

MEMORANDUM FOR RECORD

SUBJECT: Department of the Army Memorandum Documenting General Permit Verification

1.0 Introduction and Overview

Information about the proposal subject to one or more of the United States Army Corps of Engineers' (Corps') regulatory authorities is provided in Section 1, detailed evaluation of the activity is found in Sections 2 through 5 and findings are documented in Section 6 of this memorandum. Further, summary information about the activity including the administrative history of actions taken during project evaluation is attached (ORM2 summary) and incorporated into this memorandum.

NOTE: This document uses the term pre-construction notification (PCN) to identify when notification is sent to the Corps to evaluate a proposed activity on a case-by-case basis to ensure that the activity will cause no more than minimal adverse environmental effects, individually and cumulatively for verification under a general permit (GP). While PCN is commonly associated with Nationwide Permit (NWP) verification requests, this document uses the term PCN for notification sent to the Corps for all GP verifications (i.e., NWPs, Regional GPs, Programmatic GPs).

1.1 Applicant name

City of Sioux Falls – [REDACTED]

1.2 Activity location

The project is located at Latitude: 43.5545 and Longitude: -96.7236 in Minnehaha County, South Dakota. The permit area is described in Figure 1.

1.3 Description of activity requiring verification

This MFR evaluates two discrete projects to be authorized by Nationwide Permit. An existing low-head dam is proposed to be replaced with minor modifications to its configuration. This action is being considered under Nationwide Permit 3. The work would construct a 565 linear foot concrete gravity dam immediately downstream of the existing dam. A coffer dam using segments of the existing dam will be used to isolate the work area during construction. Portions of the existing dam that effect local hydraulics will be removed after construction of the new dam is complete. The permittee estimates that 1,325 cubic yards of material would be used as temporary fill.

A river walk is proposed to be constructed along the West bank of the Big Sioux River. This action is being considered under NWP 42. A 12-foot-wide riverfront trail would be constructed along 1,300 linear feet of the stream bank. A new flood wall will be constructed within the Big Sioux River and abutting wetlands. A temporary cofferdam would be used to isolate the work area during construction of the flood wall.

1.4 Existing conditions and any applicable project history:

The project is located at the head of the “Falls” within the City of Sioux Falls.

1.4.1 Jurisdictional Determination

Is this project supported by a jurisdictional determination? No Jurisdictional Determination

The Big Sioux River is a perennial river flowing to the Missouri River which is a Section 10 Water. The Big Sioux River and its abutting wetlands are Waters of the United States.

1.5 Permit authority

Table 1 – Permit Authority	
Section 10 of the Rivers and Harbors Act (33 USC 403)	
Section 404 of the Clean Water Act (33 USC 1344)	x

1.6 Applicable Permit

Nationwide Permit (NWP); 3 (Maintenance) and 42 (Recreational Facilities)

1.7 Waiver Discussion

Does the activity require a written waiver? No

2.0 Evaluation of the Pre-Construction Notification (PCN)

2.1 Direct and indirect effects which are caused by the GP activity

The construction of a new low-head dam would result in the direct loss of 0.127 acres RIVERINE wetland and 0.061 acres of perennial stream channel. The work will also temporarily impact 1.034 acres of perennial stream channel and 0.306 acres of (abutting) RIVERINE wetland.

The construction of a new flood wall would result in the loss of 0.15 acres of perennial stream channel and 0.02 acres of (abutting) RIVERINE wetland. The work would also temporarily impact 0.06 acres of (abutting) RIVERINE wetland and 0.74 acres of perennial stream channel.

2.2 Site specific factors

The project area considered in this action is located directly within the “Falls” which give the City of Sioux Falls its namesake. The project area is in an area with a dense local history.

2.3 Coordination

2.3.1 Interagency Coordination

Was the PCN coordinated with other agencies? No

2.3.2 Corps internal coordination

Was the PCN coordinated with other Corps business lines? No

N/A

3.0 Mitigation

3.1 Avoidance and minimization

Provide brief description of how the activity has been designed on-site to avoid and minimize adverse effects, both temporary and permanent, to waters of the United States to the maximum extent practicable at the project site:

Standard water quality BMPs will be established and maintained during construction to minimize the potential of discharging sediment or other pollutants downstream. In addition, actions will be taken to offset unavoidable impacts to wetlands and waters include the practicable confinement or removal of known contaminated soils; thereby, enhancing existing riverine conditions, public safety, and the long-term maintenance of the site.

Describe other mitigative actions including project modifications implemented to minimize adverse project impacts? (see 33 CFR 320.4(r)(1)(i))

N/A

3.2 Compensatory mitigation requirement

Is compensatory mitigation required for unavoidable impacts to jurisdictional aquatic resources to reduce the individual and cumulative adverse environmental effects to a minimal level? Yes

Provide rationale: Mitigation is required at a minimum one-for-one ratio because the loss of stream bed is $\geq 3/100$ -acre and requires a PCN. Mitigation is required at a minimum one-for-one ratio because the loss of wetland is $\geq 10/100$ -acre and requires a PCN. Mitigation is also required at a minimum one-for-one ratio because the loss of stream bed is > 0.03 acres and requires a PCN.

3.3 Type and location of compensatory mitigation

3.3.1 Mitigation bank service area

Is the impact in the service area of an approved mitigation bank? Yes

Does the mitigation bank have the appropriate number and resource type of credits available? No, see Section 3.3.4 for discussion regarding the use of the mitigation hierarchy.

3.3.2 In-lieu fee program service area

Is the impact in the service area of an approved in-lieu fee program? Yes

Does the in-lieu fee program have the appropriate number and resource type of credits available? No, see Section 3.3.4 for discussion regarding the use of the mitigation hierarchy.

3.3.3 Compensatory mitigation

Selected compensatory mitigation type/location(s) (see Table 2):

Table 2 – Mitigation Type and Location	
Mitigation bank credits	x
In-lieu fee program credits	
Permittee-responsible mitigation under a watershed approach	
Permittee-responsible mitigation, on-site and in-kind	
Permittee-responsible mitigation, off-site and/or out-of-kind	

3.3.4 Mitigation hierarchy

Does the selected compensatory mitigation option deviate from the order of the options presented in 33 CFR 332.3(b)(2)-(6)? Yes

If yes, provide rationale for the deviation, including the likelihood for ecological success and sustainability, location of the compensation site relative to the impact site and their significance within the watershed, and/or the costs of the compensatory mitigation project (see 33 CFR 33 CFR 332.3(a)(1)):

Compensatory mitigation is required to offset the loss of perennial stream channel. An in-kind (i.e., stream credits vs. wetland credits) credit source is not available from a mitigation bank or in-lieu-fee provider in the geographic service area (GSA – lower Big Sioux River) where the project is located. Permittee responsible mitigation (PRM) was not determined to be the ecologically preferable form of mitigation on the basis that PRM carries a risk of failure, is technically difficult and includes a temporal loss component. The preferred mitigation method to offset the loss of stream channel is the purchase of released RIVERINE wetland credits from a mitigation bank or ILF provider in the affected GSA.

Compensatory mitigation is required to offset the loss of RIVERINE wetlands. An in-kind credit source is available from several mitigation banks in the GSA where the project is located. Compensatory mitigation is also required to offset the loss of perennial stream channel. An out-of-kind credit source is available from several mitigation banks in the GSA where the project is located.

3.3.5 Watershed approach

Does the selected compensatory mitigation option follow a watershed approach? N/A

3.4 Amount of compensatory mitigation

Amount of required compensatory mitigation:

Compensatory mitigation is required to offset the loss RIVERINE wetlands by purchasing 0.70 RIVERINE wetland functional capacity units (FCUs) or 1.05 wetland FCUs of any other HGM class from a mitigation bank or ILF mitigation site offering released credits.

Compensatory mitigation is required to offset the loss of perennial stream channel by purchasing 3.47 RIVERINE or SLOPE wetland FCUs or 4.62 FCUs of any other wetland HGM class.

Rationale for required compensatory mitigation amount:

Compensatory mitigation for the loss of RIVERINE wetlands is required at a 1-acre-to-1-acre replacement ratio if RIVERINE wetland credits are used because the mitigation would have met performance criteria and the impact and mitigation are of the same HGM class. Compensatory mitigation for the loss of RIVERINE wetlands is required at a 1.5-acre-to-1-acre replacement ratio for all other wetland HGM classes. The increased replacement ratio is required to account for the difference between functions performed by the impacted aquatic resource compared to the available mitigation type.

Compensatory mitigation for the loss of perennial stream channel is required at a 3-acre to-1-acre replacement ratio if RIVERINE or SLOPE wetland credits are used. The mitigation ratio used would be required to account for the use of an out-of-kind mitigation type with functions that are different from the functions performed by the impacted resource. Compensatory mitigation for the loss of perennial stream channel is required at 4-acre-to-1-acre replacement ratio if DEPRESSIONAL wetland credits are used. The increased replacement ratio is required to account for the difference between functions performed by the impacted aquatic resource compared to the available mitigation type.

A 5.5 FCU/acre conversion factor is applied to all mitigation amounts to convert the mitigation amount required from acres to FCUs.

4.0 Compliance with Other Laws, Policies and Requirements

4.1 Section 7(a)(2) of the Endangered Species Act (ESA)

4.1.1 ESA action area

See Figure 1.

4.1.2 Lead federal agency for Section 7 of the ESA

Has another federal agency been identified as the lead agency for complying with Section 7 of the ESA with the Corps designated as a cooperating agency and has that consultation been completed? No

4.1.3 Listed/proposed species and/or designated/proposed critical habitat

Are there listed or proposed species or designated critical habitat or proposed critical habitat that may be present or in the vicinity of the Corps' action area?

Yes. A species list was generated by the applicant using the IPaC web tool. The species list was provided to the Corps as part of a "Biological Resource Assessment Report – dated March 2020". The Northern Long-eared Bat, Red Knot, and Western Prairie Fringed Orchid were identified as potential species located in the vicinity of the project.

Effect determination(s), including no effect, for all known species/habitat, and basis for determination(s):

The Corps has determined that this action will have "No Effect" on all species identified in the species list. This determination is based on the absence of suitable habitat for these species as documented in the Biological Resource Assessment Report provided by the applicant.

4.2 Magnuson-Stevens Fishery Conservation and Management Act (Magnuson Stevens Act), Essential Fish Habitat (EFH)

N/A, there is no essential fish habitat in this district's area of responsibility.

4.2.1 Lead federal agency for EFH provisions of the Magnuson-Stevens Act

4.3 Section 106 of the National Historic Preservation Act (NHPA)

4.3.1 Section 106 permit area

The permit area includes those areas comprising waters of the United States that will be directly affected by the proposed work or structures, as well as activities outside of waters of the U.S. because all three tests identified in 33 CFR 325, Appendix C(g)(1) have been met.

Final description of the permit area: [See Figure 1.](#)

4.3.2 Lead federal agency for Section 106 of the NHPA

Has another federal agency been identified as the lead federal agency for complying with Section 106 of the NHPA with the Corps designated as a cooperating agency and has that consultation been completed? No

4.3.3 Historic properties

Known historic properties? Yes. The project area contains a listed historic property, the Queen Bee Mill Complex (MH00001396) and a property eligible for listing on the National Register, the Burlington Northern Railroad (BNSF Bridge), SHPO Number:MH00002265.

Effect determination and basis for that determination: The project will remove and replace a low-head dam and mill race which are components of the Queen Bee Mill Complex. This action will have an "Adverse Effect" on this listed historic property. The project will "not adversely affect" the BNSF Bridge.

4.3.4 Consultation with the appropriate agencies, tribes and/or other parties for effect determinations

Consultation was initiated and completed with the appropriate agencies, tribes and/or other parties for any determinations other than "no potential to cause effects." (see the attached ORM2 Summary sheet for begin date, end date and closure method of the consultation)

The Corps consulted with four local historical entities, native American tribes with potential interest in the geographic region containing the APE, and the SD SHPO. A memorandum of agreement (MOA) was developed in cooperation with the mentioned parties to resolve the projects' adverse effect on the Queen Bee Mill. The MOA was finalized on February 9, 2023 and was distributed to all signatories and the ACHP on February 28, 2023.

4.4 Tribal Trust Responsibilities

4.4.1 Tribal government-to-government consultation

Was government-to-government consultation conducted with federally-recognized tribe(s)?
No

4.4.2 Other Tribal consultation

Other Tribal consultation including any discussion of Tribal Treaty rights.

N/A

4.5 Section 401 of the Clean Water Act – Water Quality Certification (WQC)

4.5.1 Section 401 WQC requirement

Is an individual Section 401 WQC required, and if so, has the certification been issued or waived?

An individual WQC is required and has been granted.

An individual WQC was required by the SD DANR for work completed under NWP 42 because the action will impact more than 300 linear feet of stream bank. A general WQC has been

issued for work completed under NWP 3.

4.5.2 401(a)(2) Process

If the certifying authority granted an individual WQC, did the United States Environmental Protection Agency make a determination that the discharge 'may affect' water quality in a neighboring jurisdiction? No

4.6 Coastal Zone Management Act (CZMA)

4.6.1 CZMA consistency concurrence

Is a CZMA consistency concurrence required, and if so, has the concurrence been issued, objected to, or presumed? N/A

4.7 Wild and Scenic Rivers Act

4.7.1 National Wild and Scenic River System

Is the project located in a component of the National Wild and Scenic River System, or in a river officially designated by Congress as a "study river" for possible inclusion in the system? No

4.8 Effects on Corps Civil Works Projects (33 USC 408)

4.8.1 Permission requirements under Section 14 of the Rivers and Harbors Act (33 USC 408)

Does the applicant also require permission under Section 14 of the Rivers and Harbors Act (33 USC 408) because the activity, in whole or in part, would alter, occupy, or use a Corps Civil Works project?

No, there are no federal projects in or near the vicinity of the proposal.

4.9 Other (as needed)

N/A

4.10 Compliance Statement

The Corps has determined that it has fulfilled its responsibilities under the following laws, regulations, policies, and guidance:

Table 4 – Compliance with Federal Laws and Responsibilities		
Laws, Regulations, Policies, and Guidance	Yes	N/A
Section 7(a)(2) of the ESA	x	
EFH provisions of the Magnuson-Stevens Act		x
Section 106 of the NHPA	x	
Tribal Trust		x
Section 401 of the Clean Water Act	x	
CZMA		X
Wild and Scenic Rivers Act		x
Section 408 - 33 USC 408		x
Other: N/A		

5.0 Special Conditions

5.1 Special condition(s) requirement(s)

Are special conditions required to ensure minimal effects, ensure the authorized activity is not contrary to the public interest and/or ensure compliance of the activity with any of the laws above?

Yes

5.2 Special conditions

Special Condition 1: To offset the loss of 0.13 acres of RIVERINE wetland you are required to purchase wetland credits from a Corps authorized mitigation site in the lower Big Sioux geographic service area in the amount of 0.7 wetland functional capacity units (HGM class: RIVERINE) or 1.1 wetland functional capacity units (any other HGM wetland class). A receipt of the credit purchase shall be provided to the South Dakota Corps of Engineers Regulatory Office prior to initiating the authorized activity.

Rationale: *This special condition is necessary to ensure successful compensatory mitigation for the unavoidable losses of waters of the U.S. due to the construction of the proposed project. (33 CFR 320.4(r)(1); 33 CFR 325.4(a)(3); 33 CFR 332; 40 CFR 230).*

Special Condition 2: To offset the loss of 0.21 acres of perennial stream channel you are required to purchase wetland credits from a Corps authorized mitigation site in the lower Big Sioux geographic service area in the amount of 3.67 wetland functional capacity units (HGM class: RIVERINE or SLOPE) or 4.62 wetland functional capacity units (any other HGM wetland class). A receipt of the credit purchase shall be provided to the South Dakota Corps of Engineers Regulatory Office prior to initiating the authorized activity.

Rationale: *This special condition is necessary to ensure successful compensatory mitigation for the unavoidable losses of waters of the U.S. due to the construction of the proposed project. (33 CFR 320.4(r)(1); 33 CFR 325.4(a)(3); 33 CFR 332; 40 CFR 230).*

Special Condition 3: Within 30 days of completing construction of the new low-head dam and Phase 3 of the Greenway, the Permittee shall complete restoration of 1.77 acres of stream channel and 0.31 acres of wetland that would be temporarily impacted by this project. Aquatic resources temporarily impacted shall be restored to pre-existing contours, vegetation, habitat type, and hydrology.

Rationale: *This special condition is necessary to ensure minimization of impacts to waters of the U.S. and to ensure successful restoration of all temporary impacts authorized (33 CFR 320.4(r)(1); 33 CFR 325.4(a)(3); 33 CFR 332; 40 CFR 230).*

Special Condition 4: You shall implement the enclosed Memorandum of Agreement (MOA), SHPO Number: 220707001F, in its entirety. This office has been designated the lead federal agency responsible for implementing and enforcing the MOA as signed. The City of Sioux Falls shall provide an annual report to this office by December 1st of each year until all stipulations of the MOA are fulfilled. If you fail to comply with the implementation and associated enforcement of the MOA, this office may determine that you are out of compliance with the conditions of this NWP verification and suspend the NWP verification. Suspension may result in modification or revocation of the authorized work.

Rationale: *This condition is necessary to ensure compliance with Section 106 of the National Historic Preservation Act (16 USC 470; 33 CFR 320.3(g); 33 CFR 325.2(b)(3); 33 CFR 325; Appendix C; 36 CFR 800).*

Special Condition 5: You shall comply with all terms and conditions of the enclosed July 7, 2022, Section 401 of the Clean Water Act Water Quality Certification.

Rationale: *This condition is necessary to ensure compliance with Section 401 of the Clean Water Act for the GP verification (33 USC 1341; 33 CFR 320.3; 33 CFR 320.4(d); 33 CFR 325.2(b)(1); 33 CFR 325.4(a)(1).*

6.0 Determination

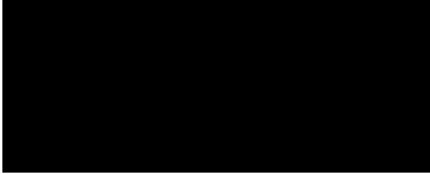
6.1 General Permit Statement

The activity, with the required mitigation, will result in no more than minimal individual and cumulative adverse effects on the aquatic environment and will not be contrary to the public interest, provided the permittee complies with the special conditions identified above.

6.2 Compliance Statement

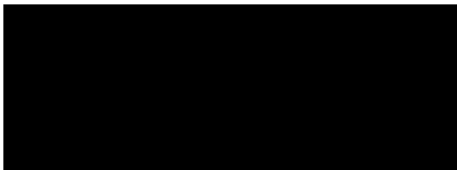
This activity, as described, complies with all terms and conditions of the permits identified in Section 1.6.

PREPARED BY:



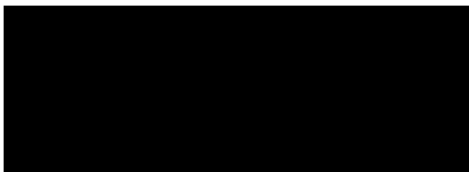
Date: March 2, 2023

REVIEWED BY:



Date: March 2, 2023

APPROVED BY:



Date: March 7, 2023

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Figure 1. Permit Area - NWO-2020-01056-PIE

Pre-Construction Notification Sioux Falls Greenway Phase III (NWP 42) and Low-Head Dam Maintenance (NWP 3).
Determined by Corps (Nathan Morey) on June 1, 2022.

Latitude: 43.5545

Longitude: -96.7236



**Department of the Army General Permit Verification – ORM2 Decision Summary
Data for NWO-2020-01056-PIE – City of Sioux Falls - Big Sioux River Green Way -
Lowhead Maintenance -Shoreline Development - Minnehaha County**

Date Generated: 02-MAR-2023

Permit ID(s): 11835640, 11841859

Applicant Info:

Contact ID	Applicant
11662421	Tory Miedema (City of Sioux Falls)

Location Latitude/Longitude: 43.5545, -96.7236

Authorized Project Description (from the permit action)

Description	Permit IDs
Replacement of deficient low-head dam located in Falls Park within the City of Sioux Falls. The new low-head dam will be constructed immediately adjacent to the existing low-head dam and will include minor modifications.	11835640
Sioux Falls Greenway - Phase III	11841859

Closure Method

Permit Begin Date	Permit End Date	Closure Method	Permit IDs
25-APR-2022	02-MAR-2023	Verified With Special Conditions	11835640, 11841859

After-the-fact (ATF)?

ATF	Permit IDs
No	11835640, 11841859

Jurisdictional Determination(s) (JDs)

No Data Found

Permit Authority

Permit Authority	Permit IDs
Section 404	11835640, 11841859

Permit Type, Permit Name and Number (PNN)

Permit Type	PNN	Permit IDs
NWP	NWP 3 Maintenance	11835640
NWP	NWP 42 Recreational Facilities	11841859

Pre-Construction Notification (PCN)?

PCN	Permit IDs
Yes	11835640, 11841859

Date Determined Complete for Processing

Date Processing Complete	Permit IDs
25-APR-2022	11835640
10-MAY-2022	11841859

Worktypes

Worktype	Permit IDs
\ DEVELOPMENT \ RECREATIONAL	11841859
\ OTHER \ DAMS \ MAINTENANCE	11835640

Impact(s) including Impact Activity Types (IAT), Units of Measure (UOM) and Amounts

Permit ID	Perm Loss	Cowardin Class	IAT	Initially Proposed	Proposed	Authorized
11835640	Yes	PEM-PALUSTRINE, EMERGENT	Fill Area	(L) (W) (A) 0.006 Acre	(L) (W) (A) 0.006 Acre	(L) (W) (A) 0.006 Acre
11835640	Yes	PEM-PALUSTRINE, EMERGENT	Fill Area	(L) (W) (A) 0.027 Acre	(L) (W) (A) 0.027 Acre	(L) (W) (A) 0.027 Acre
11835640	Yes	PEM-PALUSTRINE, EMERGENT	Fill Area	(L) (W) (A) 0.094 Acre	(L) (W) (A) 0.094 Acre	(L) (W) (A) 0.094 Acre
11835640	Yes	R2-RIVERINE, LOWER PERENNIAL	Fill Area	(L) (W) (A) 0.061 Acre	(L) (W) (A) 0.061 Acre	(L) (W) (A) 0.061 Acre
11835640	No	PEM-PALUSTRINE, EMERGENT	Fill Area	(L) (W) (A) 0.306 Acre	(L) (W) (A) 0.306 Acre	(L) (W) (A) 0.306 Acre
11835640	No	R2-RIVERINE, LOWER PERENNIAL	Fill Area	(L) (W) (A) 1.034 Acre	(L) (W) (A) 1.034 Acre	(L) (W) (A) 1.034 Acre
11841859	Yes	PEM-PALUSTRINE, EMERGENT	Fill Area	(L) (W) (A) 0.02 Acre	(L) (W) (A) 0.02 Acre	(L) (W) (A) 0.02 Acre
11841859	No	PEM-PALUSTRINE, EMERGENT	Fill Area	(L) (W) (A) 0.06 Acre	(L) (W) (A) 0.06 Acre	(L) (W) (A) 0.06 Acre
11841859	Yes	R2-RIVERINE, LOWER PERENNIAL	Fill Area	(L) (W) (A) 0.15 Acre	(L) (W) (A) 0.15 Acre	(L) (W) (A) 0.15 Acre

Aquatic Resource(s) associated with Impact(s)

Waters Name	Waters Type	Cowardin Class	Waterway	Latitude/Longitude	Permit IDs
NWO-2020-01056-PIE_OW-A	Delineation Only - PJD or No JD Required	R2-RIVERINE, LOWER PERENNIAL	Big Sioux River	43.554174, -96.723831	11835640, 11835640, 11841859
NWO-2020-01056-PIE_WL-A	Delineation Only - PJD or No JD Required	PEM-PALUSTRINE, EMERGENT	Wetland abutting Big Sioux River	43.554064, -96.724144	11835640, 11841859, 11841859
NWO-2020-01056-PIE_WL-B	Delineation Only - PJD or No JD Required	PEM-PALUSTRINE, EMERGENT	Wetland abutting the Big Sioux River	43.555433, -96.722859	11835640
NWO-2020-01056-PIE_WL-C	Delineation Only - PJD or No JD Required	PEM-PALUSTRINE, EMERGENT	Wetlands abutting the Big Sioux River	43.554901, -96.722935	11835640, 11835640

Internal Coordination

No Data Found

Compensatory Mitigation Required (CMR)? Permittee Responsible Mitigation (PRM)?

CMR?	PRM?	Permit IDs
Yes	None	11835640, 11841859

Mitigation including Type, Units of Measure (UOM) and Amounts

Permit ID	Type	Perm Resp	Dimension	Proposed	Required	Purchased
11835640	Mitigation Bank		Assessment	.7	.7	.7

11835640	Mitigation Bank		Based Assessment Based	1	1	1
11841859	Mitigation Bank		Assessment Based	2.48	2.48	2.48

Advanced Permittee Responsible Credits

No Data Found

Aquatic Resource(s) associated with Mitigation

No Data Found

Evaluation Checklist Responses for:

Endangered Species Act (ESA)

Type	Decision	Permit IDs
ESA Coordination	Resources Present/No Effect	11835640, 11841859

Essential Fish Habitat (EFH)

Type	Decision	Permit IDs
EFH Coordination	No Resources Present	11835640, 11841859

Section 106 of the NHPA

Type	Decision	Permit IDs
Section 106 of the NHPA	Coordination/Consultation Required	11835640, 11841859

Tribal Consultation(s)

Type	Decision	Permit IDs
Tribal Coordination/Consultation	Not Required	11835640, 11841859

Wild & Scenic River

Type	Decision	Permit IDs
Wild & Scenic River	No Resources Present	11835640, 11841859

Water Quality Certification (WQC)

Type	Decision	Permit IDs
Individual WQC	Not Required	11835640
Individual WQC	Required	11841859

Coastal Zone Management Consistency Concurrence (CZM)

Type	Decision	Permit IDs
CZM	Not Required	11835640, 11841859

Recapture Provision

Type	Decision	Permit IDs
Recapture Provision	Does Not Apply	11835640, 11841859

Subactions Added:

ESA Consultation(s)

No Data Found

EFH Consultation(s)

No Data Found

Section 106 of the NHPA Consultation(s)

Type	106 Begin Date	106 End Date	Closure Method	Permit IDs
SECT106	29-APR-2022	02-MAR-2023	Process Complete	11835640

Tribal Consultation(s)

Type	Tribal Begin Date	Tribal End Date	Tribal Consultation	Closure Method	Permit IDs
TRIBAL	09-AUG-2022	05-OCT-2022	CHEYENNE RIVER SIOUX TRIBE OF THE CHEYENNE RIVER RESERVATION, SOUTH DAKOTA	No Response from Tribe	11835640
TRIBAL	09-AUG-2022	05-OCT-2022	CROW CREEK SIOUX TRIBE OF THE CROW CREEK RESERVATION, SOUTH DAKOTA	No Response from Tribe	11835640
TRIBAL	09-AUG-2022	05-OCT-2022	FLANDREAU SANTEE SIOUX TRIBE OF SOUTH DAKOTA	No Response from Tribe	11835640
TRIBAL	09-AUG-2022	05-OCT-2022	IOWA TRIBE OF KANSAS AND NEBRASKA	No Response from Tribe	11835640
TRIBAL	09-AUG-2022	05-OCT-2022	IOWA TRIBE OF OKLAHOMA	No Response from Tribe	11835640
TRIBAL	09-AUG-2022	05-OCT-2022	LOWER BRULE SIOUX TRIBE OF THE LOWER BRULE RESERVATION, SOUTH DAKOTA	No Response from Tribe	11835640
TRIBAL	09-AUG-2022	05-OCT-2022	LOWER SIOUX INDIAN COMMUNITY IN THE STATE OF MINNESOTA	No Response from Tribe	11835640
TRIBAL	09-AUG-2022	05-OCT-2022	OGLALA SIOUX TRIBE	No Response from Tribe	11835640
TRIBAL	09-AUG-2022	05-OCT-2022	OMAHA TRIBE OF NEBRASKA	No Response from Tribe	11835640
TRIBAL	09-AUG-2022	05-OCT-2022	OTOE-MISSOURIA TRIBE OF INDIANS, OKLAHOMA	No Response from Tribe	11835640
TRIBAL	09-AUG-2022	05-OCT-2022	PONCA TRIBE OF INDIANS OF OKLAHOMA	No Response from Tribe	11835640
TRIBAL	09-AUG-2022	05-OCT-2022	PONCA TRIBE OF NEBRASKA	No Response from Tribe	11835640
TRIBAL	09-AUG-2022	05-OCT-2022	PRAIRIE ISLAND INDIAN COMMUNITY IN THE STATE OF MINNESOTA	No Response from Tribe	11835640
TRIBAL	09-AUG-2022	05-OCT-2022	RED LAKE BAND OF CHIPPEWA INDIANS, MINNESOTA	No Response from Tribe	11835640
TRIBAL	09-AUG-2022	05-OCT-2022	ROSEBUD SIOUX TRIBE OF THE ROSEBUD INDIAN RESERVATION, SOUTH DAKOTA	No Response from Tribe	11835640
TRIBAL	09-AUG-2022	05-OCT-2022	SANTEE SIOUX NATION, NEBRASKA	No Response from Tribe	11835640
TRIBAL	09-AUG-2022	05-OCT-2022	SHAKOPEE MDEWAKANTON SIOUX COMMUNITY OF MINNESOTA	No Response from Tribe	11835640
TRIBAL	09-AUG-2022	05-OCT-2022	SISSETON-WAHPETON OYATE OF THE LAKE TRAVERSE RESERVATION, SOUTH DAKOTA	No Response from Tribe	11835640
TRIBAL	09-AUG-2022	05-OCT-2022	STANDING ROCK SIOUX TRIBE OF NORTH &	No Response from Tribe	11835640

TRIBAL	09-AUG-2022	05-OCT-2022	SOUTH DAKOTA THREE AFFILIATED TRIBES OF THE FORT BERTHOLD RESERVATION, NORTH DAKOTA	No Response from Tribe	11835640
TRIBAL	09-AUG-2022	05-OCT-2022	UPPER SIOUX COMMUNITY, MINNESOTA	No Response from Tribe	11835640
TRIBAL	09-AUG-2022	05-OCT-2022	YANKTON SIOUX TRIBE OF SOUTH DAKOTA	No Response from Tribe	11835640

Water Quality Certification (WQC) Consultation(s)

Action by CA	Closure Method	End Date	Permit IDs
Granted with Conditions	Procedure Complete	02-MAR-2023	11841859

408 Review Required?

Section 408	Permit IDs
No	11835640, 11841859