



Swinomish Indian Tribal Community  
Department of Environmental Protection  
11430 Moorage Way - LaConner, WA 98257 - 360.466.7280 - 360.466.1615 fax

Section 401 Water Quality Certification  
Pre-Filing Meeting Request Form

**Why is a Pre-Filing Meeting Request Required?**

The U.S. Environmental Protection Agency published its Clean Water Act Section 401 Certification Rule in the Federal Register on July 13, 2020. It took effect on September 11, 2020. The federal rule requires all project proponents submit a *pre-filing meeting request* to the certifying authority (Swinomish Department of Environmental Protection (DEP)) at least 30 days prior to submitting a Section 401 Water Quality Certification request (certification request). Swinomish DEP has prepared this pre-filing meeting request tool to help project proponents comply with the federal rule requirements.

**Next Steps:**

Swinomish DEP will review your request for a pre-filing meeting to determine whether it is necessary or appropriate for a specific project. Completing this will help with DEP's determination. Thank you for filling this out.

1. Please submit this request and a project location map to Nicole Casper, Water Resources Manager at [ncasper@swinomish.nsn.us](mailto:ncasper@swinomish.nsn.us).
2. If a pre-filing meeting is scheduled, the meeting may be held in person or remotely. Please be prepared to discuss the project and potential water quality impacts.
3. If you do not receive a response to your request for a pre-filing meeting and at least 30 days have passed, you may submit the certification request to Swinomish DEP if a Section 401 certification is required for your project.

**For more information:**

EPA's 401 rule: <https://www.epa.gov/cwa-401/final-rule-clean-water-act-section-401-certification-rule>

**Project Information**

<b>Project Name:</b>		
<b>Project Proponent</b>		
Name:		
Organization:		
Phone #:	E-Mail:	
<b>Project Location</b> <i>(Note: Please attach a project location map when submitting this information)</i>		
Address:	City:	County:
Land ownership (check all that apply): <input type="checkbox"/> Private <input type="checkbox"/> State <input type="checkbox"/> Federal <input type="checkbox"/> Tribal		
Waterbody (including wetlands) that the project is in or adjacent to:		

Brief Project Description and Scope: *(Please include a description of any mitigation proposed for any impacts.)*

What is your anticipated timeline for construction and operation?

If you have already worked with any government agencies including USACE, or Tribal departments on this project, list them below.

Agency Name	Contact Name	Phone/Email

- **Submittal of this information completes the requirement of the Pre-Filing Meeting Request**
- **Application submittal must wait until at least 30 calendar days after submitting this pre-filing meeting request.**
- **Swinomish DEP is not required to respond to or grant the meeting request.**