

**U.S. ARMY CORPS OF ENGINEERS
WILMINGTON DISTRICT**

Action Id. SAW-2022-01047 County: Chatham U.S.G.S. Quad: NC-Bynum

GENERAL PERMIT (REGIONAL AND NATIONWIDE) VERIFICATION

Permittee:	<u>RBV 1525 LLC</u> <u>Rex Vick Jr</u> <u>3434 Kildaire Farm Road</u> <u>Cary, North Carolina 27518</u>	Agent:	<u>Withers Ravenel</u> <u>Rick Trone</u> <u>115 MacKenan Drive</u> <u>Cary, North Carolina 27511</u>
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Size (acres)	<u>42</u>	Nearest Town	<u>Ferrington</u>
Nearest Waterway	<u>Haw River</u>	River Basin	<u>Cape Fear</u>
USGS HUC	<u>03030002</u>	Coordinates	Latitude: <u>35.796308</u> Longitude: <u>-79.129349</u>

Location description: Project is located north of the intersection of Hamlets Chapel Road and Parker Herndon Road in Bynum, Chatham County, North Carolina. Property is forested with residential homes and forested property nearby.

Description of projects area and activity: This verification authorizes the permanent discharge of fill material into 0.099 acre of wetland and 106 linear feet of stream for the construction of a residential subdivision and associated infrastructure such as access roads, sidewalks, utilities and stormwater management features. An additional 0.035 acre of wetland and 79 linear feet of stream will be temporarily impacted during construction.

Applicable Law(s): Section 404 (Clean Water Act, 33 USC 1344)
 Section 10 (Rivers and Harbors Act, 33 USC 403)

Authorization: **29**

SEE ATTACHED NWP GENERAL, REGIONAL, AND/OR SPECIAL CONDITIONS

Your work is authorized by the above referenced permit provided it is accomplished in strict accordance with the attached Conditions, your application signed and dated 4/26/2023, and the enclosed plans Overall Stream & Wetland Impact Maps B-D, dated 4/19/2023. Any violation of the attached conditions or deviation from your submitted plans may subject the permittee to a stop work order, a restoration order, a Class I administrative penalty, and/or appropriate legal action.

This verification will remain valid until the expiration date identified below unless the nationwide and/or regional general permit authorization is modified, suspended or revoked. If, prior to the expiration date identified below, the nationwide and/or regional general permit authorization is reissued and/or modified, this verification will remain valid until the expiration date identified below, provided it complies with all requirements of the modified nationwide permit. If the nationwide and/or regional general permit authorization expires or is suspended, revoked, or is modified, such that the activity would no longer comply with the terms and conditions of the nationwide permit, activities which have commenced (i.e., are under construction) or are under contract to commence in reliance upon the nationwide and/or regional general permit, will remain authorized provided the activity is completed within twelve months of the date of the nationwide and/or regional general permit's expiration, modification or revocation, unless discretionary authority has been exercised on a case-by-case basis to modify, suspend or revoke the authorization.

Activities subject to Section 404 (as indicated above) may also require an individual Section 401 Water Quality Certification. You should contact the NC Division of Water Resources (telephone 919-807-6300) to determine Section 401 requirements.

For activities occurring within the twenty coastal counties subject to regulation under the Coastal Area Management Act (CAMA), prior to beginning work you must contact the N.C. Division of Coastal Management **Morehead City, NC, at (252) 808-2808.**

This Department of the Army verification does not relieve the permittee of the responsibility to obtain any other required Federal, State or local approvals/permits. If there are any questions regarding this verification, any of the conditions of the Permit, or the Corps of Engineers regulatory program, please contact **Rachel Capito at 919-4401823 or Rachel.A.Capito@usace.army.mil.**

Corps Regulatory Official: <u>6276790</u>	Date: <u>3/20/2024</u>
Expiration Date of Verification: <u>3/14/2026</u>	

CAPITO.RACHEL.ANN.153
6276790

Digitally signed by
CAPITO.RACHEL.ANN.1536276790
Date: 2024.03.20 09:58:00 -04'00'

Special Conditions
SAW-2022-01047

1. Suitable habitat for tricolored bat (*Perimyotis subflavus*) may be present at the site. On September 14, 2022, the USFWS published a proposal in the Federal Register to list the tricolored bat as endangered under the Endangered Species Act (ESA). The permittee understands and agrees that all work associated with the clearing and removal of trees and removal or modification of culverts must be completed prior to the effective date of the final listing in the Federal Register. Work associated with the aforementioned activities not completed by that time must cease and the permittee must contact the Corps' Rachel Capito, Rachel.A.Capito@usace.army.mil to determine if additional coordination with the United States Fish and Wildlife Service is required under Section 7 of the Endangered Species Act prior to continuing work.

Action ID Number: SAW-2022-01047

County: Chatham

Permittee: RBV 1525 LLC, Rex Vick Jr

Project Name: Flatiron Forest

Date Verification Issued: 3/20/2024

Project Manager: Rachel Capito

Upon completion of the activity authorized by this permit and any mitigation required by the permit, sign this certification and return it to the following address:

**US ARMY CORPS OF ENGINEERS
WILMINGTON DISTRICT
Attn: Rachel Capito
Raleigh Regulatory Office
U.S Army Corps of Engineers
3331 Heritage Trade Drive, Suite 105
Wake Forest, North Carolina 27587
or
Rachel.A.Capito@usace.army.mil**

Please note that your permitted activity is subject to a compliance inspection by a U. S. Army Corps of Engineers representative. Failure to comply with any terms or conditions of this authorization may result in the Corps suspending, modifying or revoking the authorization and/or issuing a Class I administrative penalty, or initiating other appropriate legal action.

I hereby certify that the work authorized by the above referenced permit has been completed in accordance with the terms and condition of the said permit, and required mitigation was completed in accordance with the permit conditions.

Signature of Permittee

Date



FLATRON FOREST
 IMPACT MAPS

Project No: 227923
 Date: 07/20/23
 Revision: 1
 Description: RIP RAP COMMENTS

W/R No.:
 Date:
 Revision:
 Description:

RIP-RAP STILLING
 BASIN DETAILS

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