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TITLE 312 NATURAL RESOURCES COMMISSION

LSA Document #04-183(E)

DIGEST

Temporarily allows for the use of a general license for qualified activities under the Flood Control Act if the Department of Natural Resources, Division of Fish and Wildlife, gives prior written approval. (On May 18, 2004, the Natural Resources Commission gave final adoption to LSA Document #03-215, amendments to 312 IAC 10-5, to implement this concept, but the language would likely not complete the review process until completion of the primary 2004 construction season.). Effective June 14, 2004.

SECTION 1. Notwithstanding 312 IAC 10-5-6(b)(2), a project under IC 14-28-1, within a river or stream listed in the Indiana Register at 16 IR 1677 in the Outstanding Rivers List for Indiana, is eligible for a general license under 312 IAC 10-5 if prior written approval for the project is received from the department of natural resources, division of fish and wildlife's environmental unit, for:

- (1) a utility line crossing;**
- (2) the removal of logjams and obstructions; or**
- (3) the placement of outfall projects.**

SECTION 2. SECTION 1 of this document expires on January 1, 2005.

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Filed with Secretary of State: June 14, 2004, 9:10 a.m.