction activity. (COE)
- Ads to navigation and related informational signage must comply with the latest guidance on setbacks to the Federal Channel (i.e., Setback Guidance for Structures Along Certain Federal Channels, December 2013). (COE)

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See End of Document for List of Acronyms and Definitions
JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS

Summary of Applicability, Limits, State and Tribal Certifications, and
Updated Regional Conditions

May 21, 2018, with revisions – (additions and deletions shown in red)

See End of Document for List of Acronyms and Definitions
JACKSONVILLE DISTRICT 2017 NATIONWIDE PERMITS
Summary of Applicability, Limits, State and Tribal Certifications, and
Updated Regional Conditions
May 21, 2018, with revisions – (additions and deletions shown in red)

1. Puerto Rico: Culebra Island; the coastal zone of La Parguera from Punta Jorobado for a distance of approximately twenty kilometers west to Cabo Rojo; Cartagena Lagoon; Tortuguero Lagoons; Mona Island; Forest Reserve Area at Piniñones and Torrecilla; Las Cabezas; El Yunquè; Jobos Bay; Mar Negro; Rio Mameyes; Las Cucharillas Marsh; Caño Tiburones; Rio Herrera/Miri-Miri/Mediania area; entire Municipality of Cabo Rojo; Caño Boquillas west of PR-2; Cayures Marsh in Aguada and its contiguous wetlands; the basin wetlands of Bajuras at Isabelá, Camuy, and Carrizales in Arecibo; Prieta wetlands at Vega Alta; San Pedro wetlands in Dorado and Toa Alta; Cienaga Baja in Rio Grande; wetlands associated with Herrera and Espiritu Santo Rivers; coastal wetlands of Santa Isabel; and all Commonwealth designated Natural Reserve areas. Also, areas along Martin Pena Channel and associated wetlands; Piniñones State Forest wetlands; Torrecilla Alta Pterocarpus Forest - Loiza; El Faro (Cabezas de San Juan) - Fajardo; wetlands in the Guanica State Forest; Humacao Swamp and Pterocarpus Forest; Oga de Muertos - Ponce, Jobos Bay - Salinas, Mar Negro - Salinas, Boqueron State Forest - Cabo Rojo; Dorado Pterocarpus Forest; Vieques Bioluminescent Bay; Laguna Tortugero; Caño Tiburones; Espinar Swamp (Aguada-Aguadilla); Laguna Joyuda mangroves - Cabo Rojo; Pandura and Guardarraya Special Planning Area; and Ceiba State Forest.

2. U.S. Virgin Islands: St. Croix Annally, Green Cay, Isaac Bay, Cramer’s Park and East Point, Sandy Point, Salt River, Teague Bay Reef, Vagthus Point, Altonna Lagoon; St. John -- All Cays, Lagoon Point Newfound Bay, Chocolate Hole, Fish Bay; and St. Thomas -- Botany Bay and Sandy Bay, Coki Cliffs, Mangrove Lagoon (in its entirety), Bovorni wetland area; All cays, Cane Bay, Magens Bay, Mandahl Bay, Neltjeberg Bay and Stumpy Bay.

3. In accordance with General Condition No. 22, Designated Critical Resource Waters in Florida are:
   (b) State natural heritage sites, and the Marjorie Harris Carr Cross Florida Greenway State Recreation and Conservation Area.
   (c) Wetlands and other surface waters in the Florida Keys, except where explicitly allowed by regional condition for a specific NWP.

4. Antilles: For purposes of these regional conditions, the term "Antilles" means the provision is applicable within the geographic extents of both the Commonwealth of Puerto Rico and the Territory of the U.S. Virgin Islands.

5. The term "coral assemblage" includes coral reefs and hard bottom communities, which host species of the genus Acropora as well as other hard and soft coral communities.

6. The term "live/hard-bottom communities" includes any area that contains varying biological assemblages of algal species and/or invertebrates such as corals (stony, soft or black corals), hydroids, gorgonians, telestaceans, anemones, zoanthids, corallimorphs, worms, bryozoans, tunicates or sponges, living upon and attached to naturally occurring permanent or ephemeral hard or rocky formations with rough, broken or smooth topography and of variable vertical relief. This would include both natural reefs (e.g., coral reefs, oyster reefs, and worm reefs), and artificial reefs.

7. The term "submerged aquatic vegetation" means the occurrence of one or more species of seagrass, including, but not limited to the following: turtle grass (Thalassia testudinum), manatee grass (Syringodium filiforme), shoal grass (Halodule wrightii), and drift seagrass (Halophila spp).

8. Marine Protected Area: In accordance with Executive Order 13158 (May 26, 2000), a Marine Protected Area is defined as "any area of the marine environment that has been reserved by Federal, State, territorial, Tribal, or local laws or regulations to provide lasting protection for part or all of the natural and cultural resources therein".

9. Use of gabions for flood control, river channelization or bank stabilization shall not provide a permanent or long term solution (DNER 2009, Guía Para el Manejo de Ríos en Puerto Rico). Gabions are subject to mesh failure, scour or undercutting, collapse and hydraulic impacts of the water itself. The use of gabions or reno mattress should not be used in coastal areas, or large river systems. The removal of accumulated sediments and debris from bridges is limited to 50 feet upstream and downstream of the bridge. Heavy equipment shall work from existing upland areas (ie bridges, upland banks) whenever possible. If heavy equipment must work in channel, the removal of riparian vegetation is limited to the access and egress point. The elimination of riverine features such as point bars and pools is not part of this NWP. Post construction, all temporary fords or crossings shall be removed; banks and channel shall be returned to pre-existing contours and depths. The stream banks shall be fully stabilized using stream bank restoration treatments.

10. Optimal window for benthic survey of submerged aquatic vegetation is during the period June 1 through September 30. Please access our Source Book for additional guidance and information on benthic survey protocol.

See End of Document for List of Acronyms and Definitions
11. More information on Living Shorelines can be obtained from the following website: [http://www.dep.state.fl.us/northwest/ecosys/section/living_shorelines.htm](http://www.dep.state.fl.us/northwest/ecosys/section/living_shorelines.htm). This website link is provided for information only and does not imply support for, or opposition to, living shorelines.

12. “We wish to point out that the coverage of the GWQC or the issuance of an individual WQC is subject to the compliance of the activity with Article 4(B)(3) of Law No. 416 of September 22, 2004 (Puerto Rico Environmental Public Policy Act), regarding the submission of an Environmental Impact Statement or Environmental Assessment in order to provide to any interested party all the pertinent information and discussion of the possible impacts of the project on the environment.” (Gobierno de Puerto Rico Junta de Calidad Ambiental letter dated March 3, 2017)

**Acronyms Used in this list of Regional Conditions:**

- COE: U.S. Army Corps of Engineers
- CZM: Consistency with the State’s Coastal Zone Management Plan
- DEP: Florida Department of Environmental Protection
- EEZ: Exclusive Economic Zone
- FL: Florida
- FKNMS: Florida Keys National Marine Sanctuary
- FWC: Florida Fish and Wildlife Conservation Commission
- FWS: U.S. Fish and Wildlife Service
- MTIF: Miccosukee Tribe of Indians of Florida
- NA: Not Applicable
- NAJ: Not applicable in the Jacksonville District
- NMFS: National Marine Fisheries Service
- NPS: National Park Service
- NOAA: National Oceanic and Atmospheric Administration
- PCN: Pre-construction notification
- PR: Commonwealth of Puerto Rico
- SAV: submerged aquatic vegetation
- SHPO: State Historic Preservation Office
- STF: Seminole Tribe of Florida
- USVI: Territory of the U.S. Virgin Islands
- WMD: Water Management District
- WOTUS: Waters of the United States
- WQC: Water Quality Certification conferred by the State

See End of Document for List of Acronyms and Definitions