**STOP. BEFORE YOU USE THIS FORM, READ THE BELOW INSTRUCTIONS:**

**Use this Notice of Intent form to apply for enrollment under** [**State Water Board Order No. 2020-0039-EXEC for the 2021 Nationwide Permits (NWP)**](https://www.waterboards.ca.gov/water_issues/programs/cwa401/docs/2020/nwp_general_order.pdf) **(https://www.waterboards.ca.gov/water\_issues/programs/cwa401/docs/2020/nwp\_general\_order.pdf).**

**Only the following types of projects are eligible to apply for enrollment under** **Order No. 2020-0039-EXEC:**

* **NWP 12 for oil or natural gas pipeline activities**
* **NWP 57 for electric utility line and telecommunications activities**
* **NWP 58 for utility line activities for water and other substances**

**ALL OTHER PROJECT TYPES: DO NOT USE THIS FORM. FOLLOW THE INSTRUCTIONS BELOW:**

If you are seeking to enroll a project under one of the following Nationwide Permit project types, refer to the [2017 State Water Board General Certification of the Nationwide Permits](https://www.waterboards.ca.gov/water_issues/programs/cwa401/generalorders.html#yr_2017) and associated application forms for eligibility information (https://www.waterboards.ca.gov/water\_issues/programs/cwa401/generalorders.html#yr\_2017).

* NWP 1 for aids to navigation
* NWP 4 for fish and wildlife harvesting, enhancement, and attraction devices and activities
* NWP 5 for scientific measurement devices
* NWP 6 for survey activities
* NWP 9 for structures in fleeting and anchorage areas
* NWP 10 for mooring buoys
* NWP 11 for temporary recreational structures
* NWP 20 for response operations for oil or hazardous substances
* NWP 22 for removal of vessels
* NWP 28 for modifications of existing marinas
* NWP 32 for completed enforcement actions
* NWP 36 for boat ramps
* NWP 54 for living shorelines

If you are seeking to enroll a project that does not qualify for enrollment under a Water Board General Order, you must instead apply for an individual 401 water quality certification or waste discharge requirement from the applicable Water Board. Application instructions are on the [State's 401 Water Quality Certification and Waste Discharge Requirements webpage](https://www.waterboards.ca.gov/water_issues/programs/cwa401/docs/generalorders/nwp_go.pdf) (https://www.waterboards.ca.gov/water\_issues/programs/cwa401/).

## Section 1: Nationwide Permit Number[[1]](#footnote-2) [[2]](#footnote-3)

Select the applicable Nationwide Permit (NWP):

NWP 12 Oil or Natural Gas Pipeline Activities

NWP 57 Electric Utility Line and Telecommunications Activities

NWP 58 Utility Line Activities for Water and Other Substances

## Section 2: Legally Responsible Party (Applicant) and Duly Authorized Representative Information

|  |  |  |
| --- | --- | --- |
| Information | Legally Responsible Party | Duly Authorized Representative (optional) |
| Company/Agency Name |  |  |
| Name of Contact |  |  |
| Title |  |  |
| Address |  |  |
| City, State, Zip |  |  |
| Phone Number(s) |  |  |
| Email Address |  |  |

## Section 3: Fees

Pay the application fee online or include a check, money order or cashier check, payable to the State Water Board, with your NOI.

## Section 4: Other Agency Permits, Licenses, Agreements, Plans, and Email Correspondence

Attach application if final action not yet taken.

| Permit | Have you applied?  (yes/no) | If yes, have you received the permit? (yes/no) | Permit Type | ID Number (e.g. Corps file number) |
| --- | --- | --- | --- | --- |
| Corps NWP PCN |  |  |  |  |
| USFWS Incidental Take Permit |  |  |  |  |
| NMFS Incidental Take Permit |  |  |  |  |
| Other Federal Permits |  |  |  |  |
| CDFW Lake or SAA |  |  |  |  |
| Coastal Development Permit |  |  |  |  |
| Other State Permits |  |  |  |  |
| Local Permit(s) |  |  |  |  |
| SWPPP |  |  |  |  |

## Section 5: Project Information

|  |
| --- |
| Project Name: |
|  |
| Project Address (Include city, zip code, county, and APN): |
|  |
| Coordinates (decimal degrees): |
|  |
| Construction Timeframe (Provide approximate start and end dates): |
|  |
| Project Description/Purpose: |
|  |

## Section 6: Avoidance, Minimization, and Cumulative Impacts

|  |
| --- |
| Avoidance and Minimization: |
|  |
| Cumulative Impacts: |
|  |

## Section 7: Temporary Impacts, Permanent Impacts, and Compensatory Mitigation

**Riparian Tree Removal:** Would your project result in the removal of riparian trees     ? If yes, use the table below for each adult tree proposed for removal (or attach a similar table if additional rows are needed).

### Table 1: Riparian Tree Removal

|  |  |  |  |
| --- | --- | --- | --- |
| Species | Common Name | Diameter Breast Height | Indicate whether the tree is part of the Overstory or Understory |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |

**Temporary Impacts:** Would your project result in temporary impacts      ? If yes, attach the restoration plan.

**Total Temporary Impacts:**  acres;  linear feet

**Permanent Impacts:** Would your project result in permanent impacts?

**Total Permanent Impacts:**  acres;  linear feet

If submitting an NOI for NWP 12/C/D, has your irrevocable letter of credit been submitted      ?

If no, do not proceed with this NOI.

### Table 2: Receiving Waters Information[[3]](#footnote-4)

|  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- |
| Impact Site ID | Waterbody Name | Impacted Aquatic Resource Type | Water Board Hydrologic Units | Receiving Waters | Receiving Waters Beneficial Uses | 303(d) Listing Pollutant | eCRAM ID |
|  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |

### Table 3: Individual Direct Impact Information

|  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- |
| Impact Site ID | Latitude | Longitude | Permanent or Temporary Impact? | Acres | Cubic Yards | Linear Feet | Dredge or Fill/Excavation? |
|  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |

## Section 8: Documentation

Check any of the following documents that are applicable to your project and attach copies to your NOI:

Fee Check or Online Payment Receipt

Riparian Trees Proposed for Removal

Other Agency Correspondence, Permits and Permit Applications

Aquatic Resource Delineation Report

Drawings, or Design Plans

Temporary Impact Restoration Plan

Map(s)

Pre-Project Photographs

Proposed Dewatering Plan

Additional Pages and/or Supplemental Information

## Section 9: Legally Responsible Party and Duly Authorized Representative Signature

See NOI Instructions for Legally Responsible Party eligibility.

|  |
| --- |
| Legally Responsible Party Attestation |
| I certify under penalty of law that this application and all attachments were prepared under my direction or supervision in accordance with a process designed to assure that qualified personnel properly gather and evaluate the information submitted. The information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations. |
| Print Legally Responsible Person Name (Not the Duly Authorized Representative): |
|  |

### Duly Authorized Representative assignment is as follows (optional):

The authorization shall specify that a person designated as a Duly Authorized Representative has responsibility for the overall operation of the regulated facility or activity, such as a person that is a manager, operator, superintendent, or another position of equivalent responsibility, or is an individual who has overall responsibility for environmental matters for the company.

|  |
| --- |
| Optional Duly Authorized Representative Assignment |
| I hereby authorize [Print Duly Authorized Representative's Name] to act on my behalf as the Duly Authorized Representative in the processing of this NOI, and to furnish upon request, supplemental information in support of this NOI. |
| Print Legally Responsible Person Name (not the Duly Authorized Representative): |
|  |

## For Internal Water Board Use Only

Reviewer:

Date Received:

Reg Measure ID:

WDID:

Check Number:

1. Refer to Attachment A of the General Order for instructions on how to fill out this Notice of Intent. [↑](#footnote-ref-2)
2. Effective March 15, 2021, the U.S. Army Corps of Engineers reissued a subset of their NWPs. Accordingly, this Notice of Intent was revised to reflect only the eligible NWPs for project enrollment under the State Water Board Order No. 2020-0039-EXEC. [↑](#footnote-ref-3)
3. Attach additional tables or add rows to the tables as needed. For receiving waters information (e.g., beneficial uses, watershed identification, etc.) refer to the Regional Water Basin Plans on the applicable Regional Water Board website or the [State Water Board’s Plans and Policies website](https://www.waterboards.ca.gov/plans_policies/) (https://www.waterboards.ca.gov/plans\_policies/). [↑](#footnote-ref-4)