



west virginia department of environmental protection

Division of Water and Waste Management
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Jim Justice, Governor
Austin Caperton, Cabinet Secretary
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December 6, 2017

Michael Hatten
Chief, Regulatory Branch
United States Army Corps of Engineers
Huntington District
502 Eighth Street
Huntington, West Virginia 25701

Re: State 401 Water Quality Certification – Nationwide Permit No.12; Atlantic Coast Pipeline, LLC (ACP); Atlantic Coast Pipeline Project; FERC Docket No. CP15-554; Harrison, Lewis, Pocahontas, Randolph, and Upshur Counties, West Virginia; WQC-15-0010

Dear Mr. Hatten:

This letter is to advise you that the West Virginia Department of Environmental Protection's Division of Water and Waste Management hereby waives the requirement that Atlantic Coast Pipeline, LLC (ACP) obtain an Individual 401 Water Quality Certification (WQC) pursuant to Section 401 of the federal Clean Water Act and by Special Condition A of the U. S. Army Corps of Engineers Nationwide 12 Permit. This waiver is specific to the above-referenced ACP project to construct a natural gas pipeline in West Virginia.

If you have any questions or concerns, or if you wish to discuss this matter in any particular, please do not hesitate to contact me.

Sincerely,

Scott G. Mandirola
Director