

**U.S. Army Corps of Engineers - Charleston District  
Checklist for 2007 Nationwide Permit Review  
Nationwide Permit 27**

**Aquatic Habitat Restoration, Establishment, and Enhancement  
Activities  
(10/404)**

SAC#: \_\_\_\_\_

Applicant Name: \_\_\_\_\_

Waterway/Location: \_\_\_\_\_

Project Name: \_\_\_\_\_

1. Is the activity in waters of the U.S. associated with the restoration, enhancement, or establishment of tidal and non-tidal wetlands and riparian areas or the restoration and enhancement of non-tidal streams and other non-tidal open waters that will result in net increases in aquatic resource functions and services?

Yes<sup>3</sup>                       No

2. Will the activities be conducted on non-Federal public lands or private lands in accordance with the terms and conditions of a binding wetland enhancement, restoration, or establishment agreement between the landowner and the USFWS, NRCS, FSA, NMFS, NOS, or their designated state cooperating agencies?

Yes<sup>1</sup>                       No

3. Does the activity involve voluntary wetland restoration, enhancement, or establishment actions documented by the NRCS or USDA Technical Service Provider pursuant to NRCS Field Office Technical Guide standards?

Yes<sup>1</sup>                       No

4. Does the activity involve the reclamation of surface coalmine lands, in accordance with an SMCRA permit issued by the OSM or the applicable state agency?

Yes<sup>1</sup>                       No

5. Is the activity proposed in designated critical resource waters or their adjacent wetlands?

Yes\*                       No

6. Will the activity convert a stream or natural wetlands to another aquatic habitat type (e.g. stream to wetland or vice versa) or uplands?

\_\_\_ Yes                       No

7. Will the activity relocate tidal waters or convert tidal waters, including tidal wetlands, to other aquatic uses, such as the conversion of tidal wetlands into open water impoundments?

\_\_\_ Yes                       No

8. Is a reversion of the area to its prior condition planned?

Yes<sup>2</sup>                       No

9. Is the activity a single and complete project?

Yes                      \_\_\_ No

10. Does the proposed activity involve stream channelization?

\_\_\_ Yes                       No

11. Does the discharge cause the loss of greater than 300 linear feet of streambed?

\_\_\_ Yes                       No

12. If a PCN is required and the permit is being verified for aquatic habitat restoration, establishment, or enhancement activities, has the action been coordinated with the resource agencies?

Yes                      \_\_\_ No

13. Are all of the applicable NWP General and Regional Conditions satisfied, including, endangered species, and cultural resources, and if any Federally listed species and/or designated critical habitat occurs in the action area, have you made an effect determination and properly documented it in the administrative record?

Yes                      \_\_\_ No

TO QUALIFY FOR THE NWP, UNLESS OTHERWISE NOTED, EVERY NUMBERED ITEM MUST HAVE A CHECKED BOX.

\* - REQUIRES A PRE-CONSTRUCTION NOTIFICATION (PCN) TO THE DISTRICT ENGINEER. Notifications for aquatic habitat restoration, establishment, or enhancement activities authorized by NWP 27 will require coordination with appropriate Federal, State, and local agencies. The Corps of Engineers will conduct the coordination activity. Agencies will be granted 15 days to review and provide comments unless the district Engineer determines that an extension of the coordination period is reasonable and prudent.

**SEE THE SEPARATE PCN CHECKLIST TO ENSURE THE PROSPECTIVE PERMITTEE SUBMITS THE REQUISITE INFORMATION.**

**NOTE: THE PCN MUST INCLUDE A DELINEATION OF SPECIAL AQUATIC SITES AND OTHER WATERS OF THE UNITED STATES. WETLAND DELINEATIONS MUST BE PREPARED IN ACCORDANCE WITH THE CURRENT METHOD REQUIRED BY THE CORPS.**

Remember, determination of completeness must be made within 30 days of the date of receipt. If all required information is not provided, the prospective permittee will be notified that the preconstruction notification (PCN) is still incomplete and the review will not commence until all requested information has been received. If the applicant has not received any written notice from the DE within **45 days** of the date of receipt of the PCN, ***the verification is issued by default.***

<sup>1</sup> - For those activities that do not require pre-construction notification, the permittee must submit to the district engineer a copy of (1) The binding wetland enhancement, restoration, or establishment agreement, or a project description, including project plans and location map; (2) the NRCS or USDA Technical Service Provider documentation from the voluntary wetland restoration, enhancement, or establishment action; or (3) the SMCRA permit issued by OSM or the applicable state agency. These documents must be submitted to the district engineer at least 30 days prior to commencing activities in waters of the United States authorized by this NWP.

<sup>2</sup> - For those projects where a reversion is planned, please see the section on reversion under NWP 27. There are too many details for an all inclusive checklist.

3- All activities that do not fall under No. 2, No. 3, or No. 4 above will require PCN notification.

Reviewed by: \_\_\_\_  
Date: \_\_\_\_