



**US Army Corps
of Engineers**
Philadelphia District

Wanamaker Building
100 Penn Square East
Philadelphia, PA 19107-3390
ATTN: CENAP-OP-R

Public Notice

Public Notice No. CENAP-OP-R-2019-405-85	Date
Application No. State Programmatic General Permit - 20	File No.
In Reply Refer to: REGULATORY BRANCH	

Reference is made to Public Notice CENAP-OP-R-2019-405-85 dated August 13, 2019 proposing the reissuance of the Delaware State Programmatic General Permit - 20 (SPGP-20), initially issued on March 23, 1984. This general permit authorizes the construction of proposed and maintenance of existing piers, docks, gangways/ramps, stairs/ladders, mooring piles, boat lifts, modular floating platforms for jet skis and larger vessels, breakwaters and the replacement of existing serviceable bulkheads in navigable waters of the United States within the geographic boundaries of the Philadelphia District Corps of Engineers in the State of Delaware.

After a complete review of our file and full consideration of the comments and recommendations, notice is hereby given of the revalidation and extension of SPGP-20. The revalidation and extension of this Department of the Army general permit has been conducted under the statutory authority of Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403) and Section 404 of the Clean Water Act (33 U.S.C. 1344).

This general permit has been developed for certain clearly described categories of minor projects involving structures and fill that require Department of the Army and State of Delaware authorizations. Typical activities authorized by this general permit include existing and proposed piers, docks, mooring piles, boat lifts, structural breakwaters and the replacement of existing serviceable bulkhead structures in navigable waters of the United States in the State of Delaware. The revalidation and extension of SPGP-20 was coordinated with other interested Federal agencies, the State of Delaware, and the general public.

This reissued general permit includes several clarifications, format changes and overall reorganization of the permit. The Terms of Authorization section has been removed and incorporated in either the Project Description or Special Conditions of the general permit. Additionally, the general permit has been reorganized to group certain activities to improve readability. Furthermore, the term non-commercial has been removed from the project description and commercial activities have been restricted on the Delaware Bay, Delaware River and the Nanticoke River, including their tributaries. Conditions concerning marinas have been included to ensure compliance with Delaware Marina Regulations. The full text of the reauthorization of SPGP-20 is attached to this notice.

Any person who wishes to perform work under the terms and conditions of this general permit need only apply to the Delaware Department of Natural Resources and Environmental Control, Wetlands and Subaqueous Lands Section, 89 Kings Highway, Dover Delaware 19901. If the State determines the proposed work conforms to this general permit, a copy of such approval (SPGP-20) will be included with the State approval. No work under this general permit

shall commence until verification from the Delaware Department of Natural Resources and Environmental Control, Wetlands and Subaqueous Lands Section is received.

The reauthorization of SPGP-20 will remain in effect until the general permit expires on December 31, 2024. At that time, an assessment of this general permit will be done to determine if it should be reissued. Any questions concerning this general permit should be addressed in writing to Mr. Michael D. Yost at 1203 College Park Drive, Suite 103, Dover, Delaware 19904, by email at michael.d.yost@usace.army.mil or by telephone at (267) 240-5278.

Edward E. Bonner
Chief, Regulatory Branch