



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY

PHILADELPHIA DISTRICT CORPS OF ENGINEERS
WANAMAKER BUILDING, 100 PENN SQUARE EAST
PHILADELPHIA, PENNSYLVANIA 19107-3390

SUBJECT: Government Shutdown

Beginning 15 October 2013, all U.S. Army Corps of Engineers Regulatory offices will be shutdown due to the absence of available federal appropriations. During the shutdown, Regulatory offices will be unable to evaluate individual permit applications, pre-construction notifications (PCNs) for nationwide permit (NWP) or regional general permit authorizations, or requests for jurisdictional determinations. Work on these actions will resume when Regulatory offices reopen.

During this time, should an emergency activity need to be conducted in waters or wetlands within the Philadelphia District that requires Department of the Army authorization under Section 404 of the Clean Water Act and/or Section 10 of the Rivers and Harbors Act of 1899, please call 215-656-6721 or email: Kenneth.S.Goldberg@usace.army.mil.

Those applying for NWP authorizations are reminded that proposed NWP activities that require PCNs must wait 45 days before beginning the NWP activity (see 33 CFR 330.1(e)). Please note that certain NWP PCNs require a written response from the Army Corps of Engineers before beginning the NWP activity. These include the following:

- a. NWP activities that might affect listed species or designated critical habitat under the Endangered Species Act;
- b. NWP activities that have the potential to cause effects to historic properties;
- c. Activities authorized by NWPs 21, 49, and 50

These NWP PCNs will not be processed until Regulatory offices reopen. Please see NWP general condition 18 (endangered species), and NWP general condition 20 (historic properties) for additional information.

Prospective permittees should ensure that all proposed NWP activities comply with all terms and conditions of any NWP including any applicable regional conditions. They must also obtain other required authorizations, such as Clean Water Act Section 401 water quality certification or waiver if the proposed activity involves a discharge into waters of the United States, or Coastal Zone Management Act consistency concurrence or presumption of concurrence, if the proposed activity occurs in the coastal zone prior to initiating regulated activities in waters of the United States. Regional conditions that have been imposed on the 2012 NWPs are provided on each Corps district's web site. Regional conditions applicable for activities in the Commonwealth of Pennsylvania and the States of New Jersey and Delaware can be found on the Philadelphia District web site at the following address: www.nap.usace.army.mil/missions/regulatory. Please continue to check this web site for updates on the shutdown of Regulatory offices.