

## OTHER POTENTIAL LOCAL, STATE, AND FEDERAL WATER REGULATIONS AND CONSIDERATIONS

The North Dakota Office of the State Engineer (OSE) manages several areas of regulatory requirements regarding North Dakota's water resources. However, the OSE's regulatory requirements are only a subset of the regulatory requirements or considerations a project may have with respect to water resources regulation and management. Below is a list developed by the OSE of known regulatory considerations for water resource projects. This list is not intended to be all-inclusive and is only provided as general guidance.

### STATE AGENCIES

#### Office of the State Engineer (OSE)

- Construction permitting for dams, dikes, and other water control devices
  - Drainage permitting for surface drainage projects
  - Permitting for projects within the ordinary high water mark of North Dakota's navigable rivers and lakes (i.e., sovereign lands)
  - Water use permitting for consumptive and other water uses
- » Contact OSE at (701) 328-2750 or [swc@nd.gov](mailto:swc@nd.gov)
- » Website: <https://www.swc.nd.gov/>

#### North Dakota Department of Environmental Quality (DEQ)

- 401 permitting and other water quality regulations and considerations
- » Contact DEQ's Water Quality Division at (701) 328-5210 or [deq@nd.gov](mailto:deq@nd.gov)
- » Website: <https://deq.nd.gov/WQ/>

#### North Dakota Department of Transportation (NDDOT)

- Authority and permitting for water or drainage related activities within NDDOT rights-of-way
- » Website: <https://www.dot.nd.gov/district/index.htm>

#### North Dakota Game and Fish (NDG&F)

- Invasive species and threatened and endangered species considerations
- » Contact NDG&F's Conservation and Communications Division at (701) 328-6311
- » Website: <https://gf.nd.gov/wildlife>

### LOCAL ENTITIES OR POLITICAL SUBDIVISIONS

#### Water Resource Districts' Authorities Over Water Management

- » Website: [https://www.swc.nd.gov/info\\_edu/water\\_links/nd\\_resource\\_boards.html](https://www.swc.nd.gov/info_edu/water_links/nd_resource_boards.html)

#### Floodplain Management Regulations and Permitting

- » Website: [https://www.swc.nd.gov/reg\\_approp/FloodplainManagement/](https://www.swc.nd.gov/reg_approp/FloodplainManagement/)

#### Zoning Regulations and Permitting by Political Subdivisions (i.e., county, township, city)

#### Road Right-of-Way Regulations and Permissions by Political Subdivisions

### FEDERAL AGENCIES

#### U.S. Army Corps of Engineers North Dakota Regulatory Office (USACE ND)

- 404 permitting and authorizations for placement of fill in Waters of the United States
- » Contact USACE ND at (701) 255-0015 or [CENWO-OD-RND@usace.army.mil](mailto:CENWO-OD-RND@usace.army.mil)
- » Website: <https://www.nwo.usace.army.mil/Missions/Regulatory-Program/North-Dakota/>

#### U.S. Fish and Wildlife Service (USFWS)

- Wetland easement regulations and considerations
  - Federally listed Threatened and Endangered species considerations
- » Contact USFWS at (701) 250-4481 or [ndfieldoffice@fws.gov](mailto:ndfieldoffice@fws.gov)
- » Website: <https://www.fws.gov/northdakotafieldoffice/>

#### National Resource Conservation Service (NRCS)

- Farm program compliance regulations and considerations
- » Contact NRCS State office at (701) 530-2000
- » Local NRCS: <https://www.nrcs.usda.gov/wps/portal/nrcs/main/nd/contact/local/>
- » Website: <https://www.nrcs.usda.gov/wps/portal/nrcs/site/nd/home/>