

SUMMARY OF PERMITS FOR STREAM RESTORATION:

Construction Stormwater Permits for Minor or Large Construction Projects

For projects disturbing less than 1 acre:

- No permit needed, but projects are still subject to the WV Water Pollution Control Act and should provide for erosion and sediment control.

For projects disturbing 1 to < 3 acres:

- Apply for permit for a Minor Construction Project.
(30 working days prior to construction)

For projects disturbing 3 or more acres:

- Apply for permit for a Large Construction Project.
(60 working days prior / 100 days in some cases)

Contacts:

- ❑ West Virginia Department of Environmental Protection (304) 926-0495
On the Internet at: <http://www.dep.wv.gov/WWE/Programs/stormwater/csw/Pages/home.aspx>

Floodplain Permits

Contact local county/municipal floodplain permit officer or WV Division of Homeland Security and Emergency Management prior to:

- Altering or relocating a stream
- Building or altering new or replacement bridges, culverts or other stream crossings
- Placing fill material or structures, grading, excavating or other development in a stream, streambank or floodplain

Contacts:

- ❑ Local county or municipal floodplain permit officer: On the Internet at:
<http://www.dhsem.wv.gov/MitigationRecovery/Pages/Floodplain-Manager-Contact-Information.aspx>
- ❑ West Virginia Division of Homeland Security and Emergency Management (304) 558-5380

Stream Activity Application

Prior to working/placing equipment in stream:

- Submit Stream Activity Application to WV DNR
- Coordinate with District Fisheries Biologist

Contacts:

- ❑ West Virginia Office of Land and Streams (304) 558-3225
On the Internet at: www.wvdnr.gov/REM/PLC.shtm



SUMMARY OF PERMITS CONTINUED:

Clean Water Act 404 Permits and 401 Certification

Prior to placing fill material into a water, including wetlands, of the U.S., contact the U.S. Army Corps of Engineers for a 404 Permit, such as:

- Letter of Permission (For minor projects)
- Individual Permit (Requires comprehensive evaluation)
- Nationwide Permit (NWP), for example:
 - NWP 3 - Maintenance
 - NWP 27- Aquatic Habitat Restoration, Establishment, and Enhancement Activities
 - NWP 37- Emergency Watershed Protection and Rehabilitation
- Regional General Permit, for example:
 - RGP for Abandoned Mine Lands
 - RGP for Department of Transportation

Contacts

- ❑ US Army Corps of Engineers/Huntington (304) 399-5710
- ❑ US Army Corps of Engineers/Pittsburgh (412) 395-7155
On the Internet at: <http://www.lrp.usace.army.mil/Missions/Regulatory.aspx>
- ❑ West Virginia Department of Environmental Protection (304) 926-0495
On the Internet at: <http://www.dep.wv.gov/WWE/Programs/Pages/401Certification.aspx>

Clean Water Act 404 Permits and 401 Certification for Individual Landowners

For permitting and technical assistance on small stream projects that include:

- Less than 1000 linear ft of stream
- Less than 3000 cubic ft of material
- Excavation
- Streambank Stabilization
- Debris Removal
- Channel Restoration
- Maintenance

Contacts:

- ❑ Contact the West Virginia Conservation Agency through your local Conservation District at <http://www.wvca.us/directory/cdo.cfm> or at 304-872-4302.

National Environmental Policy Act

For projects involving federal funds or federal action, one of the following is completed:

- Categorical Exclusion (CATEX)
- Environmental Assessment (EA), which may lead to a Finding of No Significant Impact (FONSI)
- Environmental Impact Statement (EIS)
On the Internet at: www.epa.gov/compliance/nepa/index.html

Agencies issuing grants or permits may require information from applicants to streamline their own NEPA consultation.