



ENVIRONMENTAL PROTECTION DIVISION

Jeffrey W. Cown, Director

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Colonel Ron Sturgeon
Commander
U.S. Army Corps of Engineers
Savannah District
100 W. Oglethorpe Avenue
Savannah, Georgia 31401-3604

04/06/2026

Re: Water Quality Certification
Public Notice SAS-2025-00634
Regional General Permit 101
Statewide Natural Disaster Response and
Emergency-Related Activities
State of Georgia

Dear Colonel Sturgeon:

In accordance with Section 401 of the Federal Clean Water Act, 33 U.S.C. § 1341, the State of Georgia has evaluated Regional General Permit (RGP) 101, submitted by U.S. Army Corps of Engineers, an applicant for a federal permit or license related to proposed activity in, on, or adjacent to waters of the State of Georgia.

The State has examined the information regarding the issuance of Regional General Permit 101 provided to it by the Corps Savannah District Regulatory Program. In accordance with that information, the State of Georgia issues this Section 401 water quality certification to the U.S. Army Corps of Engineers. This Section 401 water quality certification is subject to the following terms and conditions:

1. To assure compliance with State water quality standards, the relevant RGP applicant shall conduct all activities in a manner that will assure water quality adequate or necessary to protect and maintain designated uses. 33 U.S.C. § 1313(a)-(d); O.C.G.A. § 12-5-23(c)(2),(6),(9),(15); Ga. Comp. R. and Regs. 391-3-6-.03(2)(i), (ii).
 - a. To prevent or avoid degradation of water quality downstream, the relevant RGP applicant shall implement Best Management Practices (BMPs) that have been approved for in-water use to the extent practical and feasible, to minimize total suspended solids (TSS) and sedimentation for any work conducted within a state water or within the delineated boundaries of wetlands. 33 U.S.C. § 1313(a)-(d); O.C.G.A. § 12-5-23(c)(2), (6), (9), (15); O.C.G.A. § 12-5-29(a); O.C.G.A. §§ 12-7-6 to 7; Ga. Comp. R. and Regs. 391-3-6-.03(5).

- b. In order to prevent or avoid violations of state water quality standards, the relevant RGP applicant must ensure that any fill placed in state waters must be clean fill that is free of solid waste, toxic, or hazardous contaminants. 33 U.S.C. §§ 1311; 1313(a)-(d); O.C.G.A. § 12-5-23(c)(2), (6), (9), (15); O.C.G.A. § 12-5-29(a); Ga. Comp. R. and Regs. 391-3-6-.03(5), (6), (11), (14)-(16).
2. To prevent sedimentation of state waters, the relevant RGP applicant shall ensure that it obtains coverage under the National Pollutant Discharge Elimination System (NPDES) General Permit for Stormwater Discharges Associated with Construction, if applicable, for discharges comprised of storm water associated with construction activity and any required local land disturbing activity permits intended to prevent soil erosion, sedimentation, and deposition into waters of the state. 33 U.S.C. § 1342(p); O.C.G.A. § 12-5-30; O.C.G.A. §§ 12-7-6 to 7; Ga. Comp. R. and Regs. 391-3-6-.06; Ga. Comp. R. and Regs. 391-3-6-.16.
3. The relevant RGP applicant shall ensure that it abides by the requirements of any stream buffer variance applicable to the project, including provisions to ensure protection, restoration, or mitigation of or related to the stream buffer, which facilitates the protection of water quality. 33 U.S.C. §§ 1311; 1313(a)-(d); O.C.G.A. § 12-7-6; Ga. Comp. R. and Regs. 391-3-7-.05; 391-3-7-.11.
4. This certification is contingent upon satisfaction of the General Conditions of this Permit.
5. Modifications to the Regional General Permit may require an amendment to these conditions. Accordingly, the relevant RGP applicant must notify the Georgia Environmental Protection Division of any modifications to the proposed activity authorized under the Regional General Permit including, but not limited to, modifications to the construction or operation of any facility, or any new, updated, or modified applications for federal permits or licenses for the Project. 33 U.S.C. §§ 1311-1313; O.C.G.A. § 12-5-23(c)(2),(6),(9),(15); Ga. Comp. R. and Regs. 391-3-6-.03.

The Georgia Environmental Protection Division may invalidate or revoke this certification for failure to comply with any of these terms or conditions. This certification does not waive any other permit or other legal requirement applicable to this project or relieve the applicant of any obligation or responsibility for complying with the provisions of any other federal, state, or local laws, ordinances, or regulations.

If you have any questions regarding this certification, please contact Dewey Richardson by email at dewey.richardson@dnr.ga.gov or by phone at 478-283-8342.

Sincerely,



Jeffrey W. Cown, Director
Environmental Protection Division

Page 3
RGP 101 Emergency Activities
SAS-2025-00634

cc: Mr. Brian Moore, Corps
Mr. Eric Somerville, EPA
Mr. Peter Maholland, FWS
Ms. Kelie Moore, CRD