

PENNSYLVANIA STATE PROGRAMMATIC GENERAL PERMIT – 7
(PASPGP-7)
July 1, 2026

Please note: the full text of the PASPGP-7 may be viewed on the Baltimore District web site at <http://www.nab.usace.army.mil/Missions/Regulatory/PermitTypesandProcess.aspx> or by calling the Corps at 814-235-1763

Permittee:

Date of PASPGP-7 Verification:

State Authorization(s):

Corps District:

☐ **Baltimore District**

U.S. Army Corps of Engineers State College Field Office
1631 South Atherton Street
Suite 101
State College, Pennsylvania 16801-6260
Email: NAB-Regulatory@usace.army.mil

☐ **Philadelphia District**

U.S. Army Corps of Engineers
1650 Arch Street
Attn: Regulatory Division, 5th Floor
Philadelphia, Pennsylvania 19103-3390
Email: PhiladelphiaDistrictRegulatory@usace.army.mil

☐ **Pittsburgh District**

U.S. Army Corps of Engineers, Regulatory Branch
William S. Moorhead Federal Building, 20th floor
1000 Liberty Avenue
Pittsburgh, Pennsylvania 15222-4186
Email: Regulatory.Permits@usace.army.mil

It has been determined that your proposed project, which includes the discharge of dredged and/or fill material and/or the placement of structures into waters of the United States, including wetlands, qualifies for federal authorization under the provisions of Section 404 of the Clean Water Act and /or Section 10 of the River and Harbor Act of 1899, under the terms and conditions of the PASPGP-7.

All activities authorized under PASPGP-7 must comply with all conditions of the authorization, including General, Procedural, and Special Conditions. Failure to comply with all the conditions of the authorization, including project special conditions, will constitute a permit violation and may be subject to criminal, civil, or administrative penalties, and /or restoration.

All activities verified under PASPGP-7 must comply with the conditions below. Failure to comply with all conditions of the verification, including any special conditions, will constitute a permit violation and may subject the permittee to criminal, civil, or administrative penalties, and/or require restoration:

A. General Conditions:

1. **Permit Conditions:** The permittee shall conduct all work and activities in waters of the United States, including jurisdictional wetlands, in strict compliance with the approved project-specific verification including all final maps, plans, profiles, and design specifications.

2. **401 State Water Quality Certification (SWQC) Conditions:** The permittee shall comply with the following conditions unless a project specific state water quality certificate is required as identified below:

a. Prior to beginning any activity authorized by the Corps under PASPGP-7, the applicant shall obtain from the Department all necessary environmental permits or approvals, and submit to the Department environmental assessments and other information necessary to obtain the permits and approvals, as required under State law, including The Clean Streams Law (35 P.S. §§ 691.1 - 691.1001), the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.19b), the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326), The Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.21), the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66), the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003), the Hazardous Sites Cleanup Act (35 P.S. §§ 6020.101—6020.1305), the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.908), 58 Pa.C.S. §§ 3201—3274 (relating to development), the Air Pollution Control Act (35 P.S. §§ 4001—4015) and the regulations promulgated thereunder, including 25 Pa. Code Chapters 77, 78, 78a, 86—91, 92a, 93, 95, 96, 102, 105, 127 and 260a—299.

b. Environmental assessments required under these regulations, in addition to other regulatory requirements, must be complied with as a condition of the SWQC for PASPGP-7 consistent with section 401 of the CWA.

c. Fill material may not contain any waste as defined in section 103 of the Solid Waste Management Act (35 P.S. § 6018.103).

d. Applicants and projects eligible for the PASPGP-7 must obtain all State permits or approvals, or both necessary to ensure that the project meets the State's applicable water quality standards, including a project specific SWQC.

The PADEP has determined that these SWQC conditions are necessary to achieve the Commonwealth of Pennsylvania's water quality standards, which have been approved by the EPA as compliant with the CWA. The SWQC conditions achieve these standards through compliance with existing environmental programs administered by PADEP under State laws and regulations. This SWQC would be subject to the Department's determination that the final

PASPGP-7 activities are consistent with the Federal Coastal Zone Management Act (16 U.S.C. §§ 1451—1468). This SWQC would only be available for projects that do not require any federal authorization other than authorization from the Corps under section 404 of the CWA or section 10 of the Federal Rivers and Harbors Act of 1899. Applicants seeking authorization for activities not eligible for coverage under PASPGP-7, or for activities that require another federal authorization (such as an interstate natural gas pipeline, a gas storage field, a nuclear or hydroelectric project requiring authorization by another federal agency), must submit a request to the Department for a project-specific SWQC.

3. Terms and Conditions Related to Coastal Zone Management Act (CZMA)

Certification: For those projects located within Pennsylvania’s Coastal Zones, Non-Reporting Activities have a general CZMA consistency determination, and Reporting Activities must obtain individual CZMA consistency determination (see General Condition 30(b)).

4. Aquatic Life Movements: No activity may substantially disrupt the necessary life cycle movements of those species of aquatic life indigenous to the waterbody, including those species that normally migrate through the area, unless the activity’s primary purpose is to impound water. All permanent and temporary crossings of waterbodies shall be suitably culverted, bridged, or otherwise designed and constructed to maintain low flows to sustain the movement of those aquatic species. If a bottomless crossing cannot be used, then culverts should be designed, constructed, and appropriately depressed, if possible, below the stream invert to minimize adverse effects to aquatic life movements.

5. Threatened and Endangered Species: By submitting the technical assistance/consultation letter generated by Information Planning and Consultation (IPaC), the permittee has agreed to comply with all embedded conservation measures and agrees to construct the activity as it was described in their IPaC screening. Any deviations from how the screening questions were answered result in the project specific verification of PASPGP-7 being automatically revoked. The permittee may also agree in writing to comply with all CMs identified in USFWS correspondence as part of the application. To ensure compliance with the ESA, those CMs associated with federally listed and proposed threatened or endangered species become conditions of the PASPGP-7 verification, unless modified by the Corps.

If an activity is verified under the PASPGP-7, and a federally listed threatened, endangered, or proposed species is subsequently found to be present, all work must cease, and the Corps and USFWS (or National Marine Fisheries Service (NMFS)) must be notified immediately (contact information below). The PASPGP-7 verification is automatically suspended without additional notification to the permittee and will not be re-issued until consultation pursuant to Section 7 of the ESA is concluded and adverse effects to federally listed threatened, endangered, and proposed species are avoided, or incidental take authorization issued.

If an activity is authorized under the PASPGP-7 and new species are federally listed or proposed threatened or endangered the project proponent is responsible for ensuring that construction of the authorized work does not adversely affect any existing or newly listed or proposed federally threatened or endangered species. Information concerning threatened and endangered species

and their critical habitat can be obtained from the offices of the USFWS and National Marine Fisheries Service or their web pages at:

- <https://ecos.fws.gov/ipac> and updating your Official Species list (which is recommended to do every 90 days before the project starts or during construction).
- <https://www.greateratlantic.fisheries.noaa.gov/protected/section7/guidance/maps/index.html>.

Furthermore, persons have an independent responsibility under Section 9 of the ESA to avoid any activity that could result in the “take” of a federally listed species.

If you have further questions about ESA compliance, please contact the agencies below:

USFWS:

Pennsylvania Field Office
110 Radnor Road; Suite 101
State College, Pennsylvania 16801
Office phone: (814) 234-4090
Fax: (814) 234-0748 or (814) 206-7452
Email: IR1_ESPenn@fws.gov

NMFS:

Assistant Regional Administrator, Greater Atlantic Region, Protected Resources Division NOAA Fisheries
55 Greater Republic Drive
Gloucester, Massachusetts 01930
Office phone: (978) 281-9226
Email: nmfs.gar.esa.section7@noaa.gov

6. **Spawning Areas:** Activities in spawning areas during spawning seasons must be avoided to the maximum extent practicable. Activities that result in the physical destruction (e.g., through excavation, fill, or downstream smothering by substantial turbidity) of an important spawning area are not authorized. The Pennsylvania Fish and Boat Commission (PFBC) has identified waters that support wild trout reproduction, this list can be found at:

<https://www.fishandboat.com/Fishing/All-About-Fish/Catch-PA-Fish/Trout/Pages/TroutWaterClassifications.aspx>. The table below identifies certain times of year that in water work shall be avoided limiting impacts to wild trout spawning in these waters unless a written waiver from the PA Fish and Boat Commission is provided by the applicant.

Wild Trout	October 1 - December 31
Class A Wild Trout	October 1 - April 1

7. **Shellfish Production:** No discharge of dredged and/or fill material and/or the placement of structures may occur in areas of concentrated shellfish production, unless the discharge is directly related to an authorized shellfish harvesting activity.

8. **Adverse Effects from Impoundment:** If the regulated activity impounds water, directly or indirectly, the adverse effects on the aquatic system caused by the accelerated passage of water and/or the restriction of its flow, including impacts to wetlands, shall be minimized to the maximum extent practicable.

9. **Management of High Flows:** To the maximum extent practicable, the pre-construction course, condition, capacity, and location of open waters must be maintained for each activity, including stream channelization, storm water management activities, and temporary and permanent road crossings, except as provided below. The activity must be constructed to withstand expected high flows. The activity must not restrict or impede the passage of normal or high flows, unless the primary purpose of the activity is to impound water or manage high flows. The activity may alter the pre-construction course, condition, capacity, and location of open waters if it benefits the aquatic environment (e.g., stream restoration or relocation activities).

10. **Erosion and Sediment Controls:** Appropriate soil erosion and sediment controls, in accordance with state regulations, must be used and maintained in effective operating condition during construction, and all exposed soil and other fills, as well as any work below the OHWM or high tide line, must be permanently stabilized at the earliest practicable date. Permittees are encouraged to perform work within waters of the United States, including jurisdictional wetlands, during periods of low-flow or no-flow, or during low tides.

11. **Suitable Material:** No activities, including discharges of dredged and/or fill material or the placement of structures, may consist of unsuitable material (i.e., asphalt, trash, debris, car bodies, etc.). No material discharged shall contain toxic pollutants in amounts that would violate the effluent limitation standards of § 307 of the CWA.

12. **Temporary Fill and Structures:** Temporary fill (e.g., access roads and cofferdams) and structures in waters and/or wetlands authorized by PASPGP-7 shall be properly constructed and stabilized during use to prevent erosion and accretion. Temporary fill in wetlands shall be placed on geotextile fabric laid on existing wetland grade, unless such requirement is specifically waived by the Corps. Whenever possible, rubber or wooden mats should be used for equipment access through wetlands to the project area. Temporary fills and structures shall be removed, in their entirety, to an upland site, and suitably contained to prevent erosion and transport to a waterway or wetland. Temporarily impacted areas shall be restored to their pre-construction contours, elevations, and hydrology, and wetlands shall be revegetated with a wetland seed mix that contains non-invasive, native species, to the maximum extent practicable. Unless approved by the Corps, the restoration work must be completed within 30 days of the date the temporary fill/structure is no longer needed.

13. **Equipment Working in Wetlands:** Heavy equipment working in wetlands or mudflats must be placed on mats, or other measures must be taken to minimize soil disturbance.

14. **Installation and Maintenance:** Any regulated structure or fill authorized by PASPGP-7 shall be properly installed and maintained to ensure public safety.

15. PASPGP-7 Authorization:

a. PASPGP-7 expires June 30, 2031, unless suspended or revoked.

b. Verifications of PASPGP-7 expire June 30, 2031, unless the PASPGP-7 permit is suspended, revoked, or the PADEP authorization expires, whichever date occurs sooner. Activities authorized under PASPGP-7 that have commenced construction or are under contract to commence construction will remain authorized provided the activity is completed within 12 months of the date of the PASPGP-7 expiration, modification, or revocation; or until the expiration date of the project specific verification, whichever is sooner.

16. One-Time Use: A PASPGP-7 verification is valid to construct the project, or perform the activity, one time only, except for PASPGP-7 verifications specifically issued for reoccurring maintenance activities.

17. Water Supply Intakes: Regulated activities occurring within the proximity of a public water supply intake must not adversely impact the public water supply. This condition does not apply to activities whose primary purpose is the maintenance, repair, protection, or improvement of the public water supply intake itself. In order to minimize the effects of intakes on anadromous fish eggs and larvae, and oyster larvae, intake structures should be equipped with screening (with mesh size no larger than 2 mm) of wedge wire or another material of equal or better performance. Where feasible, intakes should be located away from spawning or nursery grounds, or to minimize the impingement on, or entrainment of, eggs or larvae. In addition, intake velocities should not exceed 0.5 ft/sec.

18. Historic Properties: For each project-specific PASPGP-7 verification, upon the unanticipated discovery of any previously unknown historic properties (above ground or archeological), all work must cease immediately, and the permittee must notify the PA SHPO and the Corps. The Corps will contact the tribes with whom they routinely consult, within 24 hours in accordance with each District's tribal consultation process. The PASPGP-7 verification is not valid until it is determined, through the Section 106 consultation process, whether the activity will have an effect on historic properties. PASPGP-7 may be re-verified, and special conditions added, if necessary, after an effects determination on historic properties and/or tribal resources is made, in consultation with the PA SHPO, the tribes and other interested parties. The PASPGP-7 verification may be modified and/or rescinded for the specific activity if an adverse effect on the historic property cannot be avoided, minimized, or mitigated.

19. Tribal Rights: No activity or its operation may impair reserved tribal rights, including, but not limited to, reserved water rights and treaty fishing and hunting rights.

20. Corps Civil Works Projects: The PASPGP-7 does not authorize any work which will interfere with an existing or proposed Corps Civil Works project, or any Corps-owned or managed property or easement (i.e., flood control projects, dams, reservoirs, and navigation projects), unless specifically approved by the Corps in writing. Pursuant to 33 U.S.C 408, a review by, or permission from the Corps is required for activities that will alter or temporarily or permanently occupy or use a Corps federally authorized Civil Works project. Any activity that

requires Section 408 permission and/or review is not authorized by PASPGP-7 until the appropriate Corps office issues the Section 408 permission or completes its review to alter, occupy, or use the Corps Civil Works project, and the Corps issues a written PASPGP-7 verification.

21. Navigation: No activity verified under PASPGP-7 may cause more than minimal adverse effect on navigation. No attempt shall be made by the permittee to prevent the full and free use by the public of all navigable waters at or adjacent to the activity authorized herein. In addition, activities that require temporary causeways that prohibit continued navigational use of a waterway (e.g., temporary causeways extending greater than $\frac{3}{4}$ the width across the waterway) shall be removed in their entirety upon completion of their use. Any safety lights and signals prescribed by the United States Coast Guard (USCG), through regulation or otherwise, must be installed and maintained at the permittee's expense on authorized facilities in navigable waters of the United States. The permittee understands and agrees that, if further operations by the United States require the removal, relocation, or other alteration, of the structure or work herein authorized, or if, in the opinion of the Secretary of the Army or an 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.

22. Inspections: The permittee shall allow the district engineer or an authorized representative(s) to make periodic inspections at any time deemed necessary in order to ensure that the work is being performed in accordance with all the terms and conditions of PASPGP-7. The district engineer may also require post-construction engineering drawings (as-built plans) for completed work.

23. Modifications of Prior Verifications: Any proposed modification of a previously verified single and complete project that results in a change in the verified impact to, or use of waters of the United States, including jurisdictional wetlands, must be approved by PADEP, or the Corps if applicable. Written approval from the Corps is required if the prior verification was reviewed by the Corps or if the proposed modification is a Reporting Activity under PASPGP-7. Project modifications that cause a single and complete project to exceed 0.5 acre of loss of waters of the United States, including jurisdictional wetlands (except those identified in Part II A.2. a, b, and c.), or greater than 1,000 linear feet of permanent jurisdictional stream loss (except those identified in Part II A.2. a, b, and c.), are not eligible for PASPGP-7 and will be forwarded to the Corps for review under an alternative permit review procedure.

24. Recorded Protective Covenants: As per Part III.D.27 and Part III.E.8 of this permit, proposed draft protective covenants may be submitted by the applicant as part of the permit application package for review and approval. When such proposed protective covenants are submitted by the applicant, proof of the recorded deed restriction, conservation easement, or deed restricted open space area shall be forwarded to the appropriate Corps district and appropriate PADEP offices, prior to the initiation of any permitted work, unless specifically waived by the Corps in writing. Protective covenant templates can be found at: <https://www.nab.usace.army.mil/Missions/Regulatory/Permits-PA/>.

25. **Property Rights:** PASPGP-7 does not obviate the need to obtain other federal, state, or local authorizations required by law, nor does this permit grant any property rights or exclusive privileges or authorize any injury to the property or rights of others.

26. **Navigable Waters of the United States (Section 10 Waters):**

In addition to the other general conditions, the following conditions are applicable for activities in the eligible navigable waters of the United States identified in Appendix B:

a. For aerial electric transmission lines, the following minimum clearances are required for crossing navigable waters of the United States. These clearances are related to the clearances over the navigable channel provided by the existing fixed bridges, or the clearances which would be required by the USCG for new fixed bridges, in the vicinity of the proposed aerial transmission line. These clearances are based on the low point of the line under conditions producing the greatest sag, taking into consideration temperature, load, wind, length of span, and type of support as outlined in the National Electric Safety Code:

Nominal System Voltage (kV)	Minimum Additional Clearance (ft.) Above Clearance Required for Bridges
115 and below	20
138	22
161	24
230	26
350	30
500	35
700	42
750-765	45

i. For all other aerial crossings of navigable waters (such as but not limited to communication lines, stream gauging cables, ferry cables, etc..) the aerial crossings must be a minimum of ten feet above clearances required for bridges, unless specifically authorized otherwise by the district engineer.

ii. Corps regulation ER 1110-2-4401 prescribes minimum vertical clearances for power communication lines over Corps lake projects. In instances where both regulation and ER 1110-2-4401 apply, greater minimum clearance is required.

b. Encasement: The top of any cable, encasement, or pipeline shall be located a minimum of three feet below the existing bottom elevation of the streambed and shall be backfilled with suitable heavy material to the pre-construction bottom elevation. Where the cable, encasement, or pipeline is placed in rock, a minimum depth of one foot from the lowest point in the natural contour of the streambed shall be maintained. When crossing a maintained

navigation channel, the requirements are a minimum of eight feet between the top of the cable, encasement, or pipeline and the authorized depth of the navigation channel. For maintained navigational channels, where the utility line is placed in rock, a minimum depth of two feet from the authorized depth of the navigation channel shall be maintained.

c. As built drawings: Within 60 days of completing an activity that involves an aerial transmission line, submerged cable, or submerged pipeline crossing a navigable water of the United States (Section 10 waters), the permittee must furnish the Corps and the NOAA, NOS with professional, certified as-built drawings, to scale, with control (i.e., latitude/longitude, geographic coordinate system), depicting the alignment and minimum clearance of the aerial wires above the mean high water line at the time of the survey or depicting the elevations and alignment of the buried cable or pipeline crossing the navigable waterway (Section 10 waters). The information should be transmitted via email to ocs.ndb@noaa.gov.

d. Aids to Navigation: The permittee must prepare and provide for USCG approval, a Private Aids to Navigation Application (CG-2554). The application can be found at: <https://homeport.uscg.mil/Lists/Content/DispForm.aspx?ID=73840&Source=/Lists/Content/DispForm.aspx?ID=73840>

e. The completed application must be sent to the appropriate USCG office as indicated below:

Baltimore/Philadelphia Districts: Commander Fifth Coast Guard District 431 Crawford Street, Room 100, Portsmouth, Virginia 23704-5504, Attn: Mr. Ryan Doody; by email to: Ryan.P.Doody2@uscg.mil

Pittsburgh District: USCG Marine Safety Unit Pittsburgh, 1041 Washington Pike, Suite 300, Bridgeville, Pennsylvania 15017-2704, Attn: Mr. Eyobe Mills; by email to: Eyobe.D.Mills@uscg.mil.

Within 30 days of the date of receipt of the USCG approval, the permittee must provide a copy to the appropriate Corps district office.

27. PADEP Waiver: If the Corps determines a specific activity, which is eligible for a PADEP non-reporting waiver, has a significant adverse impact on life, property or important aquatic resources, the Corps may require the owner to modify the activity to eliminate the adverse condition or to obtain a Corps individual permit. In accordance with 33 CFR § 325.7(a), “The district engineer may reevaluate the circumstances and conditions of any permit, including regional permits, either on his own motion, at the request of the permittee, or a third party, or as the result of periodic progress inspections, and initiate action to modify, suspend, or revoke a permit as may be made necessary by considerations of the public interest. In the case of regional permits, this reevaluation may cover individual activities, categories of activities, or geographic areas.”

28. Corps Water Releases: For projects located downstream of a Corps dam, the permittee should contact the appropriate Corps Area Engineer Office to obtain information on potential water releases and to provide contact information for notification of unscheduled water releases. It is recommended that no in-water work be performed during periods of high-water flow velocities. Any work performed at the project site is at the permittee's own risk.

29. State Authorization: The activity must receive state authorization. For this requirement, any one of the following constitutes state authorization:

- a. A PADEP Chapter 105 Water Obstruction and Encroachment Permit, including PADEP approved Environmental Assessment pursuant to 25 Pa. Code § 105.15;
- b. A PADEP GP issued pursuant to 25 Pa. Code § §105.441-105.449;
- c. A PADEP approved Environmental Assessment for activities not otherwise requiring a PADEP permit pursuant to 25 Pa. Code § 105.12;
- d. A PADEP Dam Permit, including maintenance or repairs of existing authorized dams, including maintenance dredging;
- e. A PADEP Emergency Permit issued pursuant to 25 Pa. Code § 105.64;
- f. A PADEP permit for the construction of a bridge or culvert which allows for maintenance activities of bridges and culverts;
- g. A PADEP Chapter 105 Dam Safety and Encroachment Enforcement Action; or
- h. A programmatic/project- specific State Water Quality Certification WQC issued by PADEP consistent with Section 401 of the CWA where no other State authorization, as listed above, is required.

30. Other Authorizations: Additional federal, state, and/or local authorizations or approvals may be required and where applicable must be secured by the applicant, prior to initiating any discharge of dredged and/or fill material, and/or the placement of structures into waters of the United States, including jurisdictional wetlands. These approvals include, but are not limited to:

- a. A 401 SWQC issued by PADEP or waiver thereof, consistent with Section 401 of the CWA.
- b. Reporting Activities located within the designated CZMA Areas require a CZMA consistency determination issued by PADEP or a presumption of concurrence pursuant to Section 307 of the federal CZMA.

The district engineer or PADEP may require additional measures to ensure that the authorized activity is consistent with state CZMA requirements; and

c. Fills within the 100-year floodplains must comply with applicable Federal Emergency Management Agency approved state or local floodplain management requirements.

31. **Federal Liability:** In issuing this state programmatic general permit and any subsequent activity verification, the federal government does not assume any liability, including but not limited to the following:

a. Damages to authorized activities or users, thereof, as a result of other permitted or unpermitted activities or from natural causes;

b. Damages to the authorized activities 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, or to other authorized or unauthorized activities or structures caused by the activity authorized by this state programmatic general permit;

d. Design or construction deficiencies associated with the authorized work; and

e. Damage claims associated with any future modification, suspension, or revocation of the PASPGP-7.

32. **False and Incomplete Information:** The Corps may modify or rescind a previously issued project-specific verification if it determines that the original verification was issued based on false, incomplete, and/or inaccurate information; or other information becomes available whereby such action is necessary to ensure compliance with other federal laws and regulations.

33. **Anadromous Fish Waters:** To protect anadromous fishes during their migration and spawning, no work can take place in the anadromous fish waterways listed in the table below from March 1 to June 30 unless approved in writing by the Corps. Questions on the applicability of this condition should be directed to the Corps, Philadelphia District.

Waterway	Downstream extent	Upstream extent	Upstream Latitude (N)	Upstream Longitude (W)
Delaware River in Pennsylvania (including W. Branch)	Rte. 202 Bridge	PA/NY Border	41.999448	-75.359573
Lehigh River and adjacent canals	confluence with Delaware River	500 feet upstream of the Cementon Dam	40.690275	-75.503800
Little Lehigh Creek	confluence with Lehigh River	500 feet upstream of the lowermost dam	40.596318	-75.475570
Hokendauqua Creek	confluence with Lehigh River	State Route 4014 (West Scenic Drive)	40.793273	-75.439262
Bushkill Creek	confluence with Delaware River	500 feet upstream of the lowermost dam	40.699325	-75.231060
Brodhead Creek	confluence with Delaware River	500 feet upstream of the Stroudsburg Water Co. Dam	41.018667	-75.201063
Bushkill Creek	confluence with Delaware River	500 feet upstream of Resica Falls	41.111235	-75.095824
Lackawaxen River	confluence with Delaware River	500 feet upstream of the Woolen Mill Dam	41.576703	-75.280220
Dyberry Creek	confluence with Lackawaxen River	Jadwin Dam	41.612088	-75.263391
Darby Creek	Confluence with Delaware River	500 feet upstream of the confluence of Cobbs Creek and Darby Creek	39.907278	-75.255432
Schuylkill River	Fairmount Dam	500 feet upstream of the Bingaman St. Bridge in Reading, Pennsylvania	40.326411	-75.934417
Neshaminy Creek	Confluence with Delaware River	500 feet upstream of the lowermost dam	40.143369	-74.915828

34. Compliance Certification: Each permittee who receives a written PASPGP-7 verification letter from the Corps must provide a signed certification (ENG FORM 6285) documenting completion of the authorized activity and implementation of any required compensatory mitigation. This certification should indicate if any required permittee-responsible mitigation was completed in accordance with the permit conditions. If credits from a mitigation bank or in-lieu fee program are used to satisfy the compensatory mitigation requirements, the certification must include the documentation required by 33 CFR § 332.3(l)(3) to confirm that

the permittee secured the appropriate number and resource type of credits. The completed certification document must be submitted to the district engineer within 30 days of completion of the authorized activity and completion of any required compensatory mitigation.

35. Migratory Birds and Bald and Golden Eagles: The permittee is responsible for ensuring that an action authorized by PASPGP-7 complies with the Migratory Bird Treaty Act and the Bald and Golden Eagle Protection Act. The permittee is responsible for contacting the appropriate local office of the USFWS to determine what measures, if any, are necessary or appropriate to reduce adverse effects to migratory birds or eagles, including whether "incidental take" permits are necessary and available under the Migratory Bird Treaty Act or Bald and Golden Eagle Protection Act for a particular activity. The permittee should contact the appropriate local office of the USFWS to determine if such authorizations are required for a particular activity. Information on the conservation of migratory birds and bald and golden eagles can be found at the following USFWS web site: <http://www.fws.gov/northeast/pafo/>.

36. Migratory Bird Breeding Areas: Activities in waters of the United States, including jurisdictional wetlands, that serve as breeding areas for migratory birds must be avoided to the maximum extent practicable. Recommendations pertaining to the conservation of migratory birds can be found at the following USFWS web site: <http://www.fws.gov/northeast/pafo/>.

37. Disturbed Areas: These areas must be replanted with an appropriate seed mix based on the hydrology and the ecotype of the area to be restored. Seed mixes cannot include invasive and/or non-native species. For temporary stabilization, an annual seed mix that does not self-seed shall be used.

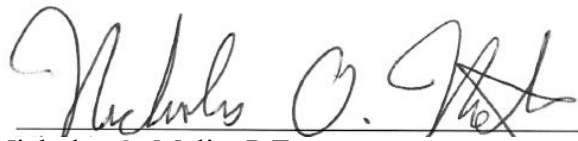
By Authority of the Secretary of the Army:



Francis B. Pera
Colonel, U.S. Army
Commander and District Engineer
Baltimore District



LTC Ryan A. Baum P.E., PMP
Commander, Philadelphia District
U.S. Army Corps of Engineers

A handwritten signature in black ink, reading "Nicholas O. Melin". The signature is written in a cursive style with a large, stylized "N" and "M".

Nicholas O. Melin, P.E.
Colonel, Corps of Engineers
District Engineer
Pittsburgh District