

Effective June 2, 2020, Env-Wt 306.05(a)(1) reads as follows:

Env-Wt 306.05 Required Planning For All Projects.

- (a)...(1) Have all wetlands delineated and classified by a certified wetland scientist, who also shall identify the predominant resource functions of each wetlands, unless:
 - a. The project is conditionally exempt under Env-Wt 309.02; or
 - b. The project is exempt from delineation requirements under Env-Wt 406.03;

Effective June 2, 2020, Env-Wt 406.03(a) reads as follows:

Env-Wt 406.03 Wetlands Delineation Not Required for Certain Projects.

- (a) Delineation of wetlands, including vernal pools, shall not be required for the following projects:
 - (1) Any project that qualifies for a statutory permit-by-notification (SPN);
 - (2) Minimum impact exotic aquatic weed control or minimum impact native aquatic vegetation removal projects as provided in Env-Wt 510;
 - (3) Agriculture projects impacting less than 3 acres of wet meadow, provided the application and plan are prepared by the NRCS or a certified wetland scientist;
 - (4) Access to a single-family dwelling under the exemption in RSA 310-A:79, V; and
 - (5) Shoreline structure projects at the shoreline of or extending over open water, or both, where there are no vegetated wetlands unless the exemption in (2), above, applies.

APPENDIX A: STATE AND FEDERAL STATUTES, FEDERAL REGULATIONS IMPLEMENTED

Rule Section	State Statutes Implemented	Federal Statutes. Regulations Implemented
Env-Wt 306.05(a)(1)	RSA 482-A:1 - 4, 6, 8 - 34; RSA 483-B; RSA 487	Clean Water Act, 33 U.S.C. Ch. 26, Subchapter IV, § 1344 (Permits for Dredged or Fill Material); 33 CFR Parts 322 & 323; USACE Gen. Permit No. NAE-2016-02415
Env-Wt 406.03(a)	RSA 482-A:1 - 4, 6, 8 - 34; RSA 483-B; RSA 487	Clean Water Act, 33 U.S.C. Ch. 26, Subchapter IV, § 1344 (Permits for Dredged or Fill Material); 33 CFR Parts 322 & 323; USACE Gen. Permit No. NAE-2016-02415