

You might recall that one gentleman asked the question at Thursday night's forum about how the Corps Regulatory program makes a decision to issue or deny a Section 404 Clean Water Act permit. Explaining this is not a quick answer...it would require another lecture (or two or three).

However, I can point out some web links that might be helpful, if someone is interested in educating themselves about it:

An overview listing of all Section 404 Clean Water Act Regulations the Corps Regulatory Branch must follow can be found here:

http://www.usace.army.mil/CECW/Pages/reg_materials.aspx

Within this overview, there are two web links to the regulations that apply best to NISP and Halligan / Seaman Corps Regulatory EIS reviews:

1. "33 CFR Part 325 – Processing Department of the Army Permits" – Explains our procedure for processing permits, found here -

<http://www.usace.army.mil/CECW/Documents/cecwo/reg/materials/33cfr325.pdf> .

2. "40 CFR Part 230 – Section 404 (b)(1) Guidelines – Explains how Corps Regulatory MUST consider certain physical, biological, and chemical aspects of the Poudre River Watershed when making a decision, found here -

<http://www.usace.army.mil/CECW/Documents/cecwo/reg/materials/40cfr230.pdf>

Hope this is helpful,

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