

**Notice to Applicable Permittees of the U.S. Army Corps of Engineers (Corps) Maryland State Programmatic Permit-5 (MDSPGP-5) for Transfer of Authorization to Maryland State Programmatic Permit-6 (MDSPGP-6), Category A and B Activities.**

**For Qualifying Category A Projects.**

- Projects authorized under the MDSPGP-5 Category A that have been started but not completed or are under contract, may continue work under the federal authorization until September 30, 2022. By that date, if the project is not completed, the Permittee may continue to work without reauthorization under the MDSPGP-6 providing the following conditions are met: (1) the project meets the terms and conditions of the MDSPGP-6 Category A; and, (2) there has been no change to the impacts to jurisdictional aquatic resources. Please note that it is the responsibility of the Permittee to determine that the project meets the MDSPGP-6 terms and conditions.
- No written re-authorization for previously verified Category A projects from the MDSPGP-5 to MDSPGP-6 is required from the Corps (or MDE) if the conditions above are met.
- The permittee is responsible for complying with the MDSPGP-6 Category A conditions for the permit to be valid.
- If the project no longer meets the Category A terms and conditions of MDSPGP-6 OR exceeds established MDSPGP-6 thresholds, authorization under an alternative permit will be required and a new application will need to be filed and sent directly to the Corps. Contact information is listed below.

**For Qualifying Category B Projects.**

- The Corps is requiring qualifying permittees of MDSPGP-5 Category B projects to reverify or reauthorize their project under the MDSPGP-6 if their project qualifies as a Category B under the MDSPGP-6 and meet the terms and conditions of the MDSPGP-6.
- Written re-authorization for Category B verifications from MDSPGP-5 to MDSPGP-6 is required from the Corps. This request should include a cover letter requesting the re-authorization and a copy of the expired permit submitted to the Corps. The request should be forwarded to the appropriate Corps reviewer for the project.
- If the project no longer meets the Category B terms and conditions of MDSPGP-6 OR exceeds established MDSPGP-6 thresholds, authorization under an alternative permit will be required and a new application will need to be filed with the Corps.

**Maryland Department of the Environment (MDE), Wetlands and Waterways Permits and Authorizations.**

- The terms and conditions of the MDE authorization are separate and discrete from the federal authorization for a project.
- You do not need to notify or obtain MDSPGP-6 re-verification paperwork from MDE for work under the MDSPGP-6.
- The issuance of the MDSPGP-6 has no impact on the terms and conditions of your existing MDE Wetlands and Waterways Program permits and authorizations, including expiration dates and conditions.

**Corps Contact Information.**

Questions for the Corps permitting in Maryland can be directed to 410-962-5691.

The Corps Regulatory Branch - Baltimore District's web page:

<https://www.nab.usace.army.mil/Missions/Regulatory.aspx>

The Corps Regulatory Branch can be reached by email at:

[NAB-Regulatory@usace.army.mil](mailto:NAB-Regulatory@usace.army.mil)

or via mail:

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Regulatory Branch (CENAB-OPR)  
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