

Reference: RGL 86-04

Subject: GENERAL PERMITS VS INDIVIDUAL

Title: PROJECTS INVOLVING BOTH INDIVIDUAL AND GENERAL PERMITS

Issued: 05/23/86 Originally Scheduled to Expire: 12/31/88
[NOTE. RGL 86-04 WAS RESCINDED BY [RGL 86-07](#) ON 07/25/1986]

Originator: DAEN-CWO-N

Description: INDEPENDENT FEATURES OF A LARGER PROJECT MAY BE PERMITTED SEPERATELY BY GP FROM THE REMAINDER; HOWEVER IF FEATURE NOT INDEPENDENTLY USEABLE, ENTIRE PROJECT MUST BE PERMITTED BY INDIVIDUAL PERMIT

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1. Occasionally, a project will involve individual features, some of which might be considered to qualify for a general permit, while other features would require individual permits. If a feature of a larger project could reasonably be constructed and used independently of the larger project and otherwise meets requirements of a regional or nationwide general permit, the independent feature of the project may be authorized separately under the appropriate regional or nationwide permit. However, in conducting the public interest review for any individual permit for other features of the larger project, the district engineer will consider the impacts of those independent features of the project authorized by general permit. It is not necessary to provide a separate 404(b)(1) analysis or NEPA document since those were developed at the time the general permit was authorized. In appropriate circumstances, it may be prudent to reference the general permit documentation in the decision documents for the individual permit.
 2. If a feature of a larger project could not reasonably be constructed and used independently of the larger project, it should not be authorized by a separate general permit even though it would otherwise meet the general permit requirements.
 3. This guidance expires 31 December 1988 unless sooner revised or rescinded.

FOR THE CHIEF OF ENGINEERS: