

Pyramid Lake Paiute Tribe

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Friday, April 20, 2012

William J. Leady, P.E.
Colonel, U.S. Army
Sacramento District Commander
Corps of Engineers
1325 J Street,
Sacramento, CA 95814-2922

Re: Notice of Decision: Pyramid Lake Paiute Tribe 401 Certification for the Issuance and Reissuance of Nationwide Permits

Dear Mr. Leady:

The Pyramid Lake Paiute Tribe (PLPT) is making written determination regarding the proposed revisions to Army Corps Nationwide Permits announced in the February 21, 2012 Federal Register. The PLPT has reviewed the Nationwide Permits and it was determined that, in general, the proposed are consistent with the PLPT Water Quality Control Plan (2008). The PLPT has considered each of the nationwide permits for approval as follows:

The Pyramid Lake Paiute Tribe hereby waives 401 Certification of the Clean Water Act for the following Army Corps of Engineers Nationwide Permits:

1, 4, 8, 9, 21, 34, 48, 49, and 50

The Pyramid Lake Paiute Tribe hereby issues 401 Certification of the Clean Water Act for the following Army Corps of Engineers Nationwide Permits:

2, 3, 5, 6, 7, 10, 11, 18, 19, 20, 22, 24, 28, 30, 31, 35, 36, 37, 38, and 45

The Pyramid Lake Paiute Tribe hereby denies 401 Certification of the Clean Water Act for the following Army Corps of Engineers Nationwide Permits, thereby requiring a project-specific Section 401 Water Quality Certification or Waiver as issued by the Tribe before the project may proceed under the Nationwide Permit:

12, 13, 14, 15, 16, 17, 23, 25, 27, 29, 32, 33, 39, 40, 41, 42, 43, 44, 46, and 51

If you have any questions regarding this matter, please feel free to contact me or our Water Quality Standards Specialist, Olin Anderson, at oanderson@plpt.nsn.us or (775) 574-0101 ext. 24.

Sincerely,



Wayne Burke
Tribal Chairman
Pyramid Lake Paiute Tribe