



Catherine E. Heigel, Director

*Promoting and protecting the health of the public and the environment*

June 20, 2016

Anne Bomar  
Dominion Resources Services Inc  
707 East Main St, 19<sup>th</sup> Floor  
Richmond, VA 23219

Re: 401 Certification for Authorization to Temporarily Impacts To Not More 2.077 Acres of Waters of the US, and Permanent Impacts to 60 Linear Feet of Intermittent/Perennial Streams, Including Wetlands, Pursuant to Nationwide Permit 12 (Utility Line Activities)

Applicant Permit ID No.: SAC 2014-00925

Applicant: Dominion Resources Services Inc – Eastover Pipeline Project

County: Calhoun and Richland County

Dear Ms. Bomar:

The US Army Corps of Engineers (Corps) issued a final notice in the Federal Register on February 21, 2012 reissuing the Corps' Nationwide Permits (NWP). NWP authorize activities that have minimal individual and cumulative adverse effects on the aquatic environment. On April 23, 2012, the South Carolina Department of Health and Environmental Control (Department) certified the NWP in accordance with Section 401 of the Clean Water Act and the S.C. Coastal Zone Management Act (48-39-10 et seq.).

The Department has reviewed the above-reference project in accordance with the April 23, 2012 certification and, provided the applicant adheres to the certification conditions outlined in the attached document, the Department has determined that there is a reasonable assurance that the work authorized will be conducted in a manner consistent with the certification requirements of Section 401 of the Clean Water Act.

Sincerely,

Monica Taylor  
Water Quality Certification and Wetlands Section

cc: USACOE Charleston District Office  
USACOE Columbia Field Office  
SCDHEC EQC Regional Office  
Larry Neal

Enclosures (2)



**Nationwide Permit 401 and CZC Specific Conditions  
Certified April 23, 2012**

**NWP 12: Utility Line Activities**

**Conditions of the 401 Water Quality Certification:**

1. If the project involves more than 10 aquatic site crossings (not including directionally bored crossings), the project will not be certified under this NWP and will require separate approval through SCDHEC's individual certification process.
2. This NWP is not certified for activities located in or adjacent to (as determined by SCDHEC) waters defined (as per Regulation 61-68) as Outstanding National Resource Waters (ONRW), Outstanding Resource Waters (ORW), or Trout Waters.
3. This NWP is not certified for activities located in or adjacent to (as determined by SCDHEC) impaired waters (as defined by 303(d) of the Clean Water Act).

**Regional Conditions of the Coastal Zone Consistency Certification:**

Provided all the conditions of the 401 Water Quality Certification, plus the following condition, are included as Regional Conditions, the NWP will be consistent with the S.C. Coastal Zone Management Program.

1. The use of multiple NWPs on one tract or land parcel is not approved in the coastal zone without SCDHEC OCRM concurrence.
2. Impacts to aquatic sites associated with the construction of temporary, permanent and maintenance easements must be limited to a total width of 50' (including filling, excavation and clearing) except where required for safety reasons.
3. A compensatory mitigation plan must be submitted and approved by the SCDHEC for projects with impacts exceeding 0.10 acres or 300 linear feet.

**Nationwide Permit 401 and CZC General Conditions**  
**Certified April 23, 2012**

**EXPLANATION, EVALUATION, AND PROPOSED ACTION OF THE NATIONWIDE PERMITS**

**General Conditions:** These conditions apply to all of the nationwide permits (NWP) unless otherwise noted. A project proposed for authorization under a NWP should not be considered unless it meets all of the following general conditions plus any special conditions listed for each NWP.

1. Activities in the Critical Areas (as defined in 48-39-10, R 30.1(D) and R 30.10) require a direct permit from SCDHEC OCRM. SCDHEC OCRM's action on direct critical area permits will serve as the consistency determination for the critical area activity.