

Table 1 - Wyoming 401 Certification of 2012 Nationwide Permits

Permit	Permit Name	401 Certification ** (see footnote)	Permit-specific 401 Certification Conditions
1	Aids to Navigation	Waived	
2	Structures in Canals	Waived	
3	Maintenance	Certified (non-Class 1 waters)	
4	Fish & Wildlife Harvesting, Enhancement, and Attraction Devices	Waived	
5	Scientific Measurement Devices	Certified (non-Class 1 waters)	Weirs and flumes may not prohibit upstream fish migration in Class 1, 2B, 2AB and 2C waters
6	Survey Activities	Certified (non-Class 1 waters)	Discharge of drilling fluids and cuttings to a water of the State must be authorized by a WYPDES permit. All temporary pits for holding drilling fluids and cuttings must be lined and all contents removed following completion of the activity authorized by the nationwide permit
7	Outfall Structures	Certified (non-Class 1 waters)	
8	Oil & Gas Structures on Outer Continental Shelf	Waived	
9	Structures in Fleeting and Anchorage Areas	Waived	
10	Mooring Buoys	Waived	
11	Temporary Recreation Structures	Waived	
12	Utility Line Activities	Certified (non-Class 1 waters)	Culverted stream crossings must meet the following criteria in Class 1, 2B, 2AB and 2C waters: 1) culverts shall be placed in a relatively straight section of stream channel and outflows shall not be directed into a stream bank, 2) culvert dimensions shall not create water depths or velocities that prohibit upstream migration of resident fish species, 3) culvert slope shall be no steeper than the channel gradient immediately upstream and downstream of the culvert, and generally should match the overall channel gradient, and 4) culvert outlet elevations or downstream bed scour shall not prohibit upstream migration of resident fish species
13	Bank Stabilization	Certified (non-Class 1 waters) when waiver or length limit by District Engineer not required; Denied for all others	Vane structures used for bank stabilization that span the low flow wetted stream width must meet the following criteria: 1) hydraulic drop over the structure crest cannot exceed 0.5 feet, and 2) header rocks are spaced at least one-quarter of the average head rock diameter
14	Linear Transportation Projects	Certified (non-Class 1 waters)	See Nationwide Permit #12 for culverted stream crossing criteria
15	Coast Guard Approved Bridges	Waived	
16	Return Water from Upland Contained Disposal Areas	Denied	
17	Hydropower Projects	Denied	
18	Minor Discharges	Certified (non-Class 1 waters)	
19	Minor Dredging	Waived	
20	Response Operations for Oil and Hazardous Substances	Certified (all waters)	
21	Surface Coal Mining	Certified (non-Class 1 waters)	
22	Removal of Vessels	Waived	
23	Approved Categorical Exclusions	Denied	
24	Indian Tribe 404 Program	Waived	
25	Structural Discharges	Certified (non-Class 1 waters)	
27	Aquatic Habitat Restoration, Creation, or Enhancement	See Attachment 2 of this document	See Attachment 2 of this document

28	Modifications of Existing Marinas	Waived	
29	Residential Developments	Certified (non-Class 1 waters)	See Nationwide Permit #12 for culverted stream crossing criteria
30	Moist Soil Management for Wildlife	Certified (non-Class 1 waters)	
31	Maintenance of Existing Flood Control Activities	Denied	
32	Completed Enforcement Actions	Certified (non-Class 1 waters)	
33	Temporary Construction, Access, or Dewatering	Certified (non-Class 1 waters)	
34	Cranberry Production Activities	Denied	
35	Maintenance Dredging of Existing Basins	Certified (non-Class 1 waters)	
36	Boat Ramps	Certified (non-Class 1 waters)	
37	Emergency Watershed Protection and Rehabilitation	Certified (non-Class 1 waters)	Representative project area-wide pre- and post-construction photographs required for all PCNs
38	Cleanup of Hazardous and Toxic Waste	Denied	
39	Commercial and Institutional Developments	Certified (non-Class 1 waters)	See Nationwide Permit #12 for culverted stream crossing criteria
40	Agricultural Activities	Denied	
41	Reshaping Existing Drainage Ditches	Certified (non-Class 1 waters)	
42	Recreational Facilities	Certified (non-Class 1 waters)	
43	Stormwater Management Facilities	Denied	
44	Mining Activities	Denied	
45	Repair of Uplands Damaged by Discrete Events	Certified (non-Class 1 waters)	
46	Discharges to Ditches	Certified (non-Class 1 waters)	
48	Existing Commercial Shellfish Aquaculture	Waived	
49	Coal Remining	Certified (non-Class 1 waters)	
50	Underground Coal Mining	Certified (non-Class 1 waters)	
51	Land-Based Renewable Energy	Certified (non-Class 1 waters)	See Nationwide Permit #12 for culverted stream crossing criteria
52	Water-based Renewable Energy Pilot Projects	Denied	See Nationwide Permit #12 for culverted stream crossing criteria

**[Certified: Categorical 401 Certification Granted for Specific Waters]; [Denied: Individual 401 Certification Required]; [Waived: No 401 Certification Required]