### B. Dredge and Fill Wetlands (Section 404) Permit Requirements (detailed discussion starting on page 25 of this guide)

#### Getting a Permit

- **B.1.** Who will determine if wetlands are present at the construction site?
- **B.2.** Who will determine whether the construction project will impact waters of the United States (i.e., will fill materials or pollutants be discharged into wetland areas)?
- **B.3.** Who will determine if the Section 404 permit requirements apply to your construction project (including a review of exempt activities)? Contact your state environmental department and the Army Corps of Engineers (COE) District Office for requirements.
- **B.4.** Who will determine if Section 401 state certification is required, or if the state has already granted certification for any general permits in the area?
- **B.5.** Who will perform (or hire someone to perform) the wetland delineation, if required?
- **B.6.** Who will determine if a Nationwide Permit (or regional or state general permit) is applicable to your construction project?
- **B.7.** Nationwide Permits: Who will submit a preconstruction notification, if required?
- **B.8.** Individual Permits: Who will submit the application for an individual permit and check that the permit is received?

#### Meeting Permit Requirements

- **B.9.** Who will perform mitigation activities under your permit?
- **B.10.** Who will ensure that any general or special conditions in the permit are met (applies to general and individual permits)?
- **B.11.** Who will maintain the necessary documentation?
- **B.12.** Who will submit a compliance certification once the construction is complete, if required?