

## **Typical Nationwide Permit Process for Activities Requiring Notification in South Carolina**

1. An applicant submits a Pre-Construction notification (PCN) to the Charleston District, Regulatory Division. For information on what is required for a complete PCN please see form titled Pre-Construction Notification Information Requirements, the General Conditions, and the Regional Conditions for South Carolina.
2. The Corps of Engineers (COE) will determine that the PCN is complete or request additional information within 30 days.
3. Once all requested information has been received, the COE will begin the review process to determine whether the activity meets the federal criteria<sup>1</sup> and any applicable regional conditions. The prospective permittee shall not begin the activity:
  - Until the applicant receives a written **provisional authorization** from the COE that the activity may proceed under NWP **and** has obtained and provided the COE with a copy of all appropriate state certifications and/or authorizations; or
  - If notified by the COE in writing that an individual permit is required; or
  - Unless 45 days have passed from the COE receipt of a complete notification and the perspective permittee has not received written notice from the COE.
4. The COE will copy furnish the provisional authorization and the PCN to, DHEC's, Bureau of Water or the Office of Ocean and Coastal Resource Management (OCRM) for verification of the respective state certifications and/or authorizations. DHEC/OCRM will notify the perspective permittee concerning compliance with state certifications and/or authorizations.
5. The COE retains discretionary authority to suspend, modify, or revoke authorizations under a NWP.
6. Every permittee who has received a NWP authorization from the COE will submit a signed certification regarding the commencement and completion work, compliance with the terms and conditions of the NWP, and execution of any required mitigation.

**Note: Prior to beginning the authorized work the permittee must obtain and provide the Corps with a copy of all appropriate state certifications and/or authorizations (i.e. 401 Water Quality Certification, Coastal Zone Management Consistency Determination, State Navigable Waters Permit). Appropriate enforcement action will be taken if the permittee fails to obtain the necessary state certifications and/or authorizations prior to beginning work.**

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<sup>1</sup> **Federal Register**/Vol. 67, No. 10/Tuesday, January 15, 2002/Notices