Regional Conditions for Nationwide Permits in Ohio

3. ***Maintenance.***

- i. (Maintenance) Notification required prior to the use of vertical sheet piling and closed structures in the special habitat waters of Lake Erie (See General Conditions, Critical Resource waters (1)).
- ii. (Discharges of dredged or fill material associated with removal of accumulated sediment and debris in the vicinity of existing structures) Limited to 50 feet upstream and/or 50 feet downstream of structure.

12. ***Utility Activities.***

- i . Notification for aerial transmission lines over Section 10 waters must include the nominal system voltage and the additional clearance above low steel for bridges, if available, or above maximum high water elevation.
- ii. (Utility line substations) Notification is required for all work in waters of the U.S., including special aquatic sites.
- iii. (Foundations for overhead utility line towers, poles, and anchors) Notification is required for all stream work (perennial, intermittent, and ephemeral).
- iv. (Access roads) Notification is required for impacts greater than 1/10 acre in waters of the U.S., including wetlands.

14. ***Linear Transportation Crossings.***

- Notification is required for activities in Section 10 waters.
- Notification is required for all ephemeral stream impacts greater than 300 linear feet.
- Notification is required for all perennial stream impacts.
- Notification is required for all intermittent stream impacts greater than 200 linear feet.

27. ***Stream and Wetland Restoration Activities.***

- Notification is required for all work in waters of the U.S., including special aquatic sites.

39 . ***Residential, Commercial, and Institutional Activities;*** **42.** ***Passive Recreational Facilities; and*** **43.** ***Stormwater Management Facilities.***

- Notification is required for ephemeral stream impacts greater than 300 linear feet.
- Notification is required for all impacts to Section 10 waters and wetlands adjacent to Section 10 waters.
- Notification is required for all intermittent and perennial stream impacts.
- No more than 300 linear feet of intermittent or perennial stream shall be impacted under this Nationwide permit.

40. ***Agricultural Activities.***

- Perennial streams are excluded.
- Notification is required for impacts greater than 200 linear feet in waters of the U.S.
  Note: These regional conditions apply to non-USDA program participants.

41. ***Reshaping Existing Drainage Ditches.***

- Notification is required for all impacts.

44. ***Mining Activities.***

Revoked from use in Ohio.

General Conditions:

- Notifications for all Nationwide permits should include a location map (USGS topographical map) and project drawings on 81/2" x 11" paper.

- Nationwide Permits shall not authorize any activity which impact bogs and/or fens.

- No Nationwide permit may be used in Lake Erie for purposes of diverting water from the Great Lakes.

- In order to determine if a project meets the terms and conditions of the Ohio EPA's 401 water quality certification, two copies of the following information is necessary:

  - All wetland delineations must include the latest approved version of the Ohio Rapid Assessment Method (ORAM) for wetland evaluation, long form. (This will assist OEPA in determining the category of wetland the applicant proposes to impact.) Two copies of the wetland delineation and ORAM score sheets should be submitted.

  - Photographs of the wetland.

  NOTE: This information is in addition to the required information listed under General Condition 13 (Notification) of the NWP.

- Notification is required for all work in Critical Resource Waters.

The following are designated as **Critical Resource Waters**:

- Special habitat waters of Lake Erie including the shoreline, off shore islands, rock outcrops, and adjacent waters within the boundaries defined as 82° 22' 30" West Longitude, 83° 07' 30" West Longitude, 41° 33' 00" North Latitude, and 42°33'00" North Latitude.
- In Ohio, two areas have been designated critical habitat for the piping plover (Charadrius melodus) and are defined as lands 0.62 miles inland from normal high water line. Unit OH-1, extends from the mouth of Sawmill Creek to the western property boundary of Sheldon Marsh State Natural Area, Erie County, encompassing approximately 2.0 miles. Unit OH-2, extends from the eastern boundary line of Headland Dunes Nature Preserve to the western boundary of the Nature Preserve and Headland Dunes State Park, Lake County, encompassing approximately 0.5 miles.
- Big and Little Darby Creeks (National Wild and Scenic River System): Big Darby Creek from Champaign-Union County line downstream to the Conrail railroad trestle and from the confluence with the Little Darby Creek downstream to the Scioto River. Little Darby Creek from the Layfayette-Plain City Road Bridge downstream to within 0.8 mile from the confluence with Big Darby Creek. Total designation is approximately 82 miles.
- Little Beaver Creek (National Wild and Scenic River System): Little Beaver Creek main stem, from the confluence of West Fork with Middle Fork near Williamsport to mouth; North Fork from confluence of Brush Run and North Fork to confluence of North Fork with main stem at Fredericktown; Middle Fork from vicinity of Co. Rd. 901 (Elkton Road) bridge crossing to confluence of Middle Fork with West Fork near Williamsport; West Fork from vicinity of Co. Rd. 914 (Y-Camp Road) bridge crossing east to

confluence of West Fork with Middle Fork near Williamsport. Total designation is 33 miles.

- Little Miami (Scenic component of the National System from Clifton to Foster) The portion from Foster to the Ohio River was designated a Recreational component of the National system. Total designation is 92 miles.

- Notification is required for all activities in state Wild and Scenic Rivers (see list below).

The following are **State Wild and Scenic Rivers**:

Little Miami River - Clermont County line at Loveland to headwaters, including North Fork, Clermont County line at Loveland to confluence with East Fork and from the confluence with East Fork to Ohio River. Miles designated (approximate): 105

Sandusky River - US Rt. 30 in Upper Sandusky to Roger Young Memorial Park in Fremont. Miles designated (approximate): 65

Olentangy River - Delaware Dam to Old Wilson Bridge Road in Worthington. Miles designated (approximate): 22

Little Beaver Creek - *Wild segments* - West Fork from 1/4 mile downstream from Twp. Rd. 914 to confluence with Middle Fork. North Fork from Twp Rd. 952 to confluence with Little Beaver Creek. Little Beaver Creek from confluence of West and Middle Forks downstream to 3/4 mile north of Grimm's Bridge.

Scenic segments - North Fork from Ohio-Pennsylvania line downstream to Jackman Road. Middle Fork from Elkton Rd. (Twp. Rd. 901) downstream to confluence with West Fork. Little Beaver Creek from 3/4 mile north of Grimm's Bridge downstream to the Ohio-Pennsylvania line. Miles designated (approximate): Wild 20, Scenic 16

Grand River - *Wild segment* - from Harpersfield covered bridge downstream to Norfolk and Western Railroad trestle south of Painesville.

Scenic segment - from St. Rt. 322 bridge in Ashtabula County downstream to Harpersfield covered bridge. Miles designated (approximate): Scenic 33, Wild 23

Upper Cuyagoga River - Troy-Burton Township line in Geauga County to US Rt. 14. Miles designated (approximate): 25

Maumee River - Scenic segment - Ohio-Indiana line to St. Rt. 24 bridge west of Defiance.

Recreational segment - St. Rt. 24 bridge west of Defiance to US Rt. 25 bridge near Perrysburg. Miles designated (approximate): Scenic 43, Recreational 53

Stillwater River System - *Recreational segment* - Englewood dam to confluence with Great Miami River.

Scenic segments - Stillwater River from Riffle Road bridge in Darke Co. to Englewood dam. Greenville Creek from the Ohio-Indiana state line to the confluence with the Stillwater. Miles designated (approximate): Scenic 83, Recreational 10

Chagrin River - Aurora Branch from St. Rt. 82 bridge downstream to confluence with Chagrin. Chagrin River from confluence with Aurora Branch downstream to St. Rt. 6 bridge. East Branch from Heath Road bridge downstream to confluence with Chagrin. Miles designated (approximate): 49

Big and Little Darby Creeks - Big Darby Creek from the Champaign-Union County line downstream to the U.S. Rt. 40 Bridge, from the northern boundary of Battelle-Darby Creek Metro Park to the confluence with the Little Darby Creek downstream to the Scioto River. Little Darby Creek from the Lafayette-Plain City Road Bridge downstream to the confluence with Big Darby Creek. Miles designated (approximate): 84

Kokosing River - Knox/Morrow County line to confluence with Mohican River. North Branch of Kokosing from confluence with East Branch downstream to confluence with main stem. Miles designated (approximate): 48