

IOWA PERMIT FACT SHEET^{1/2}

<i>Permits & Forms</i>	<i>Responsible Authority</i>	<i>Scope</i>
Joint Application Form For Iowa³ Fillable Form & Instructions found under “Forms & Instructions” @ : http://www.mvr.usace.army.mil/Missions/Regulatory/ApplicationFormsInstructions.aspx	Iowa DNR/USACE	Assists applicants in initiating the permit process with both agencies for construction, excavation or filling in a water of the state or on a floodplain.
Dams Use Joint Application Form For Iowa	Iowa DNR	An application for construction, operation or maintenance of a dam in the floodway or flood plain. <i>State criteria regarding construction permits for dams are located in Chapter 567-71.3 of the Iowa Administrative Code:</i> https://www.legis.iowa.gov/docs/iac/rule/05-14-2003.567.71.3.pdf Note: Table 7 in the Pond (378) Standard also includes a table with this criteria.
Application to Store Water for Beneficial Use 18 DNR Form Number 542-3109 http://www.iowadnr.gov/portals/idnr/uploads/forms/5423109.pdf	Iowa DNR	An application to store water. <i>State criteria regarding storage permits are located in Chapter 567-51.2 of the Iowa Administrative Code:</i> https://www.legis.iowa.gov/docs/iac/rule/06-07-2006.567.51.2.pdf

¹ [Link to Summary of 2017 Nationwide Permits](#)

² US Army Corps of Engineers Regulatory Jurisdiction:
Rock Island District covers most of Iowa.

Omaha District covers a narrow corridor along the Missouri River (Contact the Area Engineer if you have questions regarding jurisdiction)

³ Previously this was known as Form 36. The form no longer has a form number and so the form is referenced here by its title alone.

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Section 404 of the Clean Water Act Use Joint Application Form For Iowa	EPA & USACE Fish and Wildlife Service has an advisory role.	CWA Section 404 establishes a program to regulate the discharge of dredged and fill material into waters of the United States, including wetlands. Responsibility for administering and enforcing Section 404 is shared by the U.S. Army Corps of Engineers (USACE) and EPA. USACE administers the day-to-day program, including individual permit decisions and jurisdictional determinations; develops policy and guidance; and enforces Section 404 provisions. EPA develops and interprets environmental criteria used in evaluating permit applications, identifies activities that are exempt from permitting, reviews/comments on individual permit applications, enforces Section 404 provisions, and has authority to veto USACE permit decisions.
Section 401 Water Quality Certificate When Joint Application Form For Iowa is submitted to DNR, they forward a copy to the Water Quality Section for 401 Certification	Iowa DNR	A Section 401 Water Quality Certificate is Iowa Department of Natural Resource's certification that a project will not violate state water quality standards and is required before the Corps of Engineers can issue a Section 404 permit.
Regional Permit 27 Emergency Reconstruction and Repair Activities for Flood Damaged Areas Notification: <i>May use Joint Application Form For Iowa</i>	USACE <i>Expires 04/29/21</i>	Authorizes work to excavate or place fill material for protection and/or repair of existing flood damaged structures, damaged land areas and/or damaged fills. See RP 27 for details of application. See the following link for RP 27 Criteria: http://www.mvr.usace.army.mil/Portals/48/docs/regulatory/Permits/RG-IA/RP27%20Final.pdf?ver=2016-09-09-142604-267

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Regional General Permit 33 Non-exempt ponds, dams, grade stabilization structures, grassed waterways and subsurface drains associated with grassed waterways in Waters of the U.S. in the State of Iowa Notification: <i>May use Joint Application Form For Iowa</i>	USACE <i>Expires 12/31/2020</i>	The purpose of the Regional General Permit 33 (RGP 33) is to authorize discharge of dredged or fill material in association with specific U.S. Department of Agriculture (USDA) Natural Resources Conservation Service (NRCS) and Department of Housing and Urban Development (HUD)-sponsored activities which do not qualify for the Clean Water Act (CWA) 404(f)(1) exemptions. Specific practices included in this permit are non-exempt ponds, dams, grade stabilization structures, grassed waterways and subsurface drains associated with grassed waterways. <i>See the following link to USACE for RGP 33 Criteria:</i> http://www.mvr.usace.army.mil/Portals/48/docs/regulatory/Permits/RG-1A/Combined%20RP%2033%20and%20WQC.pdf
Regional Permit 34 Structures requiring fill materials in waters of the US under the CREP, WREP and CRP programs in the State of Iowa Notification: <i>May use Joint Application Form For Iowa</i>	USACE <i>Expires 04/31/21</i>	Conservation Reserve Enhancement Program (CREP) Structures, Wetland Reserve Enhancement Program (WREP) Structures, and Conservation Reserve Program (CRP) Structures in Waters of the US in the State of Iowa. <i>See the following link for RP 34 Criteria:</i> http://www.mvr.usace.army.mil/LinkClick.aspx?fileticket=zVpGtN3XtBk%3d&portalid=48
Section 402 NPDES (National Pollutant Discharge Elimination System) NPDES General Permit No. 2 does not apply to conservation practices that are considered part of normal farming operations. However, it does apply to practices such as animal waste storage facilities.	Iowa DNR (by delegated authority)	Regulate storm water runoff from construction sites that discharges into the nation's waters. <i>For IDNR Guidance and Application Forms see:</i> http://www.iowadnr.gov/Environmental-Protection/Water-Quality/NPDES-Storm-Water/Permitting-Requirements-Info

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Nationwide Permit 13 Bank Stabilization Notification: See Nationwide Permit for requirements <i>May use Joint Application Form For Iowa</i>	USACE <i>Expires 03/18/22</i>	Bank stabilization activities necessary for erosion prevention provided activity meets all noted criteria. <i>Link to Nationwide Permit 13</i>
Nationwide Permit 27 Aquatic Habitat Restoration, Establishment and Enhancement Activities Notification: See Nationwide Permit for requirements <i>May use Joint Application Form For Iowa</i>	USACE <i>Expires 03/18/22</i>	Activities in waters of the U.S. associated with the restoration, enhancement, and establishment of tidal and non-tidal wetlands and riparian areas and the restoration and enhancement of non-tidal streams and other non-tidal open waters, provided those activities result in net increases in aquatic resource functions and services. <i>Link to Nationwide Permit 27</i>
Nationwide Permit 40 Agricultural Activities Notification: See Nationwide Permit for requirements <i>May use Joint Application Form For Iowa</i>	USACE <i>Expires 03/19/22</i>	Agricultural Activities. Discharges of dredged or fill material into non-tidal waters of the US for agricultural activities. <i>Link to Nationwide Permit 40</i>
Nationwide Permit 41 Reshaping Existing Drainage Ditches Notification: See Nationwide Permit for requirements <i>May use Joint Application Form For Iowa</i>	USACE <i>Expires 03/19/22</i>	Reshaping Existing Drainage Ditches. Discharges of dredged or fill material into non-tidal waters of the US, excluding non-tidal wetlands adjacent to tidal waters, to modify the cross-sectional configuration of currently serviceable drainage ditches constructed in waters of the US, for the purpose of improving water quality by re-grading the drainage ditch with gentler slopes, which can reduce erosion, increase growth of vegetation, and increase uptake of nutrients and other substances by vegetation. <i>Link to Nationwide Permit 41</i>

⁴ [*Link to 2017 Nationwide Permits, General Conditions, District Engineer's Decision, Further Information, and Definitions*](#)