

Permits required for Willamette River Bridge project -- received from Ray Mabey, ODOT, 1/30/07

| What agency is involved with the permitting?                | What rule or regulation can apply?  | Is there a programmatic permit or is a separate permitting process required? (Programmatic permits are highlighted in green).   | How are permitting requirements met?  |
|---|---|---|---|
| Federal Highway Administration                              | <b>National Environmental Policy Act (NEPA)</b>   | In almost all cases there is a DCE developed or in development for each bridge. If not developed a separate permitting process may be required. A&E work with OBDP on permitting process. | Documented Categorical Exclusion (DCE). In very few cases an Environmental Assessment (EA) or Environmental Impact Statement (EIS) may be required. |
| Federal Highway Administration                              | <b>Section 4(f)-US Department of Transportation Act of 1966</b>   | If applicable a separate permitting process is required. A&E will work with OBDP on the permitting process.   | Section 4(f) Determination.   |
| National Park Service                                       | <b>Section 6(f) of the Land and Water Conservation Act</b>  | If applicable a separate permitting process is required. A&E will work with OBDP on the permitting process.   | Section 6(f) Determination.   |
| US Army Corps of Engineers/Oregon Department of State Lands | <b>Clean Water Act Section 404</b>  | Regional General Permit for Oregon Department of Transportation Bridge Repair & Replacement.  | Completion of the PCA and wetland delineation if required. (PCA includes Joint Permit Application documentation)                                    |
| US Army Corps of Engineers/Oregon Department of State Lands | <b>Oregon's Removal-Fill Law</b>  | General Authorizations Division 141-089: General Authorization for Certain Transportation-Related Structures  | Completion of the PCA and wetland delineation if required. (PCA includes Joint Permit Application documentation)                                    |
| US Army Corps of Engineers/Oregon Department of State Lands | <b>Section 10 of the Rivers and Harbors Act</b>   | Regional General Permit for Oregon Department of Transportation Bridge Repair & Replacement.  | Completion of the PCA and wetland delineation if required. (PCA includes Joint Permit Application documentation)                                    |
| US Fish and Wildlife/National Marine Fisheries Service      | <b>Bald Eagle Protection Act</b>  | Biological Assessment/Biological Opinion-Oregon Department of Transportation's OTIA III Statewide Bridge Delivery Program, Oregon-June 28, 2004.  | Completion of the PCA.  |
| US Fish and Wildlife/National Marine Fisheries Service      | <b>Endangered Species Act (ESA)</b>   | Biological Assessment/Biological Opinion-Oregon Department of Transportation's OTIA III Statewide Bridge Delivery Program, Oregon-June 28, 2004.  | Completion of the PCA.  |
| US Fish and Wildlife/National Marine Fisheries Service      | <b>Fish and Wildlife Coordination Act</b>   | Biological Assessment/Biological Opinion-Oregon Department of Transportation's OTIA III Statewide Bridge Delivery Program, Oregon-June 28, 2004.  | Completion of the PCA.  |
| US Fish and Wildlife/National Marine Fisheries Service      | <b>Magnuson-Stevens Fisheries Conservation Management Act Authorization</b>                                       | Biological Assessment/Biological Opinion-Oregon Department of Transportation's OTIA III Statewide Bridge Delivery Program, Oregon-June 28, 2004.  | Completion of the PCA.  |
| US Fish and Wildlife/National Marine Fisheries Service      | <b>Migratory Bird Treaty Act</b>  | Biological Assessment/Biological Opinion-Oregon Department of Transportation's OTIA III Statewide Bridge Delivery Program, Oregon-June 28, 2004.  | Completion of the PCA.  |
| Oregon Department of Agriculture                            | <b>Oregon ESA-Plants</b>  | Can be separate permitting process. If plant environmental performance standard is not met, the requirements in OAR 603-073-0001 through 0110 apply.                                      | Completion of the PCA.  |
| Oregon Department of Environmental Quality                  | <b>Clean Water Act Section 401-Water Quality Certification</b>  | Regional General Permit for Oregon Department of Transportation Bridge Repair & Replacement.  | Completion of the PCA and Stormwater Management Plan.   |
| Oregon Department of Environmental Quality                  | <b>Clean Water Act Section 402: National Pollutant Discharge Elimination System (NPDES) Program</b>               | Oregon Department of Transportation's regional NPDES 1200-CA permit. Each Region has a permit.  | Completion of the PCA.  |
| Oregon Department of Environmental Quality                  | <b>Clean Water Act Section 402: NPDES Municipal Separate Storm Sewer System (MS4) Program</b>                     | Oregon Department of Transportation's statewide NPDES MS4 permit.   | Completion of the PCA.  |
| Oregon Department of Environmental Quality                  | <b>Conformance with Oregon Department of Environmental Quality's (DEQ) National Ambient Air Quality Standards</b> | If applicable a separate permitting process is required. A&E will work with OBDP on the permitting process.   | Can apply to nonattainment and management areas. Hot spot analysis if needed.   |
| Oregon Department of Fish & Wildlife                        | <b>Oregon ESA-Wildlife</b>  | Letter of Agreement with Oregon Department of Fish & Wildlife.  | Completion of the PCA.  |
| Oregon Parks and Recreation Department                      | <b>Oregon Scenic Waterways Program</b>  | If applicable a separate permitting process is required. A&E will work with OBDP on the permitting process.   | Notification of Intent form.  |
| Oregon State Marine Board                                   | <b>Recreational Waters Coordination Requirements.</b>   | A&E will work with OBDP on coordinating bridge work that affects recreational waters.   | Coordinating with Oregon State Marine Board.  |
| State Historic Preservation Office                          | <b>Section 106, National Historic Preservation Act</b>  | A separate permitting process is always required. A&E will work with OBDP on the permitting process.  | State Historic Preservation Office (SHPO) Authorization.  |
| Cities of Springfield and Eugene                            | <b>Floodplains Permits</b>  | Separate permitting process required. A&E work directly with local agencies.  | Permitting requirements would vary depending on local requirements.   |
| Cities of Springfield and Eugene                            | <b>Land Use Permits</b>   | Separate permitting process required. A&E work directly with local agencies.  | Permitting requirements would vary depending on local requirements.   |
| Cities of Springfield and Eugene and Lane County            | <b>Local Permits- Willamette Greenway and other Statewide Planning Goal exceptions</b>                            | Separate permitting process required. A&E work directly with local agencies.  | Permitting requirements would vary depending on local requirements.   |

PCA= preconstruction assessment; OBDP = Oregon Bridge Delivery Program