



BEAR DEN PROJECT

Plan of Development

**APPENDIX D
Permit and Consultations**



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Permit and Consultations

**Prepared for:
BUREAU OF LAND MANAGEMENT**

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Bear Den Project Environmental Permits, Approvals, and Consultations		
Agency	Permit/Approval/Consu ltation/Concurrence	Need
Federal		
Bureau of Land Management	Permit Consultation and Concurrence Approval	Right-of-Way Grant National Environmental Policy Act analysis, Project consistency with North Dakota Field Office Resource Management Plan Decision Document for National Environmental Policy Act analysis
U.S. Forest Service (USFS)	Consultation and Concurrence	National Environmental Policy Act analysis, Project consistency with USFS 2001 revised Land and Resource Management Plan for the Dakota Prairie Grasslands Northern Region
U.S. Army Corps of Engineers – Omaha District	Permit	Permit for the discharge of dredge or fill material into waters of the United States under Section 404 of the Clean Water Act, and for activities affecting navigable waters under Section 10 of the Rivers and Harbors Act
U.S. Fish and Wildlife Service – Region 6 – North Dakota Field Office	Consultation and Concurrence	Consultations for impacts on federally listed threatened and endangered species and critical habitat under Section 7 of the Endangered Species Act (ESA), the Migratory Bird Treaty Act, the Bald and Gold Eagle Protection Act, and the Fish and Wildlife Coordination Act
U.S. Department of Agriculture, Natural Resources Conservation Service – North Dakota	Consultation	Recommendations for revegetation/seed mixes on private and state lands
North Dakota		
North Dakota Department of Health, Division of Air Quality	Permit	Minor source operating permit
North Dakota Department of Health, Division of Water Quality	Permit	General Permit for Construction Stormwater Discharge under the National Pollutant Discharge Elimination System
	Permit	General Permit for Construction Dewatering and Discharge of Hydrostatic Test Water under the National Pollutant Discharge Elimination System
	Permit	Water Quality Certificate under Section 401 of the Clean Water Act
North Dakota State Water Commission	Permit	Navigable Water Crossing Permit under North Dakota Century Code Chapter 61-33 (Sovereign Lands)
	Permit	Water appropriation permit for any project-related surface water withdrawals
North Dakota Department of Game and Fish	Consultation	Consultation for impacts on fisheries and wildlife
State Historical Society of North Dakota	Consultation and Concurrence	Consultation for impacts on historic properties under Section 106 of the National Historic Preservation Act
North Dakota Department of Transportation	Permit	Right-of-Way Occupancy permit for state roadway crossings
North Dakota Department of Trust Lands, Board of University and School Lands	Permit	Right-of-Way Grant to cross state lands
Local		
Dunn County	Permit	Right-of-way permit to cross roads
McKenzie County	Permit	Right-of-way permit to cross roads