



# An Ecological Framework for Reviewing Compensatory Mitigation: Oversight and Compliance

Compensatory Mitigation Webinars Series



# Goal of This Webinar

To address how to troubleshoot and respond effectively through oversight and enforcement to problems that may occur throughout the project.

## Learning Objectives:

- Understand the methods available for carrying out oversight and ensuring compliance.
- Understand the administrative requirements and procedures to support compliance.
- Learn about procedures and tools to address noncompliance.
- Learn how to link compliance to support ecological performance and overall project sustainability.



Michelle Lee Mattson, USACE  
Institute for Water Resources



# WEBINAR AGENDA

## **Welcome & Introductions** (10 minutes)

## **Presentations** (1.5 hours)

- **Mitigation Oversight & Compliance: USACE Regulatory Perspective**  
Kristina Hall, U.S. Army Corps of Engineers (30 minutes)
- **An Ecological Framework for Reviewing Compensatory Mitigation: Oversight & Compliance**  
Sarah Woodford, Virginia Department of Environmental Quality (30 minutes)
- **Challenges and Potential Solutions for Mitigation Compliance: Project Sponsor and Consultant Perspective**  
Ashley Zavagno, CA WRA, Inc. (30 minutes)

## **Questions/Discussion** (20 minutes)



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## ASWM Upcoming Webinars

- EPA Region 10 Tribal Wetland Training Webinar: Balancing Tribal Economic Development, Sustainable Cultural Uses and Wetland/Aquatic Resource Protection and Restoration - 6/25/19
- Compensatory Mitigation Webinar 7: An Ecological Framework for Compensatory Mitigation: Anticipating the Unexpected - 6/27/19

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### EPA Issues Guidance on Clean Water Act Water Quality Certification

On Friday, June 7th, the U.S. Environmental Protection Agency (EPA) released its guidance on Section 401 of the Clean Water Act (CWA). Under Executive Order 13868, "Promoting Energy Infrastructure and Economic Growth," EPA was directed to issue guidance for federal permitting agencies and state and authorized tribal authorities to "modernize previous guidance" and clarify existing CWA Section 401 requirements. Executive Order 13868 also directed EPA to propose new rules modernizing the agency's CWA Section 401 implementing regulations by August 8, 2019. The agency intends to propose regulations that may help further clarify and streamline CWA Section 401 certifications. The guidance as written proposes restrictions on state and tribal authority to condition Section 401 permits.

### Clean Water Act Section 401 Comment Letters Submitted

The Association of State Wetland Managers (ASWM) submitted a comment letter regarding pre-proposal recommendations to the U.S. Environmental Protection Agency as they examine the Section 401 Handbook as directed by Executive Order 13868, Promoting Energy Infrastructure and Economic Growth. ASWM recommends no changes to

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### ASWM RECENT PUBLICATIONS

- Healthy Wetlands, Healthy Watersheds: Leveraging State Wetland Restoration



## Association of State Wetland Managers - Protecting the Nation's Wetlands.

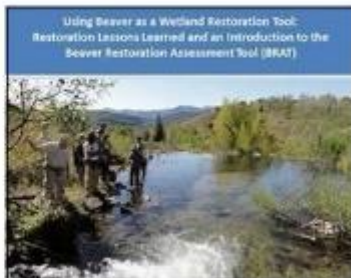


### ASWM Upcoming Webinars

- Wetland Mapping Consortium Webinar: **National Land Cover Database 2016, General Overview and Applications to Wetland Assessments** - 10/23/19
- Compensatory Mitigation Webinar #8: **Oversight and Compliance** - 10/24/19
- ASWM Members' Webinar: **Understanding California's New Wetland Rules and Implications for Wetland Management** - 10/30/19



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### Compensatory Mitigation Webinar Series



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# Today's Presenters



**Kristi Hall, PWS**  
Science Detailee  
U.S. Army Corps of  
Engineers



**Sarah Woodford**  
Compensatory  
Mitigation Specialist  
VA Dept. of  
Environmental Quality



**Ashley Zavagno**  
Restoration Ecologist &  
Project Manager  
WRA, Inc.



Moderator:  
Marla J. Stelk  
Association of State Wetland Managers



Please be Patient While We Switch Presenters...







# Questions/Discussion

- Kristi Hall  
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- Sarah Woodford  
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Thank you!

