



State of Vermont  
**PERMIT AND LICENSE INFORMATION**

**1272 ORDER**

<b>SUMMARY DESCRIPTION OF PERMIT</b>	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. 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.
<b>EXAMPLE OF REGULATED ACTIVITY</b>	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.
<b>CRITERIA FOR JURISDICTION</b>	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.
<b>INFORMATION REQUIRED</b>	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.
<b>APPLICATION TIME FRAME</b>	Generally within days.

**ADMINISTERING  
AGENCY**

<b>AGENCY OF NATURAL RESOURCES DEPARTMENT OF ENVIRONMENTAL CONSERVATION WATERSHED MANAGEMENT DIVISION</b>
<b>CONTACT:</b> Mary Borg Deputy Director, Watershed Management Division 802-490-6101
<b>ADDRESS:</b> Department of Environmental Conservation 1 National Life Dr Montpelier, VT 05620 802-828-1115

**AUTHORITY** 10 VSA §1272

**APPLICABLE RULES** None

**APPEAL  
PROCESS** Any person aggrieved by an act or decision of the Secretary may appeal to the Environmental Court within 30 days of the date of the act or decision in accordance with 10 V.S. A. Chapter 220 and the Vermont Rules of Environmental Court Proceedings.