



est. 1300 A.D.

NP2017-40

February 29, 2017

Mr. Allan E. Steinle
Chief, Regulatory Division
Department of the Army
Albuquerque District, Corp of Engineers
4101 Jefferson Plaza NE
Albuquerque, NM 87109-3435

RECEIVED
Regulatory Division
Corps of Engineers
Date 3/7/17 CA

Re; Final Nationwide Permit Issuance, CWA Section 401 Water Quality Certification

Dear Mr. Steinle:

The intent of Nambe Pueblo (the "Pueblo") and the Pueblo's Department of Environmental and Natural Resources (ENR) is to provide clean water throughout the Nambe River system. Therefore the Pueblo's conditions to the certification will assist the Pueblo and ENR in the full protection of water quality. Therefore, with the addition of conditions listed below, the Pueblo hereby certifies the use of the 2017 NWPs.

1. The Nambe Water Quality Standards not be exceeded.
2. The permittee shall comply with all U.S. Army Corp of Engineers §404 permit conditions and Section 10 of the Rivers and Harbors Act of 1899 (RHA).
3. Prior to commencement of each project on Nambe Lands, the permittee shall provide a "Notice of Intent", and "Notice of Termination" be submitted to Nambe Department of Environmental and Natural Resources and the Environmental Protection Agency, and the copy of the proposed action (project plan) be provided to the tribe upon the tribes request.
4. Work in a stream channel should be limited to periods of no flow when practicable, and must be limited to periods of low flow. Avoid working within the channel during spring runoff or summer thunderstorm season.

p: 505.455.4429 f: 505.455.4457 15A NP 102 West, Nambe Pueblo, New Mexico 87506

OFFICE of the GOVERNOR
Nambe Pueblo, New Mexico

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5. When working in a stream channel, flowing water must be temporarily diverted around the work area to minimize sedimentation and turbidity problems. Acceptable diversion structures are non-erosive and include (but are not limited to) sand bags, water bladders, concrete barriers lined with plastic, and flumes.
6. The permittee shall restore all areas disturbed by construction activities to pre-project conditions. This shall include restoration of surface contours, stabilization of the soil, and restoration of appropriate native vegetation to establish permanent cover.
7. All fuels, oil, hydraulic fluid, or other substances of this nature must not be stored, temporarily or otherwise, within the normal floodplain or the wetland. A secondary containment system for these items shall be used in the event the primary containment system leaks. Refueling of servicing equipment must not take place within 100 feet of any watercourse or within the wetland area.
8. The construction area shall be protected such that a runoff event will not move soil or contaminants to surface water or away from the construction site. These measures shall be in place prior to the commencement of activities and inspected daily.
9. Temporary mats must be placed on stream banks, riparian areas, and wetlands, to minimize impacts to soil and vegetation from heavy equipment.
10. Temporary access roads must be restored to pre-project conditions.

Should you have any question concerning these conditions please feel free to contact Mr. Steve Rydeen of my staff at the Nambe Pueblo Department of Environmental and Natural Resources at 505-455-4420.

Sincerely,



Phillip A. Perez
Governor

Cc. Steve Rydeen, DENR Manager