enhancement, or preservation activities. In-lieu fee programs are generally administered by government agencies or non-profit organizations that have established an agreement with the regulatory agencies to use in-lieu fee payments collected from permit applicants. In-lieu fee programs may not be available in all areas.

• Permittee-Responsible Mitigation: A permittee may be required to provide compensatory mitigation through an aquatic resource restoration, establishment, enhancement, and/or preservation activity. The compensatory mitigation may be provided at or adjacent to the impact site (i.e., on-site mitigation) or at another location, usually within the same watershed as the permitted impact (i.e., off-site mitigation). Compensatory mitigation usually requires the mitigation area to be larger than the impacted area; for example, a permit may require 1.5:1 mitigation ratio for a created wetland. The permittee retains responsibility for the implementation and success of the mitigation project.