



# Permit Streamlining

## Faster, Easier, Cheaper

### Eligible Fish

#### Under Limit 8

- Columbia River chum
- Middle Columbia River steelhead
- Lower Columbia River steelhead
- Lower Columbia River Chinook salmon
- Lower Columbia River coho salmon
- Hood Canal summer run chum salmon
- Puget Sound Chinook salmon
- Puget Sound steelhead
- Snake River spring/summer run Chinook salmon
- Snake River steelhead

#### Under Fish Passage and Habitat Restoration Programmatic

- All of the above
- Upper Columbia River steelhead
- Upper Columbia River Chinook salmon
- Bull trout

Salmon Recovery Funding Board grant recipients now may use two expedited federal permitting processes for salmon recovery projects affecting fish at risk of extinction.

Under agreements with the National Marine Fisheries Service, U.S. Army Corps of Engineers, and U.S. Fish and Wildlife Service, grant recipients may satisfy requirements of the Endangered Species Act for certain projects in one of two ways:

**Limit 8** (named for section 4(d) under which it was approved in the Endangered Species Act) requires grant applicants to submit a one-page checklist to their Salmon Recovery Funding Board grant manager and the U.S. Army Corps of Engineers certifying their projects meet eligibility requirements of the state's Habitat Restoration Program.

**Fish Passage and Habitat Restoration Programmatic** (named for the programmatic biological opinion adopted to satisfy

Endangered Species Act section 7 consultation requirements) requires applicants to submit Specific Project Information Forms to the U.S. Army Corps of Engineers describing the project and its environment.

The Endangered Species Act prohibits anyone from "taking" salmon, steelhead, and trout

listed under the Endangered Species Act. However, because the federal permitting agencies recognize that some projects are unlikely to "take" a significant level of at-risk fish, grant recipients may follow an expedited process that meets Endangered Species Act review requirements and reduces cost, uncertainty, time, and the permitting burden.



## Eligible Projects

#### Under Limit 8

- In-stream passage
- In-stream diversion
- In-stream habitat
- Riparian habitat
- Upland habitat
- Estuarine, marine nearshore habitat restoration

#### Under Fish Passage and Habitat Restoration Programmatic

- Fish passage
- In-stream structures
- Levee removal and modification
- Side channel, off-channel habitat restoration and reconstruction

If your project is on national forest land, a separate process is in place and you should work with your local Forest Service office.

## Resources

**Salmon Recovery Funding Board:**  
[www.rco.wa.gov](http://www.rco.wa.gov)

**Governor's Salmon Recovery Office:**  
[www.governor.wa.gov/gro/](http://www.governor.wa.gov/gro/)

**Governor's Office of Regulatory Assistance:**  
[www.ora.wa.gov/resources/permitting.asp](http://www.ora.wa.gov/resources/permitting.asp)

**Joint Aquatic Resource Permit Application:**  
[www.epermitting.org/site/alias\\_ResourceCenter/9983/jarpa\\_process.aspx](http://www.epermitting.org/site/alias_ResourceCenter/9983/jarpa_process.aspx)

**Limit 8:**  
[https://pcts.nmfs.noaa.gov/pls/pcts-pub/sxn7.pcts\\_upload.summary\\_list\\_biop?pid=34767](https://pcts.nmfs.noaa.gov/pls/pcts-pub/sxn7.pcts_upload.summary_list_biop?pid=34767)

**Washington State Fish Passage and Restoration Programmatic:**  
[www.nws.usace.army.mil/PublicMenu/Menu.cfm?sitename=REG&page\\_name=2008FishRestoration](http://www.nws.usace.army.mil/PublicMenu/Menu.cfm?sitename=REG&page_name=2008FishRestoration)

**Forest Service and Bureau of Land Management Restoration Programmatic:**  
[https://pcts.nmfs.noaa.gov/pls/pcts-pub/sxn7.biop\\_results\\_detail?reg\\_incluse\\_in=\('NWR'\)&idin=35716](https://pcts.nmfs.noaa.gov/pls/pcts-pub/sxn7.biop_results_detail?reg_incluse_in=('NWR')&idin=35716)

## Criteria to Apply

### Limit 8

- Must have the potential to impact species listed as *threatened*, not endangered, under the federal Endangered Species Act.
- Must be funded in part or wholly by the Salmon Recovery Funding Board.
- Must be consistent with the technical and procedural criteria outlined by the Salmon Recovery Funding Board.
- Must be done for the purpose of habitat restoration and fit within the Salmon Recovery Funding Board's list of eligible actions.
- Must be part of the habitat portion of a salmon recovery plan that has been approved by a regional salmon recovery organization and the State of Washington, and been published in the federal register by National Marine Fisheries Service.
- Must be part of an adopted implementation work schedule developed by a regional organization to implement the habitat portion of its salmon recovery plan.

### Fish Passage and Habitat Restoration Programmatic

- Must have the potential to impact species listed as

threatened or endangered under the federal Endangered Species Act.

- Must require a Corps of Engineers regulatory permit.
- Must be a restoration action included in at least one of the nine categories of restoration listed in the Corps' programmatic biological opinion.
- Must not be on U.S. Forest Service or Bureau of Land Management lands. Restoration actions on these lands are covered under a separate programmatic consultation. See resources list on left.

## How to Apply

### Limit 8

- Fill out the [self certification form](#) (available on the Salmon Recovery Funding Board Web site), which certifies that your project meets ALL of the above criteria. A slightly different self certification form is required for approved monitoring projects. Contact Ken Dzinbal at the Salmon Recovery Funding Board E-mail: [ken.dzinbal@rco.wa.gov](mailto:ken.dzinbal@rco.wa.gov).

- Send one copy of the self certification form with your Joint Aquatic Resource Permit Application and attach the form to your Salmon Recovery Funding Board project in PRISM.

### Fish Passage and Habitat Restoration Programmatic

- Fill out the Specific Project Information Form and send it to the U.S. Army Corps of Engineers' Regulatory Office.
- Corps staff reviews the form and sends it to the National Marine Fisheries Service and U.S. Fish and Wildlife Service for approval.
- Electronic approval from the Services will occur within 30 days.
- The Corps will issue a regulatory permit, and may require a sediment monitoring report.



WASHINGTON STATE  
RECREATION AND CONSERVATION OFFICE  
**Salmon Recovery  
Funding Board**