



DEPARTMENT OF ENVIRONMENTAL QUALITY
DIVISION OF WATER QUALITY

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March 18, 2002

Mr. Brooks Carter
U.S. Corps of Engineers
~~1403 So. 600 West Suite A~~ 533 W. 2600 South, Ste 150
Bountiful, Utah 84010

Dear Mr. Carter:

Subject: Water Quality Certification
404 Permit Application No.: **Nationwide Permit Reissuance**

Applicant: US Army Corps of Engineers

Location: United State Nationwide

Purpose: See US Army Corps of Engineers Public Notice August 14 & January 22, 2002

Project Description: See US Army Corps of Engineers Public Notice August 14 & January 22, 2002

We have reviewed the referenced application. It is our opinion that applicable water quality standards will not be violated if appropriate Best Management Practices (BMP's) are incorporated to minimize the erosion-sediment load to any adjacent waters during project activities. We recommend that appropriate water quality parameters of adjacent waters be monitored for effectiveness.

The Division of Water Quality requests the following conditions be included in the permit, if appropriate, as follows:

1. Whenever an applicant causes the water turbidity in an adjacent surface water to increase 10 NTUs or more, the applicant shall notify the Division of Water Quality.
2. Whenever an applicant causes the Total Suspended Solids concentration in an adjacent surface water to exceed 35 mg/l (Class 3A - Cold Water Fishery) or 90 mg/l (Class 3B - Warm Water Fishery) the applicant shall notify the Division of Water Quality and submit calculations indicating the load contribution expressed in pounds per day as Total Suspended Solids.
3. Applicant shall protect any potentially affected fish spawning areas.

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Pursuant to Section 401(a)(1) of the Federal Water Pollution Control Act, as amended in 1987, it is hereby certified that any discharge resultant from the project will comply with applicable State water quality standards and, to the best of our knowledge, will comply with applicable provision of Sections 301, 302, 303, 306, and 307 of said Act.

Sincerely,



Jay B. Pitkin, P.E., Manager
Engineering & Water Quality Management Branch

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