



US Army Corps of Engineers
BUILDING STRONG.

Errata sheet for the Connecticut General Permits November 5, 2018

The Corps of Engineers, New England District, has compiled this list of corrections and clarifications for the Connecticut General Permits that were issued on August 19, 2016. We may update this list periodically. Please contact Diane M. Ray at diane.m.ray@usace.army.mil or at (978-318-8831) with any questions or suggestion.

1. Replaced “Applicants must also submit two copies of the following to the Corps, on a CD if available and hard copy” under Section 1 – Review Categories-Application Procedures –Inland, paragraph #3 Applying for an Authorization through the PCN process with:

Applicants must submit one copy of the following to the Corps, on a CD if available, OR hard copy if CD is not available:

2. Replaced “Not authorized” description in Appendix A – General Permits, GP 7 with the following:

Not authorized under GP 7 are: (a) New dredging with >1000 SF of impacts to intertidal areas or saltmarsh or >100 SF of impacts to vegetated shallows; (b) Maintenance dredging and/or disposal with >1/2 acre of impacts to tidal Special Aquatic Sites (SAS); (c) new dredging where the primary purpose is sand mining for beach nourishment; (d) Beach scraping; (e) Rock removal and relocation for navigation >1/2 acre; or (f) blasting.

3. Added the following General Condition for clarity:

General Condition 37. Use of Multiple General Permits. The use of more than one GP for a single and complete project is prohibited, except when the acreage loss of waters of the United States authorized by the GPs does not exceed the acreage limit of the GP as specified. For example, if a road crossing over inland waters is constructed under GP 18, with an associated utility line crossing authorized by GP 6, the maximum acreage loss of waters of the United States for the total project cannot exceed 1 acre.

4. Replace **General Condition 10 d.** as follows:

d. Federal agencies should follow their own procedures for complying with the requirements of the ESA. Non-Federal representatives designated by the Corps to conduct informal consultation or prepare a biological assessment should follow the requirements in the designation document(s) and the ESA. Federal permittees and non-Federal representatives must provide the Corps with the appropriate documentation to demonstrate compliance with those requirements. The Corps will review the documentation and determine whether it is sufficient to address ESA compliance for the GP activity, or whether additional ESA consultation is necessary. Unless it is required elsewhere in this document, a PCN is not required if: (i) another (lead) Federal agency has completed all required §7 consultation; or (ii) a non-Federal representative designated by the Corps in writing has completed all required §7 informal consultation.

5. The attached Table 1. Connecticut Water Quality Certification was edited for clarity.

TABLE 1. CONNECTICUT WATER QUALITY CERTIFICATION
Water Quality Certification – Non-Tidal Waters, Wetlands, and Watercourses *
Department of the Army - General Permits for the State of Connecticut
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	Self-Verification (SV)	Pre-Construction Notification (PCN)
	<u>WHERE GRANTED, APPENDIX E: SELF-VERIFICATION NOTIFICATION FORM AND PLANS ARE REQUIRED TO BE FILED WITH CT DEEP – See Appendix E for instructions</u>	<u>WHERE GRANTED, APPLICATION TO CT DEEP IS REQUIRED – See Section 1, II. 3. (pages 2-3) of the Army Corps GP for instructions</u>
GP 2. Repair or Maintenance of Existing Currently Serviceable, Authorized or Grandfathered Structures & Fills, Removal of Structures	Granted subject to the following restriction: <ul style="list-style-type: none"> • Drawdown does not exceed 18 months and one growing season (April through September) <p>Stream, river, brook or other watercourse crossings are not eligible for Section 401 Water Quality Certification under GP 2. (See GP 19.)</p> <p>Culvert slip-lining is not eligible for Section 401 Water Quality Certification under GP2. (See GP 19.)</p>	Granted for impacts not exceeding 0.5 acre, subject to the following restriction: <ul style="list-style-type: none"> • Drawdown does not exceed 18 months and one growing season (April through September) <p>Stream, river, brook or other watercourse crossings are not eligible for Section 401 Water Quality Certification under GP 2. (See GP 19.)</p>
GP 5. Boat Ramps & Marine Railways	Granted	Granted for impacts not exceeding 0.5 acre.
GP 6. Utility Line Activities	Granted	Granted for activities that receive written approval from the Connecticut Department of Energy and Environmental Protection (CT DEEP) through a formal cooperative state interagency screening process jointly conducted by the Connecticut Department of Transportation (CT DOT) and CT DEEP. Granted for activities conducted or funded by the Connecticut Department of Energy and Environmental Protection (CT DEEP) that receive written approval through a formal cooperative CT DEEP intra-agency screening process. Other activities with impacts exceeding 0.5 acre require individual (regular) Section 401 Water Quality Certification.
GP 9. Shoreline & Bank Stabilization Projects	Granted for shoreline and banks stabilization activities that receive written approval from the Connecticut Department of Energy and Environmental Protection (CT DEEP) through a formal cooperative state interagency screening process jointly conducted by the Connecticut Department of Transportation (CT DOT) and CT DEEP. Granted for shoreline and bank stabilization activities conducted or funded by the Connecticut Department of Energy and Environmental Protection (CT DEEP) that receive written approval through a formal cooperative CT DEEP intra-agency screening process. Other shoreline stabilization activities exceeding 50 feet in length are not eligible for Section 401 Water Quality Certification under SV. Other stream, river, or brook bank stabilization activities exceeding 50 feet in total length for one stream bank or 50 feet cumulative length for both stream banks are not eligible for Section 401 Water Quality Certification under SV. Activities that include the placement of fill within the streambed beyond the toe of slope of the stream bank are not eligible for Section 401 Water Quality Certification under SV	Granted for activities that receive written approval from the Connecticut Department of Energy and Environmental Protection (CT DEEP) through a formal cooperative state interagency screening process jointly conducted by the Connecticut Department of Transportation (CT DOT) and CT DEEP. Granted for activities conducted or funded by the Connecticut Department of Energy and Environmental Protection (CT DEEP) that receive written approval through a formal cooperative CT DEEP intra-agency screening process. Other shoreline stabilization activities exceeding 100 feet in total length require individual (regular) Section 401 Water Quality Certification. Other stream, river, or brook bank stabilization activities exceeding 100 feet in total length for one stream bank or 100 feet cumulative length for both stream banks require individual (regular) Section 401 Water Quality Certification.

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GP 10. Aquatic Habitat Restoration, Establishment & Enhancement Activities	<p>Granted for activities that receive written approval from the Connecticut Department of Energy and Environmental Protection (CT DEEP) through a formal cooperative state interagency screening process jointly conducted by the Connecticut Department of Transportation (CT DOT) and CT DEEP.</p> <p>Granted for activities conducted or funded by the Connecticut Department of Energy and Environmental Protection (CT DEEP) or by a federal environmental resource management agency that receive written approval through a formal cooperative CT DEEP intra-agency screening process.</p> <p>Other activities are not eligible for Section 401 Water Quality Certification under SV.</p>	Granted
GP 11. Fish & Wildlife Harvesting Activities	Granted	Granted
GP 12. Oil Spill & Hazardous Material Cleanup	Waived	Waived
GP 13. Cleanup of Hazardous & Toxic Waste	Waived	Waived
GP 14. Scientific Measurement Devices	Waived	Waived
GP 15. Survey Activities	Waived	Waived
GP 17. New/Expanded Developments & Recreational Facilities	<p>Granted, except as noted below.</p> <p>New roadway and driveway crossings in wetlands are not eligible for Section 401 Water Quality Certification under GP 17. (See GP 18.)</p> <p>Stream, river, brook or other watercourse crossings are not eligible for Section 401 Water Quality Certification under GP17. (See GP 19.)</p>	<p>Granted for activities conducted or funded by the Connecticut Department of Energy and Environmental Protection (CT DEEP) that receive written approval through a formal cooperative state intra-agency screening process.</p> <p>Other activities with impacts exceeding 0.5 acre require individual (regular) Section 401 Water Quality Certification.</p> <p>New roadway and driveway crossings in wetlands are not eligible for Section 401 Water Quality Certification under GP 17. (See GP 18.)</p> <p>Stream, river, brook or other watercourse crossings are not eligible for Section 401 Water Quality Certification under GP 18. (See GP 19.)</p>

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<p>GP 18. Linear Transportation Projects – Wetland Crossings Only</p>	<p>Granted</p> <p>Stream, river, brook or other watercourse crossings are not eligible for Section 401 Water Quality Certification under GP 18. (See GP 19.)</p>	<p style="text-align: center;">WHERE GRANTED, APPLICATION TO CT DEEP IS REQUIRED – See Section 1, II. 3. (pages 2-3) of the Army Corps GP for instructions</p> <p>Granted for activities that receive written approval from the Connecticut Department of Energy and Environmental Protection (CT DEEP) through a formal cooperative state interagency screening process jointly conducted by the Connecticut Department of Transportation (CT DOT) and CT DEEP.</p> <p>Granted for activities conducted or funded by the Connecticut Department of Energy and Environmental Protection (CT DEEP) that receive written approval through a formal cooperative CT DEEP intra-agency screening process.</p> <p>All other activities with impacts exceeding 0.5 acre require individual (regular) Section 401 Water Quality Certification.</p> <p>Stream, river, brook or other watercourse crossings are not eligible for Section 401 Water Quality Certification under GP 18. (See GP 19.)</p>
<p>GP 19. Stream, River & Brook Crossings (Not Including Wetland Crossings)</p> <p>Continued on next page</p>	<p>Granted for stream, river or brook crossings that receive written approval from the Connecticut Department of Energy and Environmental Protection (CT DEEP) through a formal cooperative state interagency screening process jointly conducted by the Connecticut Department of Transportation (CT DOT) and CT DEEP.</p> <p>Granted for activities conducted or funded by the Connecticut Department of Energy and Environmental Protection (CT DEEP) that receive written approval through a formal cooperative CT DEEP intra-agency screening process.</p> <p>Granted for all other stream, river, brook or other watercourse crossings by means of a BRIDGE or OPEN-BOTTOM STRUCTURE that meets the following standards:</p> <ul style="list-style-type: none"> • spans at least 1.2 times the watercourse bank full width, • allows for the continuous, uninterrupted flow of the 50-year frequency storm flows, • no riprap is placed within or across the bed of the brook; and, • appurtenant stream bank stabilization does not exceed 50 feet along any upstream or downstream bank. <p>Stream, river, brook and other watercourse crossings that do not meet the standards above are not eligible Section 401 Water Quality Certification for Self-Verification.</p> <p>Culvert slip lining is not eligible for Section 401 Water Quality Certification for Self-Verification.</p> <p>Wetland crossings are not eligible for Section 401 Water Quality Certification under GP 19. (See GP 18.)</p>	<p>Granted for stream, river or brook crossings that receive written approval from the Connecticut Department of Energy and Environmental Protection (CT DEEP) through a formal cooperative state interagency screening process jointly conducted by the Connecticut Department of Transportation (CT DOT) and CT DEEP.</p> <p>Granted for activities conducted or funded by the Connecticut Department of Energy and Environmental Protection (CT DEEP) that receive written approval through a formal cooperative CT DEEP intra-agency screening process.</p> <p>All other stream, river and brook crossings require individual (regular) Section 401 Water Quality Certification.</p> <p>Wetland crossings are not eligible for Section 401 Water Quality Certification under GP 19. (See GP 18.)</p>

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GP 19. Stream, River & Brook Crossings (Not Including Wetland Crossings)	<p>Granted for stream, river, brook or other watercourse crossings using a culvert provided:</p> <ul style="list-style-type: none"> • the tributary watershed to the culvert does not exceed 1 sq. mile (640 acres); • the culvert gradient (slope) is no steeper than the streambed gradient immediately upstream or downstream of the culvert, • for a crossing constructed using a single box or pipe arch culvert, the inverts are set not less than 12 inches below the streambed elevation • for a crossing constructed using multiple box or pipe arch culverts, the inverts of one of the boxes or pipe arch culverts are set not less than 12 inches below the elevation of the streambed, • for a crossing constructed using a pipe culvert, the inverts are set such that not less than 25% of the pipe diameter or 12 inches, whichever is less, is set below the streambed elevation, • the culvert is backfilled with natural substrate material matching upstream and downstream streambed substrate, • the structure, including inlet and outlet protection measures, does not otherwise impede the passage of fish and other aquatic organisms, and • the structure allows for continuous flow of the 50-year frequency storm flows 	
GP 21. Temporary Fill Not Associated With Any Other GP Activities	Granted	<p>Granted for activities that receive written approval from the Connecticut Department of Energy and Environmental Protection (CT DEEP) through a formal cooperative state interagency screening process jointly conducted by the Connecticut Department of Transportation (CT DOT) and CT DEEP.</p> <p>Granted for activities conducted or funded by the Connecticut Department of Energy and Environmental Protection (CT DEEP) that receive written approval through a formal cooperative CT DEEP intra-agency screening process.</p> <p>Other activities with impacts exceeding 0.25 acre require individual (regular) Section 401 Water Quality Certification.</p>

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*** ACTIVITIES NOT ELIGIBLE FOR SECTION 401 CERTIFICATION UNDER THIS GENERAL PERMIT CERTIFICATION**

The following activities are not eligible for Section 401 Water Quality Certification under this general permit certification and will require an individual (regular) Section 401 Water Quality Certification:

Detention or retention of stormwater in non-tidal waters, wetlands or watercourses including any watercourse or wetland crossing that by design or default functions to provide stormwater detention, and any construction of a stormwater detention or retention basin in non-tidal waters or wetlands.

Piping, boxing, enclosing or covering of a non-tidal watercourse for a purpose other than a driveway or roadway crossing.

Activities with direct, indirect or secondary impact(s) to: Special Wetlands⁽¹⁾, Threatened, Endangered, or Special Concern Species⁽²⁾, Significant Natural Communities/Critical Habitats⁽²⁾ identified by the Connecticut Natural Diversity Database.

Activities within a FEMA established floodplain that would adversely affect the hydraulic characteristics of the floodplain⁽³⁾.

DEFINITIONS

⁽¹⁾ **Special Wetlands:** Include vernal pools, bogs, fens, cedar swamps, spruce swamps, calcareous seepage swamps, and wetlands that provide habitat for threatened or endangered species or species of special concern as designated by the State of Connecticut Natural Diversity Database. The following definitions for bogs, calcareous seepage wetlands, cedar swamps, fens, spruce swamps, and vernal pools apply for the purposes of this GP:

Bog: a peat accumulating wetland dominated by sphagnum moss. Typical plant species include sphagnum moss, leatherleaf, black spruce, pitcher plant and sundew.

Calcareous Seepage Swamp: a forested wetland characterized by the discharge of groundwater with a chemistry influenced by an underlying limestone geology.

Cedar Swamp: a forested wetland characterized by the presence of Northern White Cedar or Atlantic White Cedar.

Fen: a peat accumulating wetland dominated by sedges and/or ericaceous shrubs. Typical plant species include low sedges, ericaceous shrubs, sphagnum and other mosses.

Spruce Swamp: a forested wetland characterized by the presence of Red or Black Spruce.

Vernal Pool: an often temporary body of water occurring in a shallow depression of natural or human origin that fills during spring rains and snow melt and typically dries up during summer months. Vernal pools support populations of species specially adapted to reproducing in these habitats. Such species may include wood frogs, mole salamanders (*Ambystoma* sp.), fairy shrimp, fingernail clams, and other amphibians, reptiles and invertebrates. Vernal pools lack breeding populations of fish. **All vernal pools are subject to the jurisdiction of the Connecticut Department of Energy and Environmental Protection under Connecticut Water Quality Standards.**

⁽²⁾ **Threatened, Endangered or Special Concern Species; Significant Natural Communities/Critical Habitats:** Species listed by CT DEP pursuant to Chapter 495 of the Connecticut General Statute as threatened or endangered species or species of special concern. General locations of threatened and endangered species and species of special concern, and significant natural communities/critical habitats are identified on maps published by the Connecticut Department of Energy and Environmental Protection entitled "Natural Diversity Data Base Areas" and on the CTECO Interactive Map Viewers at www.cteco.uconn.edu.

⁽³⁾ **Adverse Effect to Hydraulic Characteristics:** An adverse effect to hydraulic characteristics includes an increase in flood water surface elevation, an increase in flood flow velocity or a restriction of flood flow conveyance in a manner that would impact upstream, downstream or adjacent property.