

**U.S. Army Corps of Engineers – Charleston District  
Checklist for 2017 Nationwide Permit Review  
Nationwide Permit 7**

**Outfall Structures and Associated Intake Structures  
(10/404)**

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

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

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

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

**The purpose of this Nationwide Permit (NWP) checklist is to assist with determining if a proposed activity qualifies for use of this NWP. The checklist will also assist with determining when a Pre-Construction Notification (PCN) is be required, if a PCN is incomplete, and other actions that may be required during a PCN review.**

**Please complete Sections I and II.**

**I. Regional Conditions:**

1. Will the proposed activity alter or temporarily occupy or use a USACE federally authorized Civil Works project (a “USACE” project”) regulated by 33 U.S.C. 408?

**Yes\* (PCN required)**       No

2. If the proposed activity requires permission from the Corps pursuant to 33 U.S.C. 408 because it will alter or temporarily or permanently occupy or use USACE federally authorized “USACE” project, has the Charleston District issued the section 408 permission to alter, occupy, or use the USACE project?

N/A       Yes       No (Activity cannot be authorized by a NWP until 408 permission is issued)

3. Is the proposed activity located in or adjacent to an authorized Federal Navigation project? These Federal Navigation areas include Adams Creek, Atlantic Intracoastal Waterway (AIWW), Ashley River, Brookgreen Garden Canal, Calabash Creek, Charleston Harbor (including the Cooper River and Town Creek), Folly River, Georgetown Harbor (Winyah Bay, Sampit River, and Bypass Canal), Jeremy Creek, Little River Inlet, Murrells Inlet (Main Creek), Port Royal Harbor, Savannah River, Shem Creek (including Hog Island Channel & Mount Pleasant Channel), Shipyard Creek, Village Creek and the Wando River.

**Yes\* (PCN required  
Corps PM will  
coordinate with  
CESAC-OP-N)**       No

4. If the proposed activity is located in or adjacent to an authorized Federal Navigation project, as listed in Regional Condition #18, does the PCN include project drawings that have the following information: a) location of the edges of the Federal channel; b) setback distances from the edge of the channel; c) the distance from watermost edge of the proposed structure or fill to the nearest edge of the channel and the Mean High and Mean Low water lines; and d) coordinates of both ends of the watermost edge of the proposed structure or fill (NAD 83 State Plane Coordinates in decimal degrees).

N/A       Yes       No (Incomplete PCN)

5. Is the proposed activity located in waters that are designated critical habitat under section 7 of the Endangered Species Act or waters that are proposed critical habitat? (Refer to the following National Oceanic and Atmospheric Administration (NOAA) Fisheries website for the most up-to-date information regarding Critical Habitat designations under the jurisdiction of the National Marine Fisheries Service (NMFS): [http://sero.nmfs.noaa.gov/protected\\_resources/section\\_7/threatened\\_endangered/](http://sero.nmfs.noaa.gov/protected_resources/section_7/threatened_endangered/))

**Yes\* (PCN required  
–Corps PM to  
determine if  
coordination with  
NMFS PRD is  
necessary)**       No

6. Is the proposed project located within a designated floodway within the FEMA Special Flood Hazard Area (SFHA)?

Yes (The permittee must comply with with Regional Condition #14. )  No

7. Is the proposed project located within a designated FEMA Special Flood Hazard Area (SFHA)?

Yes (The permittee must comply with with Regional Condition #15)  No

8. Will the discharge of dredged or fill material into waters of the United States, associated with the proposed activity occur within or directly affect Designated Critical Resource Waters, including wetlands adjacent to such waters? (Note: The ACE Basin National Estuarine Research Reserve and the North Inlet Winyah Bay National Estuarine Research Reserve are Designated Critical Resource Waters.)

N/A  Yes (The proposed discharge does not qualify for use of a NWP)  No

9. If the proposed activity includes an intake structure, is the structure screened to prevent entrainment of juvenile and larval organisms AND is the inflow velocity of the intake structures 0.5 feet/second or less?

N/A  Yes  No (Activity does not qualify for use of NWP 7)

10. Does the proposed activity comply with the Regional Conditions #1-#9?

Yes  No (Activity does not qualify for use of a NWP)

11. Does the activity comply with all of the NWP General Conditions?

Yes  No (Activity does not qualify for use of a NWP)

**II. Nationwide Permit #7**

1. Does the proposed activity involve construction or modification of outfall structures and associated intake structures, where the effluent from the outfall is authorized, conditionally authorized, or specifically exempted by, or otherwise in compliance with regulations issued under the National Pollutant Discharge Elimination System Program (section 402 of the Clean Water Act)?

- Yes \* (PCN required)**       No (Activity does not qualify for use of NWP 7)

2. Does the proposed activity involve the construction of intake structure only?

- Yes (Activity does not qualify for use of NWP 7)       No

Checklist Completed By: \_\_\_\_\_

Date: \_\_\_\_\_