



DEPARTMENT OF THE ARMY
U. S. ARMY CORPS OF ENGINEERS, BALTIMORE DISTRICT
ATTN: REGULATORY DIVISION
2 HOPKINS PLAZA
BALTIMORE, MARYLAND 21201-2930

MDSPGP-7
Activity e(1)
Minor Nontidal Fills

The authorized Minor Nontidal Fills activities must comply with the following applicable activity specific conditions, all general conditions of this permit, and any project-specific special conditions.

This activity authorizes discharges of dredged or fill material in nontidal wetlands, streams, rivers, and other nontidal open waters. (Sections 10 and/or 404; limited to all nontidal waters).

Category A Impact Limits and Requirements:

- (i) The total temporary and permanent impacts to waters of the United States, which includes nontidal wetlands, streams, rivers, and other nontidal open waters, are not to exceed 5,000 square feet including no more than 200 linear feet of streams, rivers, and other nontidal open waters.
- (ii) This Category A activity does not authorize work in nontidal navigable waters under Section 10 of the Rivers and Harbors Act of 1899. Category B or alternate Corps permit review procedure is required.

Category B Impact Limits and Requirements:

- (i) The single and complete project will result in no more than a total 0.5-acre loss to nontidal waters of the United States.

Requirements Applicable to Both Category A and Category B Activities:

- (i) Application must be submitted to MDE for Corps authorization.
- (ii) This activity authorizes work only in nontidal wetlands, streams, rivers, and other nontidal open waters.
- (iii) This activity does not authorize types of work for which there are other, more specific Category A/B activities, such as Linear Transportation Activities, Utility Lines, etc.
- (iv) This activity does not authorize the construction of stream restoration projects, mitigation banks, in-lieu fee mitigation projects, or stream diversions.
- (v) This activity does not authorize the discharge of fill into streams for the construction of berms for in-line (i.e., in-stream) stormwater management facilities, permanent dikes, weirs, dams, water withdrawals, or water diversions. This activity also

does not authorize the construction of any kind of pond that would impound water into a stream or wetland. It does authorize impacts for the purpose of enhancing farmed wetlands located in agriculture fields or restoring or enhancing hydrology to a prior-converted wetland.

(vi) For energy production and transmission projects involving tall structures such as wind turbines, solar power towers, overhead electrical transmission utility and power lines and other energy systems including geothermal and solar panels coordination with the DoD Military siting clearing house. Prior to the approval of the application, permittees must submit the Informal Review Response Letter from the DoD military siting clearinghouse (<https://www.dodclearinghouse.osd.mil/Project-Review/>) to the reviewing agencies.