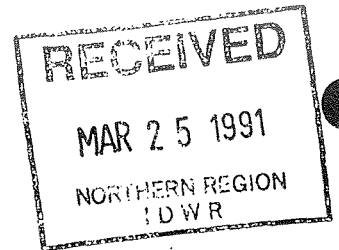


This Guidance Document is not new law but is an agency interpretation of existing law. For more information or to provide input on the document, please contact the Stream Channel Manager at 208-287-4800. (Feb.2020)



ADMINISTRATORS MEMORANDUM

TO: REGIONAL STREAM PROTECTION SPECIALISTS
FROM: NORM YOUNG *NY*
DATE: FEBRUARY 26, 1991
SUBJECT: STREAM CHANNEL ALTERATIONS

SCA No 8

To resolve the differences in permits issued from the Dept's Regional offices, we need to use a standard permit format. To insure a coordinated permit program, all regions are asked to use the following letter format when drafting permits.

"STANDARD OPENING"

Dear M.....

This office has reviewed the above referenced application for a permit to alter a stream channel and has prepared a decision as provided for in Section 42-3805, Idaho Code.

You may consider this letter as a permit to alter the stream channel shown on your application provided you adhere to the conditions listed below.

SPECIAL CONDITIONS:

MINIMUM STANDARDS (These standards are established in the Stream Channel Alterations, Rules and Regulations dated March 1, 1985, and are enclosed with this permit.)

"Reference Appropriate Standards Here"

- EXAMPLE:
- 9,1 - Construction Procedures
 - 9,2 - Dumped Rock Riprap
 - 9,3 - Wire-Enclosed Gabion Riprap
 - etc.

"Continue With Special Conditions Pertaining To Specific Job"

EXAMPLE:

No equipment shall be operated in the flowing portion of the stream channel.

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A permit is not required from the Department of Lands.

This permit does not relieve the applicant of the responsibility to obtain a permit from the U.S. Army Corps of Engineers if a permit is required. A copy of this permit has been provided to the Corps for their review.

This permit shall expire on -----.

"STANDARD CLOSING"

GENERAL CONDITIONS:

This permit does not constitute any of the following:

- a. An easement or right-of-way to trespass across or work upon property belonging to others.
- b. Other approval that may be required by State or Federal Government, unless specifically stated in the special conditions above.
- c. Responsibility of the Department of Water Resources for damage to adjacent properties due to work done.
- d. Compliance with the Federal Flood Insurance Program, FEMA regulations or approval of the local Planning and Zoning authority.

The permit holder or operator must have a copy of this permit at the alteration site, available for inspection at all times.

The Department of Water Resources may cancel this permit at any time that it determines such action is necessary to minimize adverse impact on the stream channel.

CONDITIONS AND CONSTRUCTION PROCEDURES APPROVED UNDER THIS PERMIT MAY NOT COINCIDE WITH THE PROPOSAL AS SUBMITTED. FAILURE TO ADHERE TO CONDITIONS AS SET FORTH HEREIN CAN RESULT IN LEGAL ACTION AS PROVIDED FOR IN SECTION 42-3809, IDAHO CODE.

If you object to the decision issuing this permit with the above conditions, you have fifteen days in which to notify this office in writing that you request a formal hearing on the matter. If an objection has not been received within fifteen days, the decision will be final.

If you have any questions, please contact this office.

Sincerely,

Someone

cc as needed