

# SOUTH PACIFIC DIVISION PRE-CONSTRUCTION NOTIFICATION CHECKLIST (PCN)

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Regulatory Program Workshop

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# INTRO TO PCN CHECKLIST

The terms and conditions of the NWP's include requirements for the submittal of a PCN\* in certain circumstances. The RCs for Sacramento require the submittal of a PCN prior to initiation of construction activities within waters of the U.S. in certain circumstances. GC 32 of the NWP's identifies the minimum information necessary for a complete PCN. In addition, RC B(1) for CA/NV and RC B(2) CA only also identify minimum information necessary for a complete PCN.

*\*Prospective Permittees can submit a DA Form 4345 with an attachment providing information regarding compliance with all of the General and Regional Conditions as an alternative to using the SPD PCN Checklist.*



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# WHAT YOU'LL NEED

- The PCN Checklist:  
[www.spk.usace.army.mil/Portals/12/documents/regulatory/nwp/2017\\_nwps/Instructions\\_for\\_the\\_SPD\\_PCN\\_FINAL.pdf?ver=2017-03-23-133843-297](http://www.spk.usace.army.mil/Portals/12/documents/regulatory/nwp/2017_nwps/Instructions_for_the_SPD_PCN_FINAL.pdf?ver=2017-03-23-133843-297)
  - Instructions found here:  
[www.spk.usace.army.mil/Portals/12/documents/regulatory/nwp/2017\\_nwps/Instructions\\_for\\_the\\_SPD\\_PCN\\_FINAL.pdf?ver=2017-03-23-133843-297](http://www.spk.usace.army.mil/Portals/12/documents/regulatory/nwp/2017_nwps/Instructions_for_the_SPD_PCN_FINAL.pdf?ver=2017-03-23-133843-297)
- A complete project description
- Project Maps and Drawings
  - Prepared in accordance with SPD Standards clearly depicting size, location, and dimensions of proposed activity and any WOUS on-site.
- An aquatic resource delineation
  - Prepared in accordance with SPD Standards
- List of all federally-listed species that may be affected by the proposed action (e.g. a Biological Assessment or existing Section 7 compliance documentation).
- List of historic properties that may be affected by the proposed action (e.g. a cultural resources evaluation or existing Section 106 compliance documentation).



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# OUTLINE OF PCN CHECKLIST

Box 1. Prospective Permittee and Agent Name and Addressee

Box 2. Name and Location of the Proposed Activity

Box 3. Specific NWP(s) prospective permittee want to use to authorize the proposed activity

Box 4. Description of the Proposed Activity

Box 5. Aquatic Resource Delineation

Box 6. Compensatory Mitigation

Box 7. Endangered Species Act (ESA) Compliance

Box 8. Historic Properties

Box 9. National Wild and Scenic Rivers

Box 10. Section 408 Permission

Box 11. Compliance with NWP GCs

As a general rule, district engineers will request additional information necessary to make the PCN complete only once. However, if the prospective permittee does not provide all of the requested information, then the district engineer will notify the prospective permittee that the PCN is still incomplete and the PCN review process will not commence until all of the requested information has been received by the district engineer.



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# PCN BOX 1

## U.S. Army Corps of Engineers South Pacific Division



### Nationwide Permit Pre-Construction Notification (PCN)

This form integrates requirements of the U.S. Army Corps of Engineers (Corps) Nationwide Permit Program within the South Pacific Division (SPD). Boxes 1-10 must be completed to include all information required by General Condition 32. Box 11 (or other sufficient information to show compliance with all General Conditions) must be completed for activities in Arizona, California, Nevada, and Utah, and is recommended for activities in Colorado and New Mexico. If additional space is needed, please provide as a separate attachment. Please refer to the *Instructions for the South Pacific Division Nationwide Permit Pre-Construction Notification (PCN)* (Instructions) for instructions for completing the PCN, as well as additional information on the attachments and tables included with this PCN that may be used.

- Skip Box 0, that's for Corps' purposes.
- GC 32(b)(1) requires the PCN include the name, address, and telephone number of the prospective permittee. Email is recommended but not required.
- Agent's information belongs here.

0. To be filled by the Corps		
Application Number:	Date Received:	Date Complete:
1. Prospective Permittee and Agent Name and Addresses (see Instructions)		
a. Prospective Permittee		
First - <input type="text"/>	Middle - <input type="text"/>	Last - <input type="text"/>
Company - <input type="text"/>	Email Address - <input type="text"/>	
Address - <input type="text"/>	City - <input type="text"/>	State - <input type="text"/> Zip - <input type="text"/>
Phone (Residence/Mobile) - <input type="text"/>	Phone (Business) - <input type="text"/>	
b. Agent (if applicable)		
First - <input type="text"/>	Middle - <input type="text"/>	Last - <input type="text"/>
Company - <input type="text"/>	Email Address - <input type="text"/>	
Address - <input type="text"/>	City - <input type="text"/>	State - <input type="text"/> Zip - <input type="text"/>
Phone (Residence/Mobile) - <input type="text"/>	Phone (Business) - <input type="text"/>	
c. Statement of Authorization: I hereby authorize _____, to act in my behalf as my agent for the proposed activity. (Optional, see instructions)		
_____ Signature of Applicant		_____ Date

# PCN BOX 2

- If the proposed work would involve multiple single and complete projects, check the box, and provide the location information identified in checklists 2-10, and 11, if applicable, in a separate attachment.
- For multiple single and complete projects, a table and GIS data identifying the location of each single project should be recommended.

<b>2. Name and Location of the Proposed Activity (see Instructions)</b>	
<input type="checkbox"/> The proposed work would involve multiple-single and complete projects. See attachment for the information required in Boxes 2 through 10, and 11, if applicable.	
<b>a. Project Name or Title:</b>	<b>b. County, State:</b>
<b>c. Name of Waterbody:</b>	
<b>d. Coordinates:</b>	
<input type="checkbox"/> Unknown (please provide other location descriptions below)	
Latitude -	Longitude -
<b>e. Other Location Description (optional, see instructions):</b>	
<p style="color: red;">This box should be completed if the coordinates of the proposed activity are not known, and should be sufficient for the Corps to determine the location of the proposed activity. This may include the project street address, assessor's parcel number, municipality, section/township/range, etc. If there is an existing Corps' identification number for the site, please provide that here.</p>	
<b>f. Driving Directions to the site (optional, see instructions):</b>	
<p style="color: red;">This box should be completed if the coordinates of the proposed activity are not known, and should be sufficient for the Corps to determine the location of the proposed activity.</p>	



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# TABLE 1 ORM UPLOAD SHEET

1	Waters Name	Name	Activity	Resource Type	Permanent Loss	Impact Duration	Initially Proposed Area	Proposed Area	Authorized Area	Units Area
2										
3										
4										
5										
6										
7										
8										
9										
10										
11										
12										
13										
14										
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32										
33										
34										
35										
36										
37										
38										
39										
40										
41										
42										
43										
44										
45										
46										
47										
48										

Waters Name (100 char) is required, must correspond to Waters Name provided within the Aquatic Resources, NWP, and Mitigation tabs when also uploaded.



# TABLE 2, MULTIPLE SINGLE AND COMPLETE PROJECT SHEET

Single and Complete Project Number									
A	B	C	D	E	F	G	H	I	
Single and Complete Project Number	County	State	Name of Waterbody (optional if known)	Latitude (NAD83)	Longitude (NAD 83)	Other Location Description (optional)	Directions (optional)		
1									
2	1								
3	2								
4	3								
5	4								
6	5								
7	6								
8	7								
9	8								
10	9								
11	10								
12									
13									
14									
15									
16									
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29									
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31									
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33									
34									
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36									
37									
38									
39									
40									
41									





# PCN BOX 3

## 3. Specific NWP(s) you want to use to authorize the proposed activity (see Instructions)

**NWP 13, Bank Stabilization**

- Per GC 32(b)(3), the prospective permittee must identify the specific NWPs requested to authorize the proposed activity.
- Please note the Corps makes final determination on appropriate NWP, whether the proposed activity meets the terms and conditions of the NWP, and whether the effects of the proposed activity would be no more than minimal, individually and cumulatively.



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# PCN BOX 4

- GC 32(b)(4):
  - For single and complete linear projects, the PCN must include the quantity of anticipated losses of wetlands, other special aquatic sites, and other waters for each single and complete crossing of those wetlands, other special aquatic sites, and other waters.

## Tips:

- Include a complete project description as it relates to impacts to WOUS and reference maps as appropriate.
- Submit the “Impacts” and “Description of Effects” table identifying impacts to WOUS for each single and complete linear project.
- If no discharge into WOUS describe why prospective permittee are requesting verification under a NWP.

For SPK in CA/NV/UT select N/A as RC B(1) requires drawings that meet SPD's minimum mapping standards.

## 4. Description of the Proposed Activity (see Instructions)

### a. Complete description of the Proposed Activity:

Description, purpose, direct and indirect adverse effects, loss of wetlands, other special aquatic sites and/or aquatic resources, proposed mitigation measures, other permits required *including other separate and distant crossings or linear projects that do not require a PCN.*

### b. Purpose of the Proposed Activity:

To stabilize 500 linear feet of ephemeral drainage; etc.

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### c. Direct and indirect adverse environmental effects the activity would cause, including the anticipated amount of loss of wetlands and other waters of the U.S. expected to result from the NWP(s) activity:

### d. Description of any proposed mitigation measures intended to reduce the adverse environmental effects caused by the proposed activity:

Measures may include, a description of any best management practices (BMPs) proposed to minimize effects to downstream waters of the U.S., avoidance and/or preservation of waters of the U.S. on the project site; installation and maintenance of erosion control measures; and any other measures proposed.

### e. Any other NWP(s), Regional/Programmatic General Permit(s) or Individual Permit(s) used or intended to be used to authorize any part of the proposed activity or any related activity:

If the proposed activity is part of a larger overall project that would require authorization under Section 404 or Section 10, identify the other permits proposed to be used here. This includes other separate and distant crossings for linear projects that require DA authorization but do not require pre-construction notification.

### f. Have sketches been provided containing sufficient detail to provide an illustrative description of the proposed activity?

Yes, Attached  No

N/A; The activity is located in the Los Angeles District boundaries of Arizona and California. See Attachment 1

N/A; The activity is located in the San Francisco District boundaries of California. See Attachment 2

N/A; The activity is located in the Sacramento District boundaries of California, Nevada, or Utah. See Attachment 3

# PCN BOX 5

## 5. Aquatic Resource Delineation (see Instructions)

a. Has a delineation of aquatic resources been conducted in accordance with the current method required by the Corps?  Yes  No

If yes, please attach a copy of the delineation

Note: If no, your PCN is not complete. In accordance with General Condition 32, you may request the Corps delineate the special aquatic sites and other waters on the project site, but there may be a delay. In addition, the PCN will not be considered complete until the delineation has either been submitted to or completed by the Corps, as appropriate.

b. If a delineation has been submitted, would you like the Corps to conduct a jurisdictional determination (preliminary or approved)?  Yes  No

If yes, please complete, sign and return the attached *Appendix 1 – Request for Corps Jurisdictional Determination (JD)* sheet or provide a separate attachment with the information identified in Appendix 1.

- GC 32(b)(5) requires the PCN include a delineation of wetlands, other special aquatic sites, and other waters.
  - Box 5(b): If a delineation has been submitted, identify whether prospective permittee would like the Corps to conduct a jurisdictional determination (preliminary or approved).
  - If yes, prospective permittees must complete, sign, and return the Appendix 1 – Request for Corps jurisdictional Determination (JD) sheet, or provide a separate attachment with the information identified in Appendix 1.
  - In some circumstances, including where the Corps verifies general permits, jurisdictional questions may not arise. **Unless a JD is specifically requested by the prospective permittee, the Corps will generally not conduct an approved or preliminary JD. If the prospective permittee requests a JD, the Corps will provide one.** However, the prospective permittee should be aware that completion of an approved or preliminary JD associated with a NWP may lengthen the processing time for the evaluation of the NWP.



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# PCN BOX 6

- For multiple single and complete projects, a table identifying the proposed compensatory mitigation for each single and complete project should be submitted, which may be done by completing the impact tables (Tables 1 and 2) or other similar table.

### Tips:

- Be specific on the amount/type of compensatory mitigation proposed.
- Follow SPD Mitigation and Monitoring Guidelines.
- District may require compensatory mitigation per special condition of the verification for impacts that are less than 1/10 acre.
- Use the spreadsheets and tables provided.

**6. Compensatory Mitigation (see Instructions)**

**a. Will the proposed activity result in the loss of greater than 1/10-acre of wetlands?**  Yes  No

If yes, describe how you propose to compensate for the loss of each type of wetland:

The information submitted should include the type of compensatory mitigation (e.g. purchase of mitigation bank or in-lieu fee credits) or permittee responsible establishment, re-establishment, rehabilitation, enhancement or preservation for each wetland type (e.g. marsh, seasonal wetland, vernal pool, riparian wetland, seep, and fen). If no compensatory mitigation is proposed, explain why the adverse environmental effects are no more than minimal and why compensatory mitigation should not be required. If preservation is proposed as compensatory mitigation, identify how the proposed preservation meets the 5 criteria listed in 33 CFR 332.3(h)).

Note: for the loss of less than 1/10 acre of wetlands, or if no compensatory mitigation is proposed, the Corps may determine on a case-by-case basis that compensatory mitigation is required to ensure that the activity results in only minimal adverse environmental effects.

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**b. Will the proposed activity result in the loss of streams or other open waters of the U.S.?**  Yes  No

If yes, provide a description of any proposed compensatory mitigation for the loss of each type of stream or other open water:

Note: if no compensatory mitigation is proposed, the Corps may determine on a case-by-case basis that compensatory mitigation is required to ensure that the activity results in no more than minimal adverse environmental effects.



# PCN BOX 7

## Tips

- Don't leave this checklist blank! Please include specific information to facilitate Corps review of PCN.
- A Biological Assessment is not required for a complete PCN. However, if consultation with USFWS or NMFS is required, this information is helpful in facilitating review of the PCN.
- If required, review SPK's Biological Assessment Checklist:  
<http://www.spk.usace.army.mil/Portals/12/documents/regulatory/pdf/BA-checklist-final-7-13-11.pdf>

## 7. Endangered Species Act (ESA) Compliance (see Instructions)

a. For non-Federal permittees (if Federal permittee, check N/A and skip to 7(d)):  N/A

(1) Is there any Federally-listed endangered or threatened species or critical habitat that might be affected or is in the vicinity of the activity?  Yes  No

(2) Is the activity located in designated critical habitat for Federally-listed endangered or threatened species?  Yes  No

If yes to either (1) or (2), include the name(s) of those endangered or threatened species that might be affected by the proposed activity or might utilize the designated critical habitat that might be affected by the proposed activity:

- |    |    |
|----|----|
| 1. | 2. |
| 3. | 4. |
| 5. | 6. |

If no to both (1) and (2), proceed to Box 8.

Note: If yes to either (1) or (2), note per General Condition 18(c), you shall not begin work on the activity until notified by the Corps that the requirements of the ESA have been satisfied and that the activity is authorized.

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b. Has information sufficient to initiate consultation with the U.S. Fish and Wildlife Service/National Marine Fisheries Service for compliance with Section 7 of the ESA been prepared?  Yes  No

If yes, please attach a copy of the information.

c. Additional information you wish to provide regarding compliance with the ESA, if applicable:

d. For Federal permittees, you must provide documentation demonstrating compliance with ESA as a separate attachment.

# PCN BOX 8

## Tips:

- Don't leave this checklist blank! Please include specific information to facilitate Corps review of PCN.
- A Cultural Resources Evaluation is not required for a complete PCN. However, if consultation with SHPO and interested Tribes is required, this information is helpful in facilitating PCN review.
- See SPK's Guidance on Cultural Resource Evaluations:  
[http://www.spk.usace.army.mil/Portals/12/documents/regulatory/sec-106-tribal/FINAL\\_2014-03-24\\_Section-106-Guidelines.pdf](http://www.spk.usace.army.mil/Portals/12/documents/regulatory/sec-106-tribal/FINAL_2014-03-24_Section-106-Guidelines.pdf)

## 8. Historic Properties (see Instructions)

a. For non-Federal permittees (if Federal permittee, check N/A and skip to 7(d)):  N/A

(1) Is there a known historic property listed on, determined to be eligible for listing on, or potentially eligible for listing on, the National Register of Historic Places that the NWP may have the potential to affect?  Yes  No

If yes to (1), state which historic property may have the potential to be affected by the proposed activity:

- |    |    |
|----|----|
| 1. | 2. |
| 3. | 4. |
| 5. | 6. |

OR

A vicinity map indicating the location of the historic property is enclosed

(2) If no to (1), describe the potential for the proposed work to affect a previously unidentified historic property:

Note: If yes to (1), note per General Condition 20(c), you shall not begin the activity until notified by the Corps that the activity has no potential to cause effects or that consultation under Section 106 of the National Historic Preservation Act (NHPA) has been completed.

b. Has information sufficient to initiate consultation with the State Historic Preservation Officer/Tribal Preservation Officer for compliance with Section 106 of the National Historic Preservation Act (NHPA) been prepared?

Yes  No

If yes, please attach a copy of the information.

c. Additional information you wish to provide regarding compliance with the NHPA, if applicable:

d. For Federal permittees, you must provide documentation demonstrating compliance with NHPA in a separate attachment.



# PCN BOX 9 & 10

## 9. National Wild and Scenic Rivers (see Instructions)

a. Will the proposed activity(s) occur in a component of the National Wild and Scenic River System or a river officially designated by Congress as a "Study River" for possible inclusion in the system while the river is in an official study status?

Yes, in a component of a National Wild and Scenic River System;  Yes, in a "study" river  No

If yes, identify the Wild and Scenic River or the "study river"

Note: per General Condition 16(b), you shall not begin the NWP activity until notified by the Corps that the Federal agency with direct management responsibility for that river has determined in writing that the proposed NWP activity will not adversely affect the Wild and Scenic River designation or study status. If you have received written notification from the Federal agency, please attach the correspondence.

## 10. Section 408 Permissions (see Instructions)

a. Will the NWP also require permissions from the Corps pursuant to 33 U.S.C. 408 because it will alter or temporarily or permanently occupy or use a Corps federally authorized Civil Works project?  Yes  No

If yes, have you received Section 408 permission to alter, occupy, or use the Corps project?  Yes  No

If yes, please attach the Section 408 permission

If yes, note per General Condition 31, an activity that requires Section 408 permission is not authorized by NWP until the Corps issues the Section 408 permission to alter, occupy, or use the Corps project, and the Corps issues a written NWP verification.

- Note per GC 31, an activity that requires Section 408 permission **is not authorized** by NWP until the Corps issues the Section 408 permission to alter, occupy, or use the Corps project, and the Corps issues a written NWP verification.



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# PCN BOX 11

Box 11 contains a checklist to show compliance with GCs 1 through 32 of the NWP. Note that RCs for the Los Angeles, San Francisco, and Sacramento Districts in Arizona, California, Nevada, and Utah require the PCN contain information showing compliance with all NWP GCs. This may be provided through completion of checklist 11, or as a separate attachment.

11. Compliance with NWP General Conditions (see Instructions)		
Check	General Condition	Rationale for Compliance with General Condition
<input type="checkbox"/>	1. Navigation	
<input type="checkbox"/>	2. Aquatic Life Movements	
<input type="checkbox"/>	3. Spawning Areas	
<input type="checkbox"/>	4. Migratory Bird Breeding Areas	
<input type="checkbox"/>	5. Shellfish Beds	
<input type="checkbox"/>	6. Suitable Material	



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# ATTACHMENT 3 TO THE PCN CHECKLIST

Sacramento, Los Angeles, and San Francisco Districts have an attachment to the PCN Checklist. SPK's is Attachment 3. prospective permittee must submit the completed attachment, or other attachment containing the required information, for a complete PCN per Sacramento District RC B(1).

*\*Prospective Permittees can submit a DA Form 4345 with an attachment providing information regarding compliance with all of the General and Regional Conditions.\**

## U.S. Army Corps of Engineers Sacramento District



### Attachment 3: Additional PCN Requirements for Sacramento District Boundaries of California, Nevada, and Utah

This attachment contains additional information required to be submitted with the PCN for proposed activities within the Sacramento District Boundaries of California, Nevada, and Utah. You must submit the completed attachment, or other attachment containing the required information, for a complete PCN per Sacramento District Regional Condition B(1). For multiple single and complete projects, provide the information identified below for each single and complete project. If additional space is needed, provide as an attachment to the form, and please reference each section accordingly.

1. Form of PCN (Regional Condition B(1))
<p>Have you submitted a completed South Pacific Division PCN Checklist or an application form (ENG Form 4345) with an attachment providing information on compliance with all of the General and Regional Conditions?</p> <p><input type="checkbox"/> Yes, see attached <input type="checkbox"/> No</p> <p>Note: If you check no, your PCN will be considered incomplete.</p>
2. Avoidance and Minimization (Regional Condition B(1)(a))
<p>Written statement describing how the activity has been designed to avoid and minimize adverse effects, both temporary and permanent, to waters of the U.S.:</p>   
3. Drawings (Regional Condition B(1)(b))
<p>The following drawings are enclosed:</p> <p><input type="checkbox"/> Plan-View drawing clearly depicting the location, size and dimensions of the proposed activity, as well as the location of delineated waters of the U.S. on the site</p> <p><input type="checkbox"/> Cross-Section view drawings clearly depicting the location, size and dimensions of the proposed activity, as well as the location of delineated waters of the U.S. on the Site</p> <p>The plan-view and cross-section view drawings contain the following</p> <p>Title block: <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>Legend and scale: <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>Amount (in cubic yards) of fill in Corps jurisdiction (including permanent and temporary fills/structures): <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>Area (in acres) of fill in Corps jurisdiction (including permanent and temporary fill structures): <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>The ordinary high water mark (non-tidal waters) or mean high water mark and high tide line (tidal waters) shown in feet based on National Geodetic Vertical Datum (NGVD) or other appropriate reference elevation: <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>Do all drawings follow the South Pacific Division February 2016, <i>Updated Map and Drawing Standards for the South Pacific Division Regulatory Program</i>, or most recent update? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If no, describe why this requirement is proposed to be waived:</p>   



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# ATTACHMENT 3, RC B(1)

This attachment contains additional information required to be submitted with the PCN for proposed activities within the Sacramento District Boundaries of California, Nevada, and Utah. *This is to address the requirements of RC B(1) and B(2)(e).*

1. Form of PCN B(1)
2. Avoidance and Minimization, Regional Condition B(1)(a)
3. Drawings, Regional Condition B(1)(b)
4. Photographs, Regional Condition B(1)(c)
5. Delineation of Aquatic Resource (Regional Condition B(1)(d))
6. Best Management Practices (BMPs) (Regional Condition B(1)(e))
7. Temporary Access and Construction (Regional Condition B(1)(f))
8. Dewatering Activities (Regional Condition B(1)(g))
9. New or Replacement Linear Transportation Crossings (Regional Condition B(1)(h))
10. Replacement Linear Transportation Crossings (Regional Condition B(1)(i))
11. Waiver of linear foot limitations (Regional Condition B(1)(j)) for NWP's 13, 21, 29, 39, 40, 42, 43, 44, 50, 51, 52, and 54
12. NWP 23 Activities (Regional Condition B(1)(k))
13. NWP 27 Activities (Regional Condition B(1)(l))
14. NWP 29 or 39 Activities (Regional Condition B(1)(m))
15. Construction Activities in Standing or Flowing Waters (Regional Condition B(1)(n))
16. New Bank Stabilization Activities (Regional Condition B(1)(o))
17. Critical Habitat for Federally-listed Threatened and/or Endangered Fish Species (Regional Condition B(1)(p))
18. Essential Fish Habitat (EFH) (Regional Condition B(2)(e))



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# ATTACHMENT 3 BOX 1-4

## 1. Form of PCN

## 2. Avoidance and Minimization, RC B(1)

1. Written statement describing how the activity has been designed to avoid and minimize adverse effects, both temporary and permanent, to WOUS

## 3. Drawings, RC B(1)(b)

- Plan- and Cross-Section views
  - Title block, legend and scale, amount and area of proposed fill (temporary and permanent), ordinary high water mark based on National Geodetic Vertical Datum (NGVD) or other appropriate reference elevation
- Comply with current SPD Map and Drawing Standards:  
<http://www.spd.usace.army.mil/Portals/13/docs/regulatory/standards/MapStand020816.pdf>
- If prospective permittee don't comply with SPD Map and Drawing Standards a justification as to why this requirements should be waived must be included.

## 4. Photographs, RC B(1)(c)

- Pre-project color photos of a representative sample of WOUS proposed to be impacted and all proposed avoided waters and those immediately adjacent to the site.
- Compass angle and position of each photo identified on a plan-view drawing.



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# ATTACHMENT 3, BOX 5-8

5. Delineation of Aquatic Resources (RC B(1)(d))
  - Delineation prepared in accordance with SPK's Minimum Standards for Acceptance of Aquatic Resources Delineation Reports, or updated standards
  - If no, describe why this requirement should be waived.
6. Best Management Practices (BMPs) (RC B(1)(e))
  - Describe proposed BMPs here, or if none proposed, the reasons why not practicable or necessary
7. Temporary Access and Construction (RC B(1)(f))
  - If temporary fills are proposed prospective permittee must indicate why they cannot be avoided and include description of the proposed fill, including type and amount (in CY) to be placed and length of time fill would be in place.
  - Include a plan for restoration of temporary impacts.
8. Dewatering Activities (RC B(1)(g))
  - If the proposed activities would require dewatering prospective permittee must describe the:
    - method for dewatering,
    - equipment proposed for use,
    - length of time area would be dewatered,
    - areas (acres) and length (linear feet) in WOUS of structure or fill, and
    - methods for removal of structures and/or fill.
  - Also describe the method for restoration of WOUS affected by structure or fill.



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# ATTACHMENT 3, BOX 9 & 10

## 9. New or Replacement Linear Transportation Crossings (RC B(1)(h))

- If the proposed activity would alter the pre-construction course, condition, capacity and location of open waters prospective permittee must provide supporting information.
- Specifically, justification that the proposed activity would result in a net increase in aquatic resource functions and services.

## 10. Replacement Linear Transportation Crossings (RC B(1)(i))

- In box10(a) prospective permittee would provide information on why its not practicable to approximate the pre-construction bankfull width of the upstream and downstream open waters
- In box 10(b) prospective permittee would provide justification that the proposed reduction in pre-construction bankfull width would result in a net increase in aquatic resource functions and services.



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# ATTACHMENT 3, BOX 11 & 12

## 11. Waiver of linear foot limitations (RC B(1)(j)) for NWP 13, 21, 29, 39, 40, 42, 43, 44, 50, 51, 52, and 54

- If prospective permittee are seeking a waiver of the linear foot limits prospective permittee would provide the following information here:
  - A narrative description of the stream.
  - Analysis of the proposed impacts to the waterbody, in accordance with GC 32 and RC B(1).
  - Measures taken to avoid and minimize losses to waters of the U.S., including other methods of constructing the proposed activity(s).
  - A compensatory mitigation plan describing how the unavoidable losses are proposed to be offset, in accordance with 33 CFR 332.

## 12. NWP 23 Activities (RC B(1)(k))

- If NWP 23 is applicable, document inclusion of the following:
  - Signed CatEx Document
  - Section 7 and Magnuson-Stevens Fishery Conservation Management Act compliance documentation
  - NHPA compliance documentation



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# ATTACHMENT 3, BOX 13-15

## 13. NWP 27 Activities (RC B(1)(l))

- If NWP 27 is applicable include justification that the activity would result in a net increase in aquatic resource functions and services.

## 14. NWP 29 or 39 Activities (RC B(1)(m))

- If NWP 29 or 39 is applicable include justification that the proposed activity (e.g. channelization or relocation of drainage) would result in a net increase in aquatic resource functions and services.

## 15. Construction Activities in Standing or Flowing Waters (RC B(1)(n))

- If the activity proposes construction in standing or flowing waters provide information here on why it is not practicable to conduct construction activities when the area is dewatered naturally or through an approved dewatering plan.



# ATTACHMENT 3, BOX 16-18

## 16. New Bank Stabilization Activities (RC B(1)(o))

- If the activity proposes new bank stabilization without the use of native vegetation or bioengineering techniques, provide information on why the sole use of vegetated techniques to accomplish the bank stabilization activity is not practicable.

## 17. Critical Habitat for Federally-listed Threatened and/or Endangered Fish Species (RC B(1)(p)) (CA only)

- If the activity is in critical habitat and would not result in reduction or alteration of the quality and availability of the Physical and Biological Features provide supporting information here.
- If the activity would result in a reduction or alteration provide information as to why avoidance is not practicable and demonstrating that the reduction or alteration would have no more than minimal, individual, or cumulative adverse effects.

## 18. Essential Fish Habitat (EFH) (RC B(2)(e)) (CA Only)

- Indicate if the work would occur in EFH and acknowledge an EFH assessment is included with PCN as applicable.



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# COMPLIANCE WITH SPK'S REGIONAL CONDITIONS (RCs)

Compliance with Sacramento District Regional Conditions for California, Excluding the Lake Tahoe Basin		
<p>This checklist is intended to assist prospective permittees with documenting compliance with all Sacramento District Regional Conditions, as required by Regional Condition B(1). This checklist does not include the full text of each regional condition. Please refer to the <i>Final Sacramento District Nationwide Permit Regional Conditions for California, excluding the Lake Tahoe Basin</i> (<a href="http://www.spk.usace.army.mil/Missions/Regulatory/Permitting/Nationwide-Permits/">http://www.spk.usace.army.mil/Missions/Regulatory/Permitting/Nationwide-Permits/</a>) when completing this checklist.</p> <p>Please check the box to indicate you have read and have/will comply with the Regional Condition and provide a rationale on how you have/will comply with the Regional Condition.</p>		
Check	Regional Condition	Rationale for Compliance
<input type="checkbox"/>	A(1). <b>Primary and Secondary Zone of the Legal Delta:</b> NWP's 29 and 39 are revoked in in the Primary or Secondary Zone of the Legal Delta.	
<input type="checkbox"/>	A(2). <b>Mather Core Recovery Area:</b> NWP's 14, 18, 23, 29, 39, 40, 42, 43, and 44 are revoked from use in vernal pools in the Mather Core Recovery Area.	
<input type="checkbox"/>	A(3). <b>All NWP's except 3, 6, 20, 27, 32, and 38:</b> Revoked for activities in histosols, fens, bogs, peatlands, and in wetlands contiguous with fens.	
<input type="checkbox"/>	B(1). <b>Additional PCN Requirements:</b>	See Boxes 1 through 1(p)
<input type="checkbox"/>	B(2). <b>PCN Requirements:</b> PCN must be submitted for: <ul style="list-style-type: none"> <li><input type="checkbox"/> Discharge of fill material into vernal pools.</li> <li><input type="checkbox"/> Activities in the Primary or Secondary Zone of the Legal Delta, Sacramento River, and San Joaquin River, and navigable tributaries.</li> <li><input type="checkbox"/> New or replacement linear transportation crossings where the pre-construction bankfull width of waters of the U.S. at the crossing would be reduced.</li> <li><input type="checkbox"/> Activities within 100 feet of a known natural spring.</li> <li><input type="checkbox"/> Activities located in areas designated as EFH that would result in an adverse effect to EFH.</li> <li><input type="checkbox"/> Activities in waters of the U.S. on Tribal lands.</li> </ul>	
<input type="checkbox"/>	B(3). <b>Utility Line Activities:</b> PCN shall be submitted when a utility line: <ul style="list-style-type: none"> <li><input type="checkbox"/> Results in a discharge of dredged/fill material into perennial drainages, other perennial open waters, and/or special aquatic sites.</li> <li><input type="checkbox"/> Results in a loss of greater than 100 linear feet of intermittent or ephemeral drainages/open waters of the U.S.</li> <li><input type="checkbox"/> Includes construction of a temporary or permanent access road, substation, or foundation within waters of the U.S.</li> <li><input type="checkbox"/> Does not involve restoration of trenches to pre-project contours and conditions within 20 days.</li> <li><input type="checkbox"/> Involves discharge of excess material from trench into waters of the U.S.</li> </ul>	



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# ADDITIONAL RECOMMENDED INFORMATION

- SPD Map and Drawing Standards:
  - <http://www.spd.usace.army.mil/Missions/Regulatory/Public-Notices-and-References/Article/651327/updated-map-and-drawing-standards/>
- ESA Compliance
  - [http://www.spk.usace.army.mil/Portals/12/documents/regulatory/pdf/ESA\\_Template\\_Guidance.pdf](http://www.spk.usace.army.mil/Portals/12/documents/regulatory/pdf/ESA_Template_Guidance.pdf)
- NHPA Compliance
  - [http://www.spk.usace.army.mil/Portals/12/documents/regulatory/sec-106-tribal/FINAL\\_2014-03-24\\_Section-106-Guidelines.pdf](http://www.spk.usace.army.mil/Portals/12/documents/regulatory/sec-106-tribal/FINAL_2014-03-24_Section-106-Guidelines.pdf)
- Compensatory Mitigation Compliance Documentation
  - [http://www.spd.usace.army.mil/Portals/13/docs/regulatory/mitigation/Mit\\_Mon.pdf](http://www.spd.usace.army.mil/Portals/13/docs/regulatory/mitigation/Mit_Mon.pdf)



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