

**2021 NWP CZM and WQC Status Table: Delaware, New Jersey, Pennsylvania**

<b>NWP</b>	<b>DE CZM</b>	<b>DE WQC</b>	<b>MD CZM</b>	<b>MD WQC</b>	<b>NJ CZM</b>	<b>NJ WQC</b>	<b>PA CZM</b>	<b>PA WQC</b>
<b>NWP 12</b>	DENIED	ISSUED #	DENIED	DENIED	DENIED	DENIED	ISSUED	ISSUED
<b>NWP 21</b>	DENIED	WAIVED	DENIED	DENIED	DENIED	DENIED	ISSUED	ISSUED
<b>NWP 29</b>	DENIED	ISSUED #	DENIED	DENIED	DENIED	DENIED	ISSUED	ISSUED
<b>NWP 39</b>	DENIED	ISSUED #	DENIED	DENIED	DENIED	DENIED	ISSUED	ISSUED
<b>NWP 40</b>	DENIED	ISSUED #	DENIED	DENIED	DENIED	DENIED	ISSUED	ISSUED
<b>NWP 42</b>	DENIED	ISSUED #	DENIED	DENIED	DENIED	DENIED	ISSUED	ISSUED
<b>NWP 43</b>	DENIED	ISSUED #	DENIED	DENIED	DENIED	DENIED	ISSUED	ISSUED
<b>NWP 44</b>	DENIED	ISSUED #	DENIED	DENIED	DENIED	DENIED	ISSUED	ISSUED
<b>NWP 48</b>	ISSUED #	ISSUED	DENIED	DENIED	DENIED	DENIED	ISSUED	ISSUED
<b>NWP 50</b>	DENIED	WAIVED	DENIED	DENIED	DENIED	DENIED	ISSUED	ISSUED
<b>NWP 51</b>	DENIED	ISSUED #	DENIED	DENIED	DENIED	DENIED	ISSUED	ISSUED
<b>NWP 52</b>	DENIED	ISSUED #	DENIED	DENIED	DENIED	DENIED	ISSUED	ISSUED
<b>NWP 55</b>	ISSUED #	N/A	DENIED	DENIED	DENIED	DENIED	ISSUED	ISSUED
<b>NWP 56</b>	ISSUED #	N/A	DENIED	DENIED	DENIED	DENIED	ISSUED	ISSUED
<b>NWP 57</b>	ISSUED #	ISSUED #	DENIED	DENIED	DENIED	DENIED	ISSUED	ISSUED
<b>NWP 58</b>	ISSUED #	ISSUED #	DENIED	DENIED	DENIED	DENIED	ISSUED	ISSUED

**NOTE:** # The State of Delaware has issued the CZM consistency concurrence and issued the WQC for this NWP provided the activity complies with the following conditions.

**DELAWARE CZM**

**-The Delaware Coastal Management Program concurs with the CZM consistency determination for NWP 48, provided those activities do not occur in Critical Resource waters, including Natural Heritage Sites.**

**-The Delaware Coastal Management Program concurs with the CZM consistency determination for NWP 55 and 56, provided those activities do not occur in Critical Resource waters, including Natural Heritage Sites and:**

- a. Any introduced shellfish as part of an integrated multi-trophic mariculture system must be certified under Delaware standards as being disease and parasite free;**

## **2021 NWP's CZM and WQC Status Table: Delaware, New Jersey, Pennsylvania**

**b. All structures associated with the mariculture activity must be removed from waters of the United States when/if the activity is abandoned;**

**c. Use of unsuitable materials for shellfish seeding (i.e. asphalt, bituminous concrete slag, tires, wallboard, plastic, wood, metal, crushed glass, and garbage) is prohibited;**

**d. Any PCN to the Corps of Engineers for any mariculture activities within the SADA locations in the Delaware Inland Bays must provide the following information: (1) name and address of the applicant, (2) a copy of any lease agreement between the applicant and the State of Delaware for the proposed mariculture activity, (3) a description of the proposed equipment to be used at each location, (4) the location of the proposed activity including latitude and longitude coordinates along with any other lease area identification numbers further identifying the leased area(s).**

**-The Delaware Coastal Management Program concurs with the CZM consistency determination for NWP's 57 and 58, provided those activities do not result in the discharge of dredged and/or fill material and do not occur in Critical Resource waters, including Natural Heritage Sites.**

### **DELAWARE WQC**

**-The DDNREC has issued WQC for NWP's 12, provided the following:**

**a. The activity does not result in a discharge in a Delaware ERES waters;**

**b. The applicant contacts DNREC Emergency Response if there is a release of muds and/or drilling fluids into surface waters.**

**- The DDNREC has issued WQC for NWP's 29 and 39, provided the following:**

**a. The applicant shall provide a pre-construction notification to DNREC Wetlands and Subaqueous Lands Section including information demonstrating that the proposed discharge of dredge or fill material will not result in a statistically significant reduction, accounting for natural variations, in biological, chemical, or habitat quality as measured or predicted using appropriate assessment protocols;**

**b. This nationwide permit is not certified for discharges of dredged or fill materials from locations with known contaminants such as brownfield sites unless those contaminants are specifically addressed in a Contaminated Materials Management Plan (CMMP) for that site. Proof of an approved CMMP must be submitted to DNREC, Wetlands and Subaqueous Lands Section.**

**- The DDNREC has issued WQC for NWP's 40, 42, 43 and 44, provided the following:**

**a. The applicant shall provide a pre-construction notification to DNREC, Wetlands and Subaqueous Lands Section including information demonstrating that the proposed discharge of dredge or fill material will not result in a statistically**

**2021 NWP CZM and WQC Status Table: Delaware, New Jersey, Pennsylvania**

**significant reduction, accounting for natural variations, in biological, chemical, or habitat quality as measured or predicted using appropriate assessment protocols;**

**b. The activity does not occur in a Delaware ERES;**

**- The DDNREC has issued WQC for NWPs 51 and 52, provided the following:**

**a. The applicant shall provide a pre-construction notification to DNREC Wetlands and Subaqueous Lands Section including information demonstrating that the proposed discharge of dredge or fill material will not result in a statistically significant reduction, accounting for natural variations, in biological, chemical, or habitat quality as measured or predicted using appropriate assessment protocols;**

**b. The activity does not occur in a Delaware ERES;**

**- The DDNREC has issued WQC for NWPs 57 and 58, provided the following:**

**a. The activity does not occur in a Delaware ERES;**

**b. The applicant contacts DNREC Emergency Response if there is a release of muds and/or drilling fluids into surface waters.**