



DEPARTMENT OF THE ARMY
BUFFALO DISTRICT, CORPS OF ENGINEERS
1776 NIAGARA STREET
BUFFALO, NEW YORK 14207-3199

June 10, 2021

Regulatory Branch

SUBJECT: Department of the Army Permit No. 2021-00729, Nationwide Permit No. 3 as Published in the Federal Register, Volume 82, No. 4, on Friday, January 6, 2017.

Ms. Dreyfuss-Wells
Northeast Ohio Regional Sewer District
3900 Euclid Avenue
Cleveland, Ohio 44115

Dear Ms. Dreyfuss-Wells:

This pertains to the Northeast Ohio Regional Sewer District's applications for Department of the Army permits to remove large woody debris and trash from within the Cuyahoga River, in the City of Cleveland, Cuyahoga County, Ohio (Sheets 1-2 of 2).

I have evaluated the impacts associated with your proposals, and have concluded that they are authorized by the enclosed Nationwide Permit (NWP) provided that the attached conditions are satisfied.

Verification of the applicability of this NWP is valid until March 18, 2022 unless the NWP is modified, suspended, revoked, or the activity complies with any subsequent permit modification. Please note in accordance with 33 CFR part 330.6(b), that if you commence or are under contract to commence an activity in reliance of the permit prior to the date this Nationwide permit expires, is suspended or revoked, or is modified such that the activity no longer complies with the terms and conditions, you have twelve months from the date of permit modification, expiration, or revocation to complete the activity under the present terms and conditions of the permit, unless the permit has been subject to the provisions of discretionary authority.

It is your responsibility to remain informed of changes to the NWP program. A public notice announcing any changes will be issued when they occur and will be available for viewing at our website: <http://www.lrb.usace.army.mil/Missions/Regulatory.aspx>. Finally, note that if your activity is not undertaken within the defined period or the project specifications have changed, you must immediately notify this office to determine the need for further approval or reverification.

In addition to the general conditions attached to the NWP, your attention is directed to the following Special Conditions which are also appended at the end of the NWP General Conditions:

1. The permittee is prohibited from performing in-water work between April 15 and June 30 to preclude adverse impacts on the spawning, nursery, and feeding activities of indigenous fish species. For 2021, work can occur within the in-water work restriction

Regulatory Branch

SUBJECT: Department of the Army Permit No. 2019-00648, Nationwide Permit No. 3 as Published in the Federal Register, Volume 82, No. 4, on Friday, January 6, 2017.

period for 10 days that can be applied at any time during the period of June 5 through June 30.

2. You are responsible for ensuring that all contractors and/or workers executing the activity(s) authorized by this permit have knowledge of the terms and conditions of the authorization and that a copy of the permit document is at the project site throughout the period that the authorized work is underway.

This affirmation is limited to the attached NWP and associated Water Quality Certification, and does not obviate the need to obtain any other project specific Federal, state, or local authorization.

A copy of this letter has been sent to the Ohio Environmental Protection Agency and to the Ohio Department of Natural Resources.

Questions pertaining to this matter should be directed to me at 716-879-4339, by writing to the following address: U.S. Army Corps of Engineers, 1776 Niagara Street, Buffalo, New York 14207, or by e-mail at: keith.c.sendziak@usace.army.mil

Sincerely,



Peter J. Krakowiak
Acting Chief
Ohio Application & Evaluation Section Biologist

Enclosures

COMPLETION FORM / COMPLIANCE CERTIFICATION

Each permittee who receives a Nationwide Permit (NWP) verification letter from the Corps must provide a signed certification documenting completion of the authorized activity and any compensatory mitigation.

APPLICANT:	POINT OF CONTACT:	File Nos.: 2021-00729
Ms. Kyle Dreyfuss-Wells	Ms. Sarah Andersson	File Closed: 6/11/2021
Northeast Ohio Regional Sewer District	Northeast Ohio Regional Sewer District	NWP No.: 3
3900 Euclid Avenue		
Cleveland, Ohio 44115		

Upon completion of the activity authorized by this permit and any required compensatory mitigation sign this certification and return it to the address listed below within 30 days of project completion.

Please note that your permitted activity is subject to a compliance inspection by a U.S. Army Corps of Engineers representative. If you fail to comply with this permit you are subject to permit suspension, modification, revocation, and/or assessment of administrative penalties.

The permittee shall certify the completion of the authorized work and mitigation:

- a. The authorized work was done in accordance with the NWP authorization, including any general, regional, or activity specific conditions.
- b. The implementation of any required compensatory 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, this certification must include the documentation required by 33 CFR 332.3(1)(3) to confirm that the permittee secured the appropriate number and resource type of credits.

Northeast Ohio Regional Sewer District

Date

Permittee Telephone Number: _____

Project location: City of Cleveland, Cuyahoga County, Ohio

Project Description: remove debris from the Cuyahoga River

Authorized Impacts (Waters of the U.S. Impacted by Project): approximately 5,000 square feet

Waterway and/or Project Setting: Cuyahoga River

Return completed form to:
Mr. David Leput
Regulatory Branch
U.S. Army Corps of Engineers
1776 Niagara Street
Buffalo, NY 14207

