



February 11, 2021

Mr. Doug Nicholas
Nicholas Meat, LLC
508 East Valley Road
Loganton, PA 17747

Re: Water Obstruction and Encroachment Permit (WOEP) Issuance
Nicholas Meat Sustainable Resource Project,
Water Obstruction and Encroachment Permit (WOEP) Application No. E1804220-021
APS ID# 1014130, AUTH ID# 1310209
Greene Township, Clinton County

Dear Mr. Nicholas:

Enclosed is your copy of your State Water Obstruction and Encroachment Permit (WOEP). Based on the plans submitted as part of your application, it appears that you are not proposing any work in, over, or under waters of the United States and/or jurisdictional wetlands at the project site, however work is proposed in jurisdictional wetlands at the mitigation site. For the jurisdictional wetland impacts at the mitigation site, Pennsylvania State Programmatic General Permit (PASPGP-5) is enclosed, providing Federal authorization pursuant to Section 10 of the Rivers and Harbors Act and/or Section 404 of the Clean Water Act. These authorizations may be subject to modification, suspension, or revocation if any of the information contained in the application, including the plans, is later found to be in error.

The enclosed list of conditions must be followed for purposes of the PASPGP-5 (Enclosure 1). A PASPGP-5 Permit Compliance, Self-Certification Form must be completed and returned to the appropriate Corps of Engineers office upon completion of mitigation site construction (Enclosure 2).

Please review both permits and all enclosures so that you are aware of the extent of authorization and the conditions that apply to that authorization.

This WOEP is not effective until a copy of the Acknowledgment of Appraisal of Permit Conditions, signed by you, is received by the Department. Any work conducted prior to the Department's receipt of the signed Acknowledgment of Appraisal of Permit Conditions is a violation of the Dam Safety and Encroachments Act and the Clean Streams Law, and you may be subject to fines and penalties pursuant to those Acts.

Any person aggrieved by this action may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. Section 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, 717-787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, 800-654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal

form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at 717-787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

IF YOU WANT TO CHALLENGE THIS ACTION, YOUR APPEAL MUST REACH THE BOARD WITHIN 30 DAYS. YOU DO NOT NEED A LAWYER TO FILE AN APPEAL WITH THE BOARD.

IMPORTANT LEGAL RIGHTS ARE AT STAKE, HOWEVER, SO YOU SHOULD SHOW THIS DOCUMENT TO A LAWYER AT ONCE. IF YOU CANNOT AFFORD A LAWYER, YOU MAY QUALIFY FOR FREE PRO BONO REPRESENTATION. CALL THE SECRETARY TO THE BOARD (717-787-3483) FOR MORE INFORMATION.

A copy of the Permit, Acknowledgment of Appraisal of Permit Conditions, the Erosion and Sediment Control plan, this Issuance Letter, and any other applicable State and Federal authorizations, must be maintained on site during construction and available at the work site for inspection upon request by any officer or agent of the Department or any other Federal, State, County and Municipal agency.

A Completion Report must be submitted to this office within 30 days of completion of the approved project. The Completion Report form must be signed by you and the supervising engineer indicating that the work has been completed as approved.

If you have additional questions, please contact Andrew J. Ross at 570.321.6575.

Sincerely,



Curtis Barrick, P.E., CFM
Environmental Group Manager
Waterways and Wetlands Program

cc: Kenneth W. Beldin, Jr., P.E.
Clinton CCD
Greene Township

Enclosures: PASPGP-5
PASPGP-5 Permit Compliance, Self-Certification Form
WOEP
Permit, Acknowledgment of Appraisal of Permit Conditions

bcc: File

CLB/AJR/LAR