

**TULSA DISTRICT'S NATIONWIDE PERMIT (NWP)
REGIONAL CONDITIONS**

1. All discharges and activities proposed for authorization under any NWP into the waters of the United States (U.S.) listed below, including adjacent wetlands; applicants shall notify the Tulsa District Engineer (DE) in accordance with NWP General Condition (GC) 31 *Pre-Construction Notification* (PCN):

a. **Pitcher Plant Bogs:** Wetlands typically characterized by an organic surface soil layer and include vegetation such as pitcher plants (*Sarracenia* sp.), sundews (*Drosera* sp.), and sphagnum moss (*Sphagnum* sp.).

b. **Cypress-Tupelo Swamps:** Wetlands comprised predominantly of bald cypress trees (*Taxodium distichum*), and water tupelo trees (*Nyssa aquatica*), that are occasionally or regularly flooded by fresh water. Common associates include red maple (*Acer rubrum*), swamp privet (*Forestiera acuminata*), green ash (*Fraxinus pennsylvanica*) and water elm (*Planera aquatica*). Associated herbaceous species include lizard's tail (*Saururus cernuus*), water mermaid weed (*Proserpinaca* spp.), buttonbush (*Cephalanthus occidentalis*) and smartweed (*Polygonum* spp.). (Eyre, F. H. Forest Cover Types of the United States and Canada. 1980. Society of American Foresters, 5400 Grosvenor Lane, Bethesda, Maryland 20814-2198. Library of Congress Catalog Card No. 80-54185)

In addition, the following regional condition applies in the State of Oklahoma:

c. **Designated Critical Resource Waters (CRWs):** CRWs are Outstanding Resource Waters (ORWs) and their watersheds, and High Quality Waters (HQWs) designated by the State of Oklahoma in Appendix A of the Water Quality Standards (OAC 785, Chapter 45). The ORWs include those waters in the supporting watersheds, HQWs do not. Both ORWs and HQWs include adjacent wetlands. The current list of CRWs is available on the Corps website: <http://www.swt.usace.army.mil/permits/NPP.cfm> (See GC 21 *Designated CRWs*).

In addition, the following regional conditions apply in the State of Texas:

2. Compensatory mitigation is required at a minimum one-for-one ratio for all special aquatic site losses that exceed 1/10 acre and require PCN, and for all losses to streams that exceed 300 linear feet and require PCN, unless the appropriate District Engineer determines in writing that some other form of mitigation would be more environmentally appropriate and provides a project-specific waiver of this requirement.

3. For all activities proposed for authorization under NWP 12 that involve a discharge of fill material associated with mechanized land clearing in a forested wetland, the applicant shall notify the appropriate District Engineer in accordance with the NWP PCN prior to commencing the activity.

4. For all activities proposed for authorization under NWP 16, the applicant shall notify the appropriate District Engineer in accordance with the PCN, and work cannot begin under NWP 16 until the applicant has received written approval from the Corps.

NOTE: (See GC 18 Endangered Species)

Oklahoma USFWS webpage: http://www.fws.gov/southwest/es/Oklahoma/endsp_fedact.htm

Texas USFWS webpage: <http://www.fws.gov/R2ESArlington/T&E.HTM>