DEPARTMENT OF THE ARMY
SAVANNAH DISTRICT, CORPS OF ENGINEERS
100 W. OGLETHORPE AVENUE
SAVANNAH, GEORGIA 31401-3640

REPLY TO
ATTENTION OF:

18 Mar 2015

Regulatory Division
200323580

JOINT PUBLIC NOTICE
Savannah District/State of Georgia

ISSUANCE OF PROGRAMMATIC GENERAL PERMITS
40, 41, 42, 43, 44, 45, 46, 47, 49, 52, 56, 57, 59, 60, 61 and 62
FOR MINOR STRUCTURES AND WORK IN PORTIONS OF
LAKE SEMINOLE, GEORGE W. ANDREWS LAKE, WALTER F. GEORGE LAKE,
WEST POINT LAKE, LAKE LANIER, CARTERS LAKE AND ALLATOONA LAKE
OPERATED BY
MOBILE DISTRICT, U.S. ARMY CORPS OF ENGINEERS
WITHIN THE STATE OF GEORGIA

The Savannah District, US Army Corps of Engineers (Corps), by means of this notice is advertising the issuance of Programmatic General Permits (PGPs) 40, 41, 42, 43, 44, 45, 46, 47, 49, 52, 56, 57, 59, 60, 61 and 62, for a period of five (5) years, pursuant to 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. I344).

Scope: Under authority of these PGPs, the Savannah District has delegated authority to the Mobile District, Operations Project Managers (OPMs) to review and approve minor structures and work in waters of the United States that require Section 404 and/or Section 10 permits. Minor structures and work authorized by these PGPs include: maintenance of existing beaches, boat slips, canals, docking and berthing areas, navigation channels; construction and maintenance of piers, wharves and their normal appurtenances, boat shelters, gazebos, boat hoists, boat ramps, moorings, pilings, dolphins, rip-rap, bulkheads, cross-over walks, submersed cables, intake structures, jetties, breakwater structures, and submerged irrigation lines; and initial dredging activities. Prior to performing work under authority of a PGP, an applicant must submit an application to the appropriate OPM for review; and receive verification from the OPM that the project meets the terms and conditions for authorization under the PGP.

Locations Where Structures and Work are Authorized by PGPs: Structures and work would be authorized in waters of the United States in the following Corps' reservoirs: on the Chattahoochee River – Lake Seminole, George W. Andrews Lake, Walter F. George Lake, West Point Lake and Lake Sidney Lanier; on the Coosawattee River - Carters Lake; and on the Etowah River – Allatoona Lake.

Any inquires concerning these PGPs should be made to the US Army Corps of Engineers, Regulatory Division at (912) 652-5768 or 1-800-448-2402.

Enclosure - PGPs

Programmatic General Permits (PGPs): PGP 40, PGP 41, PGP 42, PGP 43, PGP 44, PGP 45, PGP 46, PGP 47, PGP 49, PGP 52, PGP 56, PGP 57, PGP 59, PGP 60, PGP 61 and PGP 62

Action ID: SAS-2003-23580

Effective Date: March 18, 2015
Expiration Date: March 18, 2020

DEPARTMENT OF THE ARMY
PROGRAMMATIC GENERAL PERMITS FOR
MINOR STRUCTURES AND ACTIVITIES IN PORTIONS OF
LAKE SEMINOLE, GEORGE W. ANDREWS LAKE, WALTER F. GEORGE LAKE, WEST POINT LAKE, LAKE SIDNEY LANIER, CARTERS LAKE AND ALLATOONA LAKE
OPERATED BY THE
MOBILE DISTRICT, U.S. ARMY CORPS OF ENGINEERS
LOCATED WITHIN THE STATE OF GEORGIA

On the recommendation of the Chief of Engineers, pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 United States Code (U.S.C.) 403) and Section 404 of the Clean Water Act (CWA, 33 U.S.C. 1344), authorization is hereby given by the U.S. Army Corps of Engineers (Corps), Savannah District, through the below listed Programmatic General Permits (PGPs), to conduct work and activities in waters of the United States within the portions of Lake Seminole, George W. Andrews Lake, Walter F. George Lake, West Point Lake, Lake Sidney Lanier, Carters Lake and Allatoona Lake, which are located in the State of Georgia; with written authorization from the appropriate Corps, Operations Project Manager (OPM), or the OPM's designated representative.

SCOPE. The scope of these PGPs includes only those structures or works that are considered to be minor in nature and would cause only minimal individual and cumulative environmental impacts. All authorized activities must be in accordance with the terms and limitations set forth in the general and special conditions of these PGPs.

AUTHORITY. The Savannah District hereby delegates authority to the OPMs at Lake Seminole, George W. Andrews Lake, Walter F. George Lake, West Point Lake, Lake Sidney Lanier, Carters Lake, and Allatoona Lake, to administer these PGPs. As administrator of these PGPs, OPMs have the discretion to authorize activities that comply with their shoreline management program, and the terms and conditions of the PGPs; or to refer a proposed action to the Savannah District for further review. Authorization under these PGPs is only valid when an applicant has notified the appropriate OPM prior to beginning proposed work, and the permittee has received written confirmation from the OPM that the work is authorized by a PGP(s); and that the work is permitted pursuant to authorities administered by the OPM or other local, state, or federal agencies (see permit conditions and further information below).

OTHER AUTHORIZATIONS. Activities not authorized by these PGPs, or which exceed the limitations of PGPs, would require project-specific authorization from the Savannah District. In addition, at the discretion of the Savannah District Commander, project-specific authorization may be required for any proposed activity, on a case-by-case basis. For additional information regarding Savannah District's Regulatory Program, see http://www.sas.usace.army.mil/Missions/Regulatory.aspx.

AUTHORIZED WORK AND STRUCUTURES. For private landowners, Federal, State or local agencies/government bodies with property located adjacent to Corps' public lands, or for lessees of Corps public land, the following activities are authorized:

PGP 40 – Maintenance of existing beaches. Excavation, discharge or redistribution of less than 1,000 cubic yards of material below normal pool elevation, when work is performed during low water conditions (in the dry); or 500 cubic yards of material below normal pool elevation when work is performed during normal pool conditions in order to maintain existing public beaches managed by public agencies. Only clean, inert material shall be used for any discharge. Excess material must be deposited on an upland site and properly confined. (Sections 10 and 404)

PGP 41 – Maintenance dredging of less than 5,000 cubic yards of material from existing boat slips. Dredging is only to include the removal of accumulated silt, sand and clay material, down to the original bottom contour of the area being maintained, prior to impoundment of the lake. The depth shall be no greater than the design depths and the depth of the waters leading to the area to be maintained. The dredged material shall not be placed in adjacent open waters or wetlands. The dredged material shall be deposited in an upland area and properly confined in such a manner that sediment will not re-enter the waterway or interfere with natural drainage. (Section 10)

PGP 42 – Maintenance dredging of less than 5,000 cubic yards of accumulated material from existing canals. The depth of dredging shall be no greater than the design depths and the depth of the waters leading to the area to be maintained. The dredged material shall not be placed in adjacent open waters or wetlands. The dredged material shall be deposited in an upland area and properly confined in such a manner that sediment will not re-enter the waterway or interfere with natural drainage. All work must be performed within that portion of the waterway (canal) fronting the applicant's property. The activity must be a single and complete project; "piecemeal dredging" is specifically excluded from this authorization. (Section 10)

PGP 43 – Maintenance dredging of less than 5,000 cubic yards of accumulated material from existing docking or berthing areas. The depth shall be no greater than the design depths and the depth of the waters leading to the area to be maintained. The dredged material shall not be placed in adjacent open waters or wetlands. The dredged material shall be deposited in an upland area and properly confined in such a manner that sediment will not re-enter the waterway or interfere with natural drainage. The activity

must be a single and complete project; "piecemeal dredging" is specifically excluded from this authorization. (Section 10)

PGP 44 – Maintenance dredging of less than 5,000 cubic yards of accumulated material from existing navigation channels. The depth shall be no greater than the design depths and the depth of the waters leading to the area to be maintained. The dredged material shall not be placed in adjacent open waters or wetlands. The dredged material shall be deposited in an upland area and properly confined in such a manner that sediment will not re-enter the waterway or interfere with natural drainage. The activity must be a single and complete project; "piecemeal dredging" is specifically excluded from this authorization. (Section 10)

PGP 45 – Construction and/or maintenance of piers, wharves, and their normal appurtenances, such as stairways and walkways. Fueling facilities, living quarters, and toilets over navigable waters of the United States are specifically excluded from this authorization. (Section 10)

PGP 46 – Construction and/or maintenance of boat shelters, gazebos, hoists, and shelters. Fueling facilities, toilets, and living quarters over navigable waters of the United States are specifically excluded from this authorization. (Section 10)

PGP 47 – Construction and maintenance of boat ramps. Excavation, redistribution or discharge of less than 1,000 cubic yards of material below normal pool elevation when work is performed during low water conditions (in the dry); or 200 cubic yards of material below normal pool elevation when work is performed during normal pool conditions. Only clean, inert material shall be used for any discharge. Excess material must be deposited on an upland site and properly confined. (Sections 10 and 404)

PGP 49 – Mooring pilings and dolphins. Permanent mooring of inhabited houseboats or other inhabited vessels is specifically excluded from this authorization. (Section 10)

PGP 52 – Buried cables. Cables must be buried a minimum of 4 feet below the existing bottom contour of the lake. Excavated trenches shall be backfilled after installation. Disturbed soil surfaces must be restored to pre-existing contours. All buried submerged cables are also subject to the applicable general and regional conditions for use of Nationwide Permit Number 12, pursuant to the Corps' current Nationwide Permit Program. (Sections 10 and 404)

PGP 56 – Intake structures. A letter of concurrence from local and/or State water management agency must be submitted with the application. All intake structure projects are also subject to the applicable general and regional conditions for use of Nationwide Permit Numbers 7 and 12, pursuant to the Corps' current Nationwide Permit Program. (Sections 10 and 404)

PGP 57 – Bank stabilization and cross-over walks. Bank stabilization projects (e.g., rip-rap, bulkheads, living shoreline, etc) that involve the discharge of no more than one (1) cubic yard of material per linear foot of dredged or fill material below the normal pool elevation. Bank stabilization activities are limited to less than 1,000 feet in length when work is performed during low water conditions (in the dry); or 500 feet in length when work is performed during normal pool conditions. The activity must be necessary for erosion prevention and no material shall be discharged in excess of the minimum needed for erosion protection. No material shall be discharged in any wetland area, and no material shall be discharged in any location or in any manner so as to impair surface water flow into or out of any wetland area. Only clean inert material, free of waste metal products, organic materials, unsightly debris, etc. shall be used. The activity must be a single and complete project; "piecemeal projects" are specifically excluded from this authorization. All bank stabilization projects are also subject to applicable general and regional conditions for use of Nationwide Permit Number 13, pursuant to the Corps' current Nationwide Permit Program. Any excess dredged material must be properly confined in an upland site. (Sections 10 and 404)

PGP 59 – Initial dredging. Dredging of less than 1,000 cubic yards of material below normal pool elevation when work is performed during low water conditions (in the dry); or 500 cubic yards of material below normal pool elevation when work is performed during normal pool conditions. The depth shall be no greater than the approved design depths and in no case shall the water depth at normal pool elevation exceed 6 feet. The dredged material shall not be placed in Corps' managed lands, open waters or adjacent wetlands without the expressed consent of the OPM. Upland disposal sites for the initial dredging must be identified and approved by the OPM prior to the commencement of work. Dredged material placed into an approved upland area must be properly confined in such a manner that sediment will not re-enter the waterway or interfere with natural drainage. The activity shall not be used for the channelization of creeks. The activity must be a single and complete project; "piecemeal dredging" is specifically excluded from this authorization. All work must be performed within that portion of the waterway adjacent to the applicant's property. (Sections 10 and 404)

PGP 60 – Debris Removal. Debris may only be removed for navigational or drainage purposes. Debris includes, but is not limited to: uprooted stumps; tree limbs; appliances; lumber; and metal objects. Dredging of gravel, sand, silt, etc., is not authorized. All non-woody debris must be placed in an approved landfill. Alternative sites for woody debris may be authorized on a case-by-case basis, but only after full coordination with the OPM and the U.S. Fish and Wildlife Service. Snagging of stumps, dead trees and living trees from the shoreline or bank is not authorized. Woody debris embedded in the bank may be cut off above the ground. (Section 10)

PGP 61 – Jetties/Breakwater. The discharge below normal pool elevation of less than 1,000 cubic yards of non-erosive material when work is performed during low water conditions (in the dry); or 500 cubic yards of non-erosive material when work is

performed during normal pool conditions. A jetty is oriented perpendicular to the shoreline, and a breakwater is oriented parallel to the shoreline. (Sections 10 and 404)

PGP 62 – Submerged irrigation lines in Navigable Waters of the United States. Irrigation lines must be buried a minimum of 4 feet below the existing bottom contour of the lake. Excavated trenches shall be backfilled after installation. Disturbed soil surfaces must be restored to preexisting contours. All buried irrigation line projects are also subject to the applicable general and regional conditions for use of Nationwide Permit Number 12, pursuant to the Corps' current Nationwide Permit Program. (Sections 10 and 404)

GENERAL CONDITIONS. The above described structures and activities may be authorized under these PGPs subject to the following general conditions:

1. For the purpose of these PGPs, the Applicant is any agent, individual or government, who submits a written request to the appropriate OPM for use of a PGP(s), at least 45 days prior to the planned construction start date.

2. For the purpose of these PGPs, the Permittee is any Applicant who receives written confirmation from the OPM that a project is authorized by a PGP, and other applicable authorities administered by the OPM.

3. These PGPs may be summarily suspended, in whole or in part, upon a finding by the District Commander, or his authorized representative, that immediate suspension of the activity authorized herein would be in the general public interest. Such suspension shall be effective upon receipt by a Permittee of a written notice thereof which shall indicate: (l) the extent of the suspension; (2) the reasons for this action; and (3) any corrective or preventative measures to be taken by a Permittee which are deemed necessary by the District Commander, or his authorized representative, to abate imminent hazards to the general public interest. A Permittee shall take immediate action to comply with the provisions of this notice. Within l0 days following receipt of this notice of suspension, the permittee may request a hearing in order to present information relevant to a decision as to whether his permit should be reinstated, modified, or revoked. If a hearing is requested, it shall be conducted pursuant to procedures prescribed by the Chief of Engineers. After completion of the hearing, or within a reasonable time after issuance of the suspension notice to the Permittee if no hearing is requested, the permit will either be reinstated, modified, or revoked.

4. Work authorized by any PGP for an individual project may be suspended or the authorization for the individual project revoked if the Secretary of the Army or his/her authorized representative determines that there has been a violation of the terms and conditions of the PGP. Work underway at the time of suspension will be evaluated on an individual basis to ascertain if the work should be allowed to continue to its completion under the authority of these PGPs. In those instances where it is determined that the work has an adverse effect on the public interest or to project

guidelines, the authorization of these PGPs for that particular project may be revoked. A full public review will be made of the project to ascertain if a Department of the Army permit for the project should be issued to allow completion of the project. Any modification, suspension, or revocation of these PGPs shall not be the basis for any claim for damages against the United States.

5. Project-specific authorizations that are issued by OPMs under these PGPs, if not previously revoked or specifically extended, shall expire three years from the date of OPM verification letter, or on the date that these PGPs are scheduled to expire, which ever occurs first.

6. If project-specific work authorized by an OPM under these PGPs is commenced, or is under contract to commence, before the date that these PGPs are scheduled to expire, the Permittee will have an additional twelve months from the PGP expiration date to complete the work under the present terms and conditions of these PGPs.

7. These PGPs shall become effective on the date of the District Commanders' signatures, or his/her authorized representatives' signature.

8. These PGPs shall automatically expire 5 years from the date of issuance if not previously revoked or specifically extended.

9. If and when a Permittee desires to abandon a PGP authorized activity, unless such abandonment is part of a transfer procedure by which a permittee is transferring his/her interests in the authorized activity to a third party and which it is agreed to in writing by the OPM, the Permittee must restore the area to a condition satisfactory to the OPM or his authorized representative.

10. There shall be no unreasonable or long term interference with navigation by the existence or use of any activity authorized by these PGPs.

11. These PGPs do not authorize the interference with any existing or proposed Federal project and the Permittee shall not be entitled to compensation for damage or injury to the structures or work authorized herein which may be caused by or result from existing or future operations undertaken by the United States in the public interest.

12. The OPM, or his/her authorized representative shall be allowed ingress/egress of the Applicant's/Permittee's property as necessary to inspect facilities and/or activities authorized by these PGPs. The Permittee shall also allow the District Commander, or his/her authorized representative(s) or designee(s), to make periodic inspections at any time deemed necessary in order to assure that the activity being performed under authority of these PGPs is in accordance with the terms and conditions prescribed herein. The Applicant/Permittee shall have no claim for damages of any character on account thereof against the United States or any officer, agent or employee thereof.

13. The permittee shall maintain all PGP authorized structures in good condition.

14. The Permitee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structure or work authorized by these PGPs, or if in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the Permittee will be required, upon due notice from the Corps, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.

15. Should a proposal potentially have an adverse affect on any vegetation located on public property, the vegetation must be clearly identified (species and location) in the application submitted to the OPM. In addition, if requested by the OPM, the Applicant shall provide a delineation of jurisdictional streams, wetlands and other waters of the United States located on the project site. The delineation shall be performed by a qualified environmental consultant, at the Applicant's expense, in accordance with current Corps' procedures, and be submitted for OPM approval.

16. Any damages to public lands associated with the construction of a PGP authorized project shall be restored to the satisfaction of the OPM, at the Permittee's expense. Any modification, suspension, or revocation of any authorizations issued shall not be the basis for any claim for damages against the United States.

17. Work authorized by these PGPs may require a variance from the Georgia Department of Natural Resources, Environmental Protection Division (EPD) prior to conducting land disturbing activities or placement of materials within the State-mandated buffer, per O.C.G.A. § 12-7-6(b)(15) of The Erosion and Sedimentation Act (E&S Act) of 1975. Please visit EPD's website, http://www.gaepd.org, or contact the NonPoint Source Program of EPD at (404) 463-1463, for further guidance on buffer determinations and variances. Construction of a shoreline stabilization project within the buffer and without a buffer variance, except for minor land disturbing activities, is in violation of O.C.G.A. 12-7-6(b)(15) or (16) in the E&S Act. Failure to maintain a stream buffer may require the issuance of a stop work order (O.C.G.A. 12-7-12(d)). For additional information on the E&S Act, what constitutes a minor land disturbing activity, and the process of obtaining a buffer variance from EPD, please call or visit EPD's website. Applicants may also refer to EPD's "Streambank and Shoreline Stabilization Guidance," available on EPD's website, for further information on the preferred, acceptable and discouraged methods of shoreline stabilization in Georgia.

18. No work is authorized by these PGPs that would adversely impact, affect, or otherwise degrade cultural resources such as archaeological, scientific, prehistoric, or historic sites or data, determined to be potentially eligible for listing in the National Register of Historic Places. Should the Corps determine that a proposal may affect a potentially eligible cultural resource; the Applicant shall be required to prepare and

submit a cultural resource survey for the project site. Archaeological or other cultural resources, which might be eligible for the National Register of Historic Places (NRHP), that are located within the area subject to Department of the Army jurisdiction, shall be identified prior to the beginning of any the work authorized by these PGPs, by the performance of the referenced survey. All cultural resource surveys shall be performed by a qualified archaeologist as specified under the Secretary of the Interior's Guidelines. Should a survey identify a potentially eligible cultural resource, the Savannah District will prepare a determination of adverse affect for the proposed project. This effects determination will then be coordinated with the Georgia Department of Natural Resources, Historic Preservation Division, in accordance with Section 106 of the National Historic Preservation Act (Section 106). If such a survey is required by the OPM, no authorization under these PGPs can be issued until the Corps has completed all required consolation pursuant to Section 106. The Permittee shall fully implement all measures specified by the reviewing offices that are deemed necessary to mitigate impacts to any cultural resources; and which will be incorporated into any PGP authorization issued by the OPM.

19. If during the execution of the work authorized by these PGPs the Permittee encounters a previously unidentified archeological or other cultural resource that might be eligible for the National Register of Historic Places, he shall cease work and immediately notify the OPM. The procedures outlined in General Condition 18 will then be followed in such cases.

20. These PGPs do not obviate the requirement to obtain state or local assent required by law for the activity authorized herein.

21. These PGPs do not convey any property rights, either in real estate or material (except in relation to dredge material itself), or any exclusive privileges; and do not authorize any injury to property or invasion of rights or any infringement of federal, state, or local laws or regulations.

22. The activities authorized by these PGPs shall not jeopardize a threatened or endangered species as identified under the Endangered Species Act, nor destroy, or adversely modify the critical habitat of such species.

23. These PGPs do not authorized activities that would adversely impact active bald eagle nesting sites located on or adjacent to Lake Seminole, George W. Andrews Lake, Walter F. George Lake, West Point Lake, Lake Sidney Lanier, Carters Lake or Allatoona Lake. Work shall not be conducted under authority of these PGPs during the bald eagle nesting season (October-May) on any project site that is located within 660 feet of an active bald eagle nesting site. For any work proposed during the bald eagle nesting season, on a site located within 1/2 mile of active bald eagle nest, the OPM will insure that an Applicant coordinates with the U.S. Fish and Wildlife Service prior to project approval. If a proposed project would involve blasting, pile driving or other loud noises during the bald eagle nesting season, on a site located within one mile of active bald

eagle nest, the OPM will insure that an Applicant coordinates with the U.S. Fish and Wildlife Service prior to project approval. Information concerning nesting bald eagles is available at https://www.fws.gov/southeast/es/baldeagle/.

SPECIAL CONDITIONS. The above described structures and activities may be authorized under these PGPs subject to the following special conditions:

1. Anyone intending to use one or more of these PGPs shall submit an application to the appropriate OPM at the address listed below, prior to beginning work, and at least 45 days prior to the planned start date of the proposed project. No work shall proceed until the Permittee receives written confirmation from the OPM that the work is within the scope of and is authorized by a PGP(s); and is also permitted pursuant to other laws administered through the OPM (e.g., Shoreline Management Plan). The application shall include the following minimum information: a location and vicinity map for the proposed project site; a written description of all work proposed to be conducted on public property; a plan view drawing of all work proposed to be conducted on public property; a plan view drawing depicting any wetlands, streams or open waters located in the vicinity of the project area; the quantity and type of material to be discharged, if applicable; the quantity and type of material to be excavated, if applicable; the disposal site for dredged or excavated material, if applicable; and the Applicant's written intention to comply with all terms and conditions of the applicable PGP(s). All proposals must be in accordance with the guidelines and limitations set forth in the general and special conditions of the PGPs and approved by the OPM.

Walter F. George Lake and
George W. Andrews Lake
U.S. Army Corps of Engineers
Resource Management Office
427 Eufaula Road
Fort Gaines, Georgia 31751-9722
(normal pool elevation 190 MSL

Allatoona Lake
U.S. Army Corps of Engineers
Resource Management Office
1138 State Route 20 Spur
SE Cartersville, Georgia 30121
(normal pool elevation 840 MSL)

Lake Sidney Lanier
U.S. Army Corps of Engineers
Resource Management Office
Post Office Box 567
Buford, Georgia 31518-0567
(normal pool elevation 1071 MSL)

West Point Lake
U.S. Army Corps of Engineers
Resource Management Office
500 Resource Management Drive
West Point, Georgia 31833-9517
(normal pool elevation 635 MSL)

Carters Lake
U.S. Army Corps of Engineers
Resource Management Office
975 Powerhouse Road
Chatsworth, Georgia 30705
(normal pool elevation 1072 MSL)

Lake Seminole
U.S. Army Corps of Engineers
Resource Management Office
Post Office Box 96
Chattahoochee, Florida 32324
(normal pool elevation 77.5 MSL)

2. The OPM will administer these PGPs under the authorities for shoreline use permits and leases as specified in Title 36 CFR, Part 327.30. All work within the authorization of these PGPs must also comply with the terms and conditions of the Shoreline Use Permit or lease and Title 36 CFR, Part 327. The OPM will submit quarterly reports to the Savannah District, Regulatory Division listing all PGP authorized activities. Reports will be digitally submitted to CESAS-RD@usace.army.mil, no later than 30 day from the end of end quarter, and include the following information: PGP number; Permittee name and address; and the county where the activity was authorized.

3. The access route across public property to the work site shall be shown in the application drawings and coordinated and approved by the appropriate OPM. The Applicant shall locate the most conservative route, which minimizes damage to vegetation. Upon completion of authorized work, the Permittee shall restore the access route to a condition satisfactory to the OPM or his authorized representative.

4. At least 30 days in advance of the scheduled start date of an authorized project, the Permittee shall notify the OPM of the date work will begin. Once work begins, the Permittee shall notify the OPM if work is suspended for more than a week. If work is suspended, the Permittee shall notify the OPM of the date that work will be resumed. The Permittee shall also notify the OPM that work has been completed in accordance with the terms and conditions of the permit, within 30 days of project completion.

5. The time limit for completing authorized work will be specified by the OPM, normally one (1) year, not to exceed three (3) years, from the date of authorization.

6. A complete copy of these PGPs, project-specific written authorization from the OPM, including drawings, special conditions and any amendments shall be maintained by the Permittee at the work site, whenever work is being performed. The Permittee shall assure that all contractors, subcontractors and other personnel performing the work are fully aware of all permit terms and conditions.

7. Failure to comply with the conditions of these PGPs may result in the revocation, in part or in whole of any shoreline use permit associated with said work and/or the issuance of a citation under Title 36, CFR.

8. No wetland or stream will be adversely impacted by authorized work. No surface water flowing into or out of any wetland or stream will be adversely impacted.

9. If the Permittee sells the property associated with the PGP authorization, he must notify the OPM to obtain validation of the reassignment of this authorization.

10. The Permittee shall comply with the conditions of the attached State of Georgia Water Quality Certification that was issued for these PGPs.

11. The discharge of dredged or fill material shall consist of suitable material free from toxic pollutants in toxic amounts. All material obtain from off-site locations (private property) that will to be used as fill or for construction purposes on public land, shall be obtained from non-contaminated high ground sources, be non-acid-forming, contain little or no organics and be free of solid waste or other debris. On a case-by-case basis, material excavated or dredged from public land may be used as fill material, as discussed at Special Condition 15.a, below.

12. No work shall be conducted under these PGPs that would require the discharge of wet or otherwise uncured concrete below the normal lake pool elevation, unless the concrete is contained within waterproof forms until the concrete cures.

13. Each disposal site shall be confined to the smallest practicable area. Upland disposal sites for initial dredging shall be identified and approved by the OPM prior to the commencement of work.

14. The Permittee agrees to make every reasonable effort to perform the construction or operation of the work authorized herein in a manner so as to minimize any adverse impact on fish, wildlife, and natural environmental values.

15. Work performed under authority of PGP 42, 43, 44, 47 and/or 59 is subject to the following special permit conditions:

a. All dredged material shall be deposited on an appropriate upland site and be properly stabilized or contained so as to preclude the re-entry of material into any surface waters, wetlands, vegetated shallows, streams or any other waters of the United States, or public property. The permanent disposal of dredged material on public land is not authorized by these PGPs. Temporary placement of dredged material on public land for dewatering, or the beneficial use of dredged material on public land may be authorized by the OPM on a case-by-case basis. Should a proposal involve temporary placement or beneficial use of dredge material on public land, the work shall be clearly described and depicted in the application submitted to the OPM. The use of dredged material as backfill behind a bulkhead or retaining wall is an example of beneficial use.

b. After dredging is completed, final lake-bottom contours shall not allow standing water during times of low lake levels, if this was not a pre-existing condition.

c. If open-water dredging is authorized by the OPM, the use of turbidity curtains shall be required by the Permittee.

d. When dredging in the dry, if an area to be dredged is saturated by ground water, the Permittee shall begin dredging in the highest area and work towards lowest area, thereby reducing turbidity and sedimentation into the lake, as much as possible.

e. Each authorized use of these PGPs is for a one-time dredge event. Any subsequent dredging at the same project site would require issuance of a separate PGP authorization by the OPM, or other Department of the Army authorization.

f. No dredging shall occur during the annual fish spawning window as determined by the OPM. The annual fish spawn window is approximately March 15th to June 15th.

FURTHER INFORMATION:

1. Congressional Authorities. Authorization to undertake the activities described above are issued pursuant to 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).

2. Limits of this authorization:

a. These permits do not obviate the need to obtain other federal, state, or local authorizations required by law.

b. These permits do not grant any property rights or exclusive privileges.

c. These permits do not authorize any injury to the property or rights of others.

d. These permits do not authorize interference with any existing or proposed federal project.

3. Limits of Federal Liability. In issuing these permits, the Federal Government does not assume any liability for the following:

a. Damages to the permitted project or uses thereof as a result of other permitted or un-permitted activities, or from natural causes.

b. Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States in the public interest.

c. Damages to persons, property, other permitted or un-permitted activities, or structures caused by the activity authorized by this permit.

d. Design or construction deficiencies associated with the permitted work.

e. Damage claims associated with any future modification, suspension, or revocation of this permit.

4. Re-evaluation of Permit Decision. The Corps may re-evaluate its decision on an activity authorized by a Regional Permit at any time the circumstances warrant. Circumstances that could require a re-evaluation include, but are not limited to, the following:

a. The permittee's failure to comply with the terms and conditions of the permit.

b. The information provided by the permittee in support of his permit application proves to have been false, incomplete, or inaccurate.

c. Significant new information surfaces which the Corps did not consider in reaching the original public interest decision.

5. Such a re-evaluation may result in a determination that it is appropriate to use the suspension, modification, and revocation procedures contained in 33 CFR 325.7 or enforcement procedures such as those contained in 33 CFR 326.4 and 326.5. The referenced enforcement procedures provide for the issuance of an administrative order requiring the permittee to comply with the terms and conditions of his permit authorization and for the initiation of legal action where appropriate. The permittee will be required to pay for any corrective measures ordered by the Corps, and if the Permittee fails to comply with such directive, the Corps may in certain situations (such as those specified in 33 CFR 209.170) accomplished the corrective measures by contract or otherwise and bill the permittee for the cost.

6. These Programmatic General Permits become effective when the federal official designated to act for the Secretary of the Army has signed below.

BY AUTHORITY OF THE SECRETARY OF THE ARMY

for Thomas J. Tickner
Colonel, US Army
District Engineer

13 March 2015
(Date)

Georgia Department of Natural Resources
Environmental Protection Division
2 Martin Luther King Jr. Drive, Suite 1456, Atlanta, Georgia 30334
Judson H. Turner, Director
(404) 656-4713

MAR 4 2015

Mr. David M. Lekson, Chief
Regulatory Division
Savannah District
U.S. Army Corps of Engineers
100 W. Oglethorpe Avenue
Savannah, GA 31402-0889

Re: Water Quality Certification
Joint Public Notice SAS-2003-23580
Programmatic General Permits (PGPs):
40-47, 49, 52, 56, 57, 59, 60, 61 and 62
Corps of Engineers Mobile Lakes
Chattahoochee and Coosa River Basins
Multiple Counties

Dear Mr. Lekson:

Pursuant to Section 401 of the Federal Clean Water Act, the State of Georgia issues this certification to the U.S. Army Corps of Engineers, Savannah District, an applicant for a federal permit or license to conduct an activity in, on or adjacent to the waters of the State of Georgia.

The State of Georgia certifies that there is no applicable provision of Section 301; no limitation under Section 302; no standard under Section 306; and no standard under Section 307, for the applicant's activity. The State of Georgia certifies that the applicant's activity will comply with all applicable provisions of Section 303.

This certification is contingent upon the following conditions:

1. All work authorized will be done in a manner so as not to violate applicable water quality standards.

2. No oils, grease, materials or other pollutants will be discharged from the authorized activities which reach public waters.

3. The applicant must notify Georgia EPD of any modifications to the proposed programmatic general permits.

This certification does not relieve the applicant of any obligation or responsibility for complying with the provisions of any other laws or regulations of other federal, state or local authorities.

Sincerely,

Judson H. Turner
Director

cc: Mr. Richard W. Morgan, Corps
Mr. Mark LaRue, USEPA
Ms. Robin Goodloe, USFWS