

Final 2017 Nationwide Permit Regional Conditions for Navajo Nation Lands within the Los Angeles District

NN 1. Pre-Construction Notification (PCN) for Dredge and Fill Activities in Intermittent and Perennial Streams, Special Aquatic Sites, and Springs.

Notification to the District Engineer in accordance with General Condition 32 is required for all proposed activities in intermittent and perennial streams, special aquatic sites (including wetlands, riffle and pool complexes, and sanctuaries and refuges), and discharges of dredged or fill material within 100 feet of the point of groundwater discharge of natural springs. A spring source is defined as any location where ground water emanates from a point in the ground and has a defined surface water connection to another water of the United States. For purposes of this regional condition, springs do not include seeps or other discharges which lack a defined surface water connection.

NN 2. Suitable Fill

Use of broken concrete as fill or bank stabilization material is prohibited unless the applicant demonstrates that its use is the only practicable material (with respect to cost, existing technology, and logistics). Any applicant who wishes to use broken concrete as bank stabilization must provide notification to the District Engineer in accordance with General Condition 32 (Pre-Construction Notification) along with justification for such use. Use of broken concrete with rebar or used tires (loose or formed into bales) is prohibited in all waters of the United States.

NN 3. Channelization

General Condition 9 for Management of Water Flows is amended to add the following: Projects that would result in permanent channelization to previously un-channelized streams require PCN to the District Engineer in accordance with General Condition 32.