

## **PENNSYLVANIA STATE PROGRAMMATIC GENERAL PERMIT (PASPGP-5)**

### **Introduction**

The PASPGP-5 is a federal authorization pursuant to Section 404 of the Clean Water Act (CWA) and Section 10 of the Rivers and Harbors Act of 1899 (RHA), which authorizes the discharge of dredged and/or fill material into waters of the United States. Eligible activities include single and complete projects temporarily and/or permanently impacting 1.0 acre or less of waters of the United States. In most instances, the PASPGP-5 will be verified by the Pennsylvania Department of Environmental Protection (DEP) or a delegated county Conservation District along with the approved Chapter 105 Water Obstruction and Encroachment authorization(s).

### **Activities that DO NOT qualify for authorization under PASPGP-5 include, but are not limited to:**

- Activities that will impact more than one acre of water or wetlands;
- Single and complete projects with greater than 1000 linear feet of permanent stream loss, regardless of drainage area;
- Activities in certain waterbodies that are identified in the PASPGP-5;
- Activities that have been denied a Chapter 105 Permit; and
- Activities that would have more than minimal impact to the aquatic environment, as determined by the Corps.

Single and complete projects exceeding these impacts, or occurring in the identified waterbodies would require a Corps Individual or Nationwide Permit.

### **Advantages of the PASPGP-5**

- Eliminates redundancy in the review process for projects reviewed under the CWA, RHA, and DEP Chapter 105 regulations;
- Continues to provide for a streamlined permitting process; and
- Ensures compliance with the Endangered Species Act, the National Historic Preservation Act, and the Magnuson-Stevens Fisheries Conservation and Management Act through a programmatic approach.

### **How PASPGP-5 Works**

Permit applications for work proposed in wetlands, rivers, streams and other waters will be reviewed by DEP or the delegated county conservation district. DEP determines the single and complete project(s) (see also single and complete project fact sheet) and either issues an authorization with the PASPGP-5 attached for each single and complete project, or forwards the application to the Army Corps of Engineers (Corps) for review. If an application is forwarded for Corps review, any other pending applications that are part of the same single and complete project, or is needed for the single and complete project to function or meet its intended purpose, would also be forwarded to the Corps.

### **The PASPGP-5 process divides the review of regulated activities into two categories:**

- **Non-reporting Activities are authorized without notification to the Corps:**
  - Most activities authorized pursuant to a Chapter 105 General Permit, Water Obstruction and Encroachment Permit, or Waiver
  - Emergency activities
  - Maintenance activities for previously issued DEP authorizations
- **Reporting Activities are sent to the Corps for review and include but are not limited to:**
  - Any single and complete project with > 0.5 acre of temporary or permanent impacts to waters or wetlands, except for those applications reviewed and approved by the DEP Environmental Review Committee (ERC)
  - A single and complete utility line crossing of waters and/or wetlands that exceeds 500 linear feet (excluding overhead lines)
  - A buried utility line placed within a jurisdictional area whereby the utility line runs parallel to or along a stream located within that jurisdictional area
  - A single and complete crossing of > 0.1 acre of wetland permanent conversion

A single and complete project that involves > 250 linear feet of permanent stream impact, except for: (1) stream bank stabilization or stream and/or fish enhancement projects where threshold is >500 linear feet; and (2) ERC projects which are not subject to a linear footage threshold.

For more information, visit [www.dep.pa.gov](http://www.dep.pa.gov).

**DEPARTMENT OF ENVIRONMENTAL PROTECTION REGIONAL OFFICES**  
**WATERWAYS AND WETLANDS PROGRAM SECTION**

**Northwest Region**

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**Counties:** *Butler, Clarion, Crawford, Elk, Erie, Forest, Jefferson, Lawrence, McKean, Mercer, Venango, and Warren*

**Southwest Region**

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**Counties:** *Allegheny, Armstrong, Beaver, Cambria, Fayette, Greene, Indiana, Somerset, Washington, and Westmoreland*

**North-central Region**

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**Counties:** *Bradford, Cameron, Centre, Clearfield, Clinton, Columbia, Lycoming, Montour, Northumberland, Potter, Snyder, Sullivan, Tioga, and Union*

**South-central Region**

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**Counties:** *Adams, Bedford, Berks, Blair, Cumberland, Dauphin, Franklin, Fulton, Huntingdon, Juniata, Lancaster, Lebanon, Mifflin, Perry, and York*

**Northeast Region**

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**Counties:** *Carbon, Lackawanna, Lehigh, Luzerne, Monroe, Northampton, Pike, Schuylkill, Susquehanna, Wayne, and Wyoming*

**Southeast Region**

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**Counties:** *Bucks, Chester, Delaware, Montgomery, and Philadelphia*

**BUREAU OF DISTRICT OIL AND GAS OPERATIONS**

**Northwest Region**

**Northwest District**

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**Southwest Region**

**Southwest District**

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**North-central Region**

**Eastern District**

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**U.S. ARMY CORPS OF ENGINEERS**

**Ohio River Basin**

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