

INSTRUCTIONS FOR COMPLETING THE PASPGP-5 REVIEW CHECKLIST

The following instructions below are provided as a tool to assist permit applicants to determine if a proposed project will be either a U.S. Army Corp of Engineer's Reporting or Non-Reporting action. The checklist is not required to be submitted for a Chapter 105 permit review but, if provided, it may provide clarity to DEP during the permit review.

Question 1:

Answer YES if any of the proposed work is located waterward of the ordinary high water mark (OHWM) and/or the mean high water line (MHWL) of the following ineligible waterbodies within Pennsylvania:

- a. The Delaware River, downstream of the U.S. Route 202 Bridge at New Hope, Pennsylvania;
- b. The Schuylkill River downstream of the Fairmount Dam in Philadelphia, Pennsylvania;
- c. All of the Ohio River;
- d. All of the Beaver River;
- e. All of the Little Beaver Creek;
- f. All of the Mahoning River;
- g. All of the Monongahela River;
- h. The Youghiogheny River from its mouth at McKeesport, Pennsylvania to river mile 31.2 at West Newton, Pennsylvania;
- i. The Allegheny River, from its mouth in Pittsburgh, Pennsylvania to river mile 197.4 at Kinzua Dam, north of Warren, Pennsylvania;
- j. The Kiskiminetas River from its mouth near Freeport, Pennsylvania to river mile 26.8 at Saltsburg, Pennsylvania;
- k. Tenmile Creek from its mouth at Millsboro, Pennsylvania to river mile 2.7; and
- l. Lake Erie activities which require submittal of a DEP Chapter 105 Joint Permit Application or Environmental Assessment to the DEP. For Lake Erie, the OHWM is located at elevation 573.4.

Question 2:

Answer YES if the proposed work will result in the diversion of more than 10,000 gallons per day of surface water or groundwater into or out of the Great Lakes Basin (Lake Erie Watershed).

Question 3:

Answer YES if more than 0.10 acre of shrub-scrub or forested wetland will be permanently converted to emergent wetland.

Question 4:

Answer YES if your application/registration is associated with a Single and Complete Project whereby a previous Department of the Army authorization has been issued through an Individual Permit, a Nationwide Permit, or a PASPGP processed by the Army Corps of Engineers (Corps) as a Category III/Reporting Activity. Also enter data associated with the prior authorizations into table, including the type of authorization or permit, permit or authorization number(s), date(s) of issuance, and permitted impacts (including square feet or linear feet). Types of authorizations or permits may be abbreviated as Corps Nationwide Permit (NWP), Corps Individual Permit (IP), or Corps PASPGP (SPGP).

Question 5:

Answer YES if the proposed project requires the preparation of an Environmental Impact Statement (EIS).

Question 6:

Answer YES if the proposed regulated activity or area of indirect impact (secondary impact) extends across state boundaries (i.e., the work is not wholly located within the Commonwealth of Pennsylvania).

Question 7:

Answer YES if the proposed project is part of or involves the construction or expansion of a residential, commercial or institutional subdivision or development.

Question 8:

Answer YES if greater than 0.25 acre of wetlands exist within the property boundary that are not being directly impacted as part of this application/registration. **If YES, provide total remaining wetland acreage.**

Question 9:

Answer YES if you proposing to protect the wetland area(s) through a deed restriction or conservation easement that follows the Corps' Model Protective Covenants. **If YES, attach a copy of the proposed deed restriction or conservation easement to this form and submit with your application / registration form. If you answer NO it is a Reporting action.**

Question 10:

Answer YES if temporary impacts associated with a Single and Complete Project will be in place greater than 1 year. *Also, answer YES if you are requesting an extension of an existing DEP Chapter 105 GP-8 or GP-11 acknowledgement that will result in the temporary impacts now exceeding one year.*

Question 11:

Answer YES if you are proposing to do work in the Delaware River (upstream from the U.S. Route 202 Bridge in New Hope, Pennsylvania.) and/or the Lehigh River (from the mouth to FE Walter Dam, located in Carbon and Luzerne County, Pennsylvania between March 15 and June 30.

Question 12:

Answer YES if your project is proposed in one of the following waterways occupied by Federally listed, proposed, or candidate mussels or fish, or in waters of the United States within 300 feet of these listed waterways.

WATERWAYS	COUNTY
Allegheny River (from Kinzua Dam to the Ohio River)	Armstrong, Clarion, Forest, Venango, Warren,
Conewango Creek	Warren
French Creek	Crawford, Erie, Mercer, Venango
Conneaut Outlet	Crawford
Conneauttee Creek	Crawford
LeBoeuf Creek	Erie
Muddy Creek	Crawford
Shenango River (Pymatuning Reservoir to Big Bend)	Crawford and Mercer
Delaware River	Monroe, Pike, Wayne
Cussewago Creek	Crawford
Little Mahoning Creek	Indiana
Little Shenango River	Mercer
Oil Creek	Venango
West Branch of French Creek	Erie
Woodcock Creek	Crawford

Question 13:

Answer YES if your completed PNDI search identifies a potential conflict(s) for a Federally listed species. And you have received additional documented clearance from the USFWS, a "No Effect" determination from the Corps, or agree through signing the PNDI receipt to comply with the avoidance measures associated with Federally listed species in completing the proposed work **If you answer NO it is a Reporting action.**

Question 14:

Answer YES if you have any pending applications/registrations with DEP or the Corps that are necessary for your total proposed project to function and meet its intended purposed. **If YES, provide the following information:**
 Application/registration Number / Type: The application/registration number given by DEP, if known. If unknown, the application/registration type, enter DEP General Permit, Joint Permit Application, Dam Permit, Environmental Assessment, etc.
