

**PUBLIC NOTICE**  
**ANNOUNCING THE FINAL DECISION ON THE REVOCATION**  
**OF SELECT NATIONWIDE PERMITS – 2012**

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On March 18, 2012, the U.S. Army Corps of Engineers published a notice in Part II of Federal Register 77 FR 10184 announcing the re-issuance of all existing Nationwide Permits (NWP), general conditions, and definitions with some modifications and the issuance of two new NWPs. The goal of the NWP program is to protect the aquatic environment and the public interest while effectively authorizing activities that have minimal individual and cumulative effects on the aquatic environment.

On March 30, 2011, the Chicago District published its intention to revoke previously suspended nationwide permits, and add regional conditions to NWP 52 as well as maintain current conditions to NWP 45 and 46. For information on the NWP program in the Chicago District, visit our website. Interested parties were invited to provide written comments on the proposed revocation. No written comments were received during the comment period.

On February 24, 2012, the U.S. Army Corps of Engineers, Great Lakes and Ohio River Division Engineer, revoked selected NWPs at the request of the Chicago District. The approval of the proposed revocation concludes this process. Attached is an index of all permits revoked or retained by the Chicago District, as well as information on the new NWPs and their conditions.

If you have any questions, please contact Stasi Brown of my staff by telephone at (312) 846-5544, or email at [Stasi.F.Brown@usace.army.mil](mailto:Stasi.F.Brown@usace.army.mil).

FOR THE DISTRICT ENGINEER:

**ORIGINAL SIGNED**

Leesa A. Beal

Chief, Regulatory Branch

## **ATTACHMENT: Index of Existing, New/Reissued 2012 Nationwide Permits Revoked/Retained in the Chicago District - Illinois**

### **NATIONWIDE PERMITS REVOKED IN THE CHICAGO DISTRICT - ILLINOIS**

- |                                       |  |
|---------------------------------------|--|
| 1. Aids to Navigation                 | 25. Structural Discharges                                  |
| 3. Maintenance                        | 26. Reserved   |
| 7. Outfall Structures and Maintenance | 27. Stream and Wetland Restoration Activities              |
| 10. Mooring Devices                   | 29. Single Family Housing                                  |
| 11. Temporary Recreational Structures | 31. Maintenance of Existing Flood Control Projects         |
| 12. Utility Line Activities           | 32. Completed Enforcement Actions                          |
| 13. Bank Stabilization                | 33. Temporary Construction Access and Dewatering           |
| 14. Linear Transportation Projects    | 36. Boat Ramps   |
| 18. Minor Discharges                  | 38. Cleanup of Hazardous and Toxic Waste                   |
| 19. Minor Dredging                    | 39. Residential, Commercial and Institutional Developments |
| 20. Oil Spill Cleanup                 | 41. Reshaping Existing Drainage Ditches                    |
| 22. Removal of Vessels                | 42. Recreational Facilities                                |

These revoked activities can be authorized under the District's Regional Permit Program (RPP) provided that they meet its specific terms and conditions.

### **B. NATIONWIDE PERMITS RETAINED BY THE CHICAGO DISTRICT - ILLINOIS**

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| 2. Structures in Artificial Canals         | 34. Cranberry Production Activities              |
| 4. Fish and Wildlife Harvesting Activities | 35. Maintenance Dredging of Existing Basins      |
| 5. Scientific Measurement Devices          | 37. Emergency Watershed Protection               |
| 6. Survey Activities                       | 40. Agricultural Activities                      |
| 8. Oil and Gas Structure                   | 43. Stormwater Management Facilities             |
| 9. Structures in Fleeting/Anchorage Areas  | 44. Mining Activities                            |
| 15. U.S. Coast Guard Approved Bridges      | 45. Repair of Uplands Damaged by Discrete Events |
| 16. Return Water from UCD Areas            | 46. Discharges in Ditches                        |
| 17. Hydropower Projects                    | 47. Pipeline Safety Program                      |
| 21. Surface Coal Mining Activities         | 48. Shellfish Aquaculture Activities             |
| 23. Approved Categorical Exclusions        | 49. Coal Re-mining Activities                    |
| 28. Modifications to Existing Marinas      | 50. Underground Coal Mining Activities           |
| 30. Moist Soil Management for Wildlife     |  |

### **NEW NATIONWIDE PERMITS TO BE RETAINED BY THE CHICAGO DISTRICT - ILLINOIS**

51. Land-Based Renewable Energy Generation Facilities
52. Water-Based Renewable Energy Generation Pilot Projects

### **REGIONAL CONDITIONS IN THE CHICAGO DISTRICT - ILLINOIS**

#### **NWP 45. Repair of Uplands Damaged by Discrete Events**

- a. Projects that involve the use of vegetative and biotechnical bank stabilization practices are not subject to length restrictions.
- b. Projects that involve the construction of new structural bank stabilization practices, such as riprap, gabions, lunker boxes, steel sheetpiling or fabric-formed concrete will be processed under the Chicago District's Regional Permit 10 (Bank Stabilization).
- c. Projects that involve the sidecasting of dredged sediments into waters of the United States are not authorized by this permit. All dredged materials must be disposed in an upland area.

#### **NWP 46. Discharges into Ditches and Canals**

- a. Projects that would sever the jurisdiction of an upstream "waters of the United States" from a downstream "waters of the United States" is not authorized by this permit.

#### **NWP 52. Water-Based Renewable Energy Generation Pilot Projects**

- a. No project will be authorized within Lake Michigan. An individual permit will be required.