



NATIONWIDE PERMIT 14—LINEAR TRANSPORTATION PROJECTS UPDATE FACTSHEET

Activities required for the construction, expansion, modification, or improvement of linear transportation projects (e.g., roads, highways, railways, trails, airport runways, and taxiways) in waters of the United States (WOUS). For linear transportation projects in non-tidal waters, the discharge cannot cause the loss of greater than 1/2-acre of WOUS. For linear transportation projects in tidal waters, the discharge cannot cause the loss of greater than 1/3-acre of WOUS. Any stream channel modification, including bank stabilization, is limited to the minimum necessary to construct or protect the linear transportation project; such modifications must be in the immediate vicinity of the project. A Pre-Construction Notification to the U.S. Army Corps of Engineers (Corps) may be needed.

Updated 2017-2021 Nationwide Permit Program:

The Corps issues Nationwide Permits (NWP) to authorize activities under Section 404 of the Clean Water Act and Section 10 of the Rivers and Harbors Act of 1899 that will result in no more than minimal individual and cumulative adverse environmental effects. The new NWP program will begin on March 19, 2017 and will extend through 2021.

Current activities authorized by the 2012 NWPs remain authorized until March 18, 2017. Activities authorized by the 2012 NWPs that have commenced or are under contract to commence by March 18, 2017, will have one year (i.e., until March 18, 2018) to complete those activities.

Anticipated Changes to NWP 14—Linear Transportation Projects:

- Linear projects crossing single or multiple waterbodies several times at separate and distant locations, each crossings is now considered a single and complete project for NWP authorization.
- If one or more separate and distant crossings of WOUS or a stand-alone linear transportation project does not qualify for authorization by NWP or a regional general permit, and an individual permit is required to authorize the crossings, then all the crossings necessary to construct that stand-alone linear transportation project would require an individual permit.

For more information please visit our website: www.coxmclain.com

AUSTIN
512.338.2223

HOUSTON
713.338.3470

IRVING
469.647.4866

TULSA
918.986.1717