

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

Action ID.: **SAW-2022- 02303**

County: **Caldwell**

**GENERAL PERMIT (REGIONAL AND NATIONWIDE) VERIFICATION**

Property Owner / Authorized Agent:

**North Carolina Department of Transportation**

**Attn: Mr. Kevin Hining**

**Division Environmental Officer**

Address: **801 Statesville Road**  
**North Wilkesboro, North Carolina 28659**  
**336-903-9129**

Size and location of property (water body, road name/number, town, etc.): **The project is located at Bridge No. 29 on US Highway 268 over the Yadkin River in Caldwell County, North Carolina.**

Description of project area and activity: **In order to replace the bridge, the permittee is authorized to impact waters of the U.S. as follows:**

**Summary of Authorized Impacts and Required Mitigation**

Impact ID #	NWP / GP #	Open Water (ac)		Wetland (ac)		Stream (lf)	
		Temporary	Permanent	Temporary	Permanent	Temporary	Permanent
<b>Site 1 (Yadkin River)</b>	<b><u>RGP 50</u></b>					<b>115' / 0.11 acre (causeway /work pad)</b>	
<b>Site 2 (UT to Yadkin River)</b>	<b><u>RGP 50</u></b>					<b>10' (dewater)</b>	<b>8' (rip rap)</b>
<b>Site 3 (UT to Yadkin River)</b>	<b><u>RGP 50</u></b>					<b>5' (dewater)</b>	<b>5' (rip rap)</b>
<b>Site 4 (UT to Yadkin River)</b>	<b><u>RGP 50</u></b>					<b>12' (dewater)</b>	<b>0' (pipe replacement)</b>
<b>Impact Totals</b>		<b>0</b>	<b>0</b>	<b>00</b>		<b>142'</b>	<b>13'</b>
Total Loss of waters of the U.S. (wetlands and/or open waters in ac)		<b>0</b>		Total Loss of waters of the U.S. (streams in lf)		<b>0</b>	
Required Wetland Mitigation (ac)		<b>0</b>		Required Stream Mitigation (lf)		<b>0</b>	

Applicable Law:  Section 404 (Clean Water Act, 33 USC 1344)  
 Section 10 (Rivers and Harbors Act, 33 USC 403)

Authorization: Regional General Permit Number: **RGP 50**

Nationwide Permit Number:

Your work is authorized by the above referenced permit provided it is accomplished in strict accordance with the attached conditions, your submitted application, and the following special conditions:

### **Special Conditions**

1. All work must be performed in strict compliance with (a) the description of work in the PCN and (b) the Wetland and Surface Water Impact Permit Drawing(s) (Permit Plans) in the application dated October 24, 2022. Any modification to the description of work and/or the permit plans must be approved by the USACE prior to implementation.
2. NCDOT shall ensure that the following commitments/conservation measures are adhered to:
  - Tree clearing will not take place from April 1 – October 15.
  - No new permanent or temporary lighting will be added to the project area.
  - No night work will occur.
  - Prior to project activities, NCDOT will verify the absence of bats and signs of bat use in culverts equal to and greater than 2-feet in height.
3. The permittee shall ensure that no more than 50% of river flow is constricted at any time.
4. The permittee shall implement all reasonable and practicable measures to ensure that equipment, structures, fill pads, work, and operations associated with this project do not adversely affect upstream and/or downstream reaches. Adverse effects include, but are not limited to, channel instability, flooding, and/or stream bank erosion. The permittee shall routinely monitor for these effects, cease all work when detected, take initial corrective measures to correct actively eroding areas, and notify this office immediately. Permanent corrective measures may require additional authorization by the U.S. Army Corps of Engineers.
5. The permittee shall ensure that any equipment that is placed on the causeway(s) is removed when either of the following situations are forecasted or anticipated: (1) the water level will rise to a point where the equipment could be flooded (even during work days), and (2) the water level is expected to rise overnight, or over a non-work period of time, to a point where the equipment could be flooded.
6. Upon completion of work that requires the causeway(s) to be in the river, the permittee shall remove all readily detectible causeway material, to the extent practicable, while removing as little of the original riverbed material as possible.

7. The permittee shall require its contractors and/or agents to comply with the terms and conditions of this authorization letter in the construction and maintenance of this project, and shall provide each of its contractors and/or agents associated with the construction or maintenance of this project with a copy of this authorization letter, all conditions, and any authorized modifications. A copy of this authorization letter, all conditions, and any authorized modifications, shall be available at the project site during construction and maintenance of this project.

Any violation of the attached conditions or deviation from your submitted plans may subject the permittee to a stop work order, a restoration order, a Class I administrative penalty, and/or appropriate legal action.

This verification will remain valid until the expiration date identified below unless the nationwide and/or regional general permit authorization is modified, suspended or revoked. If, prior to the expiration date identified below, the nationwide and/or regional general permit authorization is reissued and/or modified, this verification will remain valid until the expiration date identified below, provided it complies with all requirements of the modified nationwide and/or regional general permit. If the nationwide and/or regional general permit authorization expires or is suspended, revoked, or is modified, such that the activity would no longer comply with the terms and conditions of the nationwide and/or regional general permit, activities which have commenced (i.e., are under construction) or are under contract to commence in reliance upon the nationwide and/or regional general permit, will remain authorized provided the activity is completed within twelve months of the date of the nationwide and/or regional general permit's expiration, modification or revocation, unless discretionary authority has been exercised on a case-by-case basis to modify, suspend or revoke the authorization.

Activities subject to Section 404 (as indicated above) may also require an individual Section 401 Water Quality Certification. You should contact the NC Division of Water Resources (telephone 828-296-4500) to determine Section 401 requirements.

This Department of the Army verification does not relieve the permittee of the responsibility to obtain any other required Federal, State or local approvals/permits.

If there are any questions regarding this verification, any of the conditions of the Permit, or the U.S. Army Corps of Engineers regulatory program, please contact Lori Beckwith at [loretta.a.beckwith@usace.army.mil](mailto:loretta.a.beckwith@usace.army.mil) or 828-271-7980, ext. 4223.

USACE Regulatory Official: Monte Matthews

Date: **February 8, 2023**

Expiration Date of Verification: **May 25, 2025**

Action ID Number: SAW-2022-02303

County: Caldwell

Permittee: NCDOT, Mr. Kevin Hining

Project Name: NCDOT / Bridge 29 / Yadkin River / Div 11

Regional General Permit OR Nationwide Permit: RGP 50

Date Verification Issued: February 8, 2023

Project Manager: Lori Beckwith

Upon completion of the activity authorized by this permit and any mitigation required by the permit, sign this certification and return it to the following address:

US ARMY CORPS OF ENGINEERS  
WILMINGTON DISTRICT  
Attn: Lori Beckwith  
151 Patton Avenue  
Room 208  
Asheville, NC 28801-5006

Please note that your permitted activity is subject to a compliance inspection by a U. S. Army Corps of Engineers representative. Failure to comply with any terms or conditions of this authorization may result in the U.S. Army Corps of Engineers suspending, modifying or revoking the authorization and/or issuing a Class I administrative penalty, or initiating other appropriate legal action.

I hereby certify that the work authorized by the above referenced permit has been completed in accordance with the terms and condition of the said permit, and required mitigation was completed in accordance with the permit conditions.

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Signature of Permittee

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Date