



State of Vermont
PERMIT AND LICENSE INFORMATION

1272 ORDER

SUMMARY DESCRIPTION OF PERMIT	Section 1272 enables the Secretary of Natural Resources to issue an order establishing proper methods to control an activity or manage substances which may cause a discharge to the waters of the state or which violate the rules of the Water Resources Board pertaining to significant wetlands. This special procedure may be used to authorize an activity where there is no present discharge or to establish conditions so that a necessary activity that may violate the technical criteria of the water quality standards is conducted in the best manner possible under the circumstances.
EXAMPLE OF REGULATED ACTIVITY	Examples of the application of this order include but are not limited to construction of cofferdams to protect waters from concrete or other pollutants, desiltation of river impoundments, and remediation of certain violations of the wetland rules.
CRITERIA FOR JURISDICTION	Where a project will or may cause a violation of the water quality standards or the wetlands rules or where it has caused a violation; where there is no other directly applicable permit or appropriate enforcement action and, generally, where the Secretary believes there is an immediate need for a legal order to protect the wetland and water resources, a 1272 order will be issued. The Secretary may issue an order where an activity is necessary and prudent yet has the potential to unavoidably violate the water quality standards.
INFORMATION REQUIRED	A letter describing in detail the proposed activity; project plans and maps as appropriate; schedule and sequence of work; and proposed measures to be taken to control or prevent water pollution. There is no application form. The Water Quality Division may require additional information.
FEES	\$100.00
APPLICATION TIME FRAME	Generally, within hours or days.

**ADMINISTERING
AGENCY**

AGENCY OF NATURAL RESOURCES DEPARTMENT OF ENVIRONMENTAL CONSERVATION WATER QUALITY DIVISION
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WEBSITE: http://www.anr.state.vt.us/dec/waterq/permits/htm/pm_1272order.htm

AUTHORITY 10 VSA §1272

APPLICABLE RULES None

**APPEAL
PROCESS** Effective January 31, 2005, within 30 days of the date of an act or decision, any person aggrieved by an act or decision of the secretary, or any party by right, may appeal to the environmental court in accordance with the provisions of [10 VSA Chapter 220](#).