

ATTACHMENT 2 DREDGE PERMITS



Oregon

John A. Kitzhaber, MD, Governor

Department of Environmental Quality

Northwest Region Portland Office

2020 SW 4th Avenue, Suite 400

Portland, OR 97201-4987

(503) 229-5263

Fax: (503) 229-6945

TTY: 711

13 June 2014

COPY

Mr. Craig Allison
Port of St. Helens
PO Box 190
Columbia City, OR 97018

RE: USACE 2011-00095; Port of St. Helens 401 Water Quality Certification

Dear Mr. Allison:

The Department of Environmental Quality (DEQ) has reviewed the U.S. Army Corps of Engineers Permit application #2011-00095 (Department of State Lands [DSL] #55388), pursuant to a request for a Clean Water Act Section 401 Water Quality Certification (WQC) received on February 28, 2014. DEQ's 401 WQC public comment opportunity was circulated with the U.S. Army Corps of Engineers public notice, and DEQ received no water quality comments.

The Port of St. Helens proposes to impact waters to dredge a marina and part of the access channel to the marina in Scappoose Bay. The project is located in Scappoose Bay, near the city of St. Helens, in Columbia County, Oregon (Section 17, T4N/R1W).

Project Description: The Port of St. Helens plans to dredge a marina and the west part of the access channel to the marina up to three times over a 10-year period to remove 225,000 cubic yards of accumulated sediment. The Port proposes to discharge the dredged material to the flow lane of the Columbia River near river mile 88. The Port proposes to dredge the marina to an elevation of -7 feet NGVD 29 with an overdredge allowance of 5 feet and to dredge 640 linear feet of the west part of the access channel to an elevation of -3.5 feet NGVD 29 with no overdredge allowance. The project is intended to provide adequate depths for safe moorage and navigation even during low water/low tide events.

Sediment Characterization: The Portland Sediment Evaluation Team (PSET) determined that although the sediment characterization did not follow the Sampling and Analysis Plan, the material to be dredged from the marina and the west part of the access channel is suitable for unconfined, aquatic placement without additional characterization. PSET determined that the east part of the access channel and deeper sediment in the western access channel was not suitable for unconfined, aquatic placement without additional characterization. Please refer to the PSET Memorandum dated December 2, 2013.

The project scope avoids dredging the sediment deemed not suitable for unconfined, aquatic placement.

Status of Affected Waters of the State: Scappoose Bay outlets to the Multnomah Channel. The Multnomah Channel is classified as water quality limited under the federal Clean Water Act. It has US Environmental Protection Agency approved Total Maximum Daily Loads (TMDLs) for

temperature and it is on the 303(d) list of impaired water bodies for mercury and dissolved oxygen.

The above listed parameters impair the following beneficial uses in the Multnomah Channel: fish & aquatic life, fishing, and salmon & trout rearing & migration. Other beneficial uses designated in the Multnomah Channel include public domestic water supply, private domestic water supply, industrial water supply, water contact recreation, aesthetic quality, livestock watering, irrigation, wildlife & hunting, boating, and hydro power.

Certification Decision: Based on the information provided by the applicant and U.S. Army Corps of Engineers, DEQ is reasonably assured that implementation of the project will be consistent with applicable provisions of Sections 301, 302, 303, 306, and 307 of the federal Clean Water Act, state water quality standards set forth in Oregon Administrative Rules Chapter 340 Division 41, and other appropriate requirements of state law, provided the following conditions are incorporated into the U.S. Army Corps of Engineers permit and strictly adhered to by the applicant.

401 CERTIFICATION CONDITIONS

1. **Duration of Certification:** This 401 WQC is valid until the tenth year after issuance of the USACE permit. A new 401 WQC must be obtained prior to any substantial modification of the U.S. Army Corps of Engineers permit.
2. **Dredging and Disposal Methods:** The PSET determination will limit the dredging and dredged material disposal methods as follows:
 - a. Suitable for Unconfined In-water Disposal
 - i. Dredging method (e.g., backhoe operated from bank, toothed clamshell bucket, closed-lipped clamshell bucket, hydraulic suction) is not limited.
 - ii. Dewatering during dredging (e.g., over water from bucket; through filtered outlets or after settling in a tank, bin, barge, pond, etc.) is not limited.
 - iii. Dredged material disposal method (e.g., unconfined in-water, upland reuse, confined upland disposal facility, landfill) is not limited. DEQ clean fill determination or Solid Waste Letter of Authorization is required for any manner of upland disposal.
 - iv. Discharge of return water (e.g., controlled release from confined upland disposal facility after settling) is not limited.
 - b. Complete containment of in-water work areas from the active flowing stream by using silt curtains, cofferdams, inflatable bags, geo blocks, sandbags, sheet pilings, or similar materials, is encouraged. The applicant is referred to DEQ's *Oregon Sediment and Erosion Control Manual*, April 2005, for isolation techniques (see <http://www.deq.state.or.us/wq/stormwater/docs/escmanual/appxd.pdf>).

- c. Employ techniques to minimize sediment disturbance and distribution through the water column.
 - i. Sequence or phase work activities to minimize the extent and duration of in-water disturbances;
 - ii. Employ an experienced equipment operator;
 - iii. Implement bucket control techniques, such as:
 - 1. Do not overfill the bucket.
 - 2. Close the bucket as slowly as possible on the bottom.
 - 3. Pause before hoisting the bucket off of the bottom to allow any overage to settle near the bottom.
 - 4. Hoist load very slowly.
 - 5. If dewatering is permissible, pause bucket at water surface to minimize distance of discharge.
 - 6. 'Slam' open the bucket after material is dumped on a barge to dislodge any additional material that is potentially clinging to the bucket.
 - 7. Ensure that all material has dumped into the barge from the bucket before returning for another bite.
 - iv. Do not dump partial or full buckets of material back into the wetted stream;
 - v. Implement suction dredge control techniques, such as:
 - 1. Operate with the intake head at or below the surface of the sediments being removed during all periods of active dredging.
 - 2. Slow cutter head rotation or lessen horsepower.
 - 3. Slow swing arm speed.
 - 4. Clean out slurry by pumping in river water before shutting down rather than purging.
 - vi. If purging becomes necessary, raise intake line no more than 3 feet from the bottom.
 - d. Dredging of holes or sumps below maximum depth and subsequent redistribution of sediment by dredging, dragging, or other means is prohibited.
 - e. All anthropogenic debris must be removed from dredged sediments prior to flow lane disposal and transported to an appropriate upland disposal site.
3. **Dredged Material and Leave Surface Management:** Due to the contaminants present below the proposed dredged area, the applicant must implement the following requirements:
- a. Within 45 days of completion of dredging, the applicant must acquire bathymetry of the newly dredged prism.
 - b. If the bathymetry indicates the access channel was dredged deeper than -3.5 feet NGVD 29, monitoring is required and DEQ may require placement of cover material.

4. In-Water Disposal:

- a. Flowlane disposal sites must be selected so that the material disposed:
 - i. Disperses into or immediately adjacent to the mainstream navigational channel;
 - ii. Is not likely to cause significantly increased shoaling in downstream side channels or to shoreline facilities such as docks, wharfs, vessel slips and marinas; and
 - iii. Is not likely to cause significant adverse alteration of bottom habitats.
 - b. Flowlane disposal via pipeline must employ Best Management Practices (BMPs) including fitting the pipeline end scow with a twenty (20) foot downspout so that discharge occurs at least twenty (20) feet below the surface of the water.
5. **In-water work windows:** Dredging and disposal shall occur only within the Oregon Department of Fish and Wildlife's (ODFW) preferred time window, described in: *Oregon Guidelines for Timing of In-Water Work to Protect Fish and Wildlife Resources*, June 2008, or most current version. Exceptions to the timing window are permissible if reviewed and approved in writing by ODFW and National Marine Fisheries Service (NMFS).
6. **Aquatic life movements:** Any activity that may substantially disrupt the movement of those species of aquatic life indigenous to the water body, including those species that normally migrate through the area, is prohibited. Unobstructed fish passage must be provided at all times during any authorized activity. Exceptions must be reviewed and approved in writing in advance by Oregon Department of Fish and Wildlife and the National Marine Fisheries Service.
7. **Turbidity:** All practical Best Management Practices (BMPs) must be implemented during dredging and disposal of sediments to minimize and contain turbidity during in-water work. Any activity that causes turbidity to exceed 10% above natural stream turbidities is prohibited except as specifically provided below.
- a. **Monitoring:** Turbidity monitoring must be conducted and recorded as described below. Monitoring must occur each day during daylight hours when in-water work is being conducted.
 - i. Representative Background - a sample or observation must be taken every two hours at a relatively undisturbed area approximately 100 feet upcurrent from in-water disturbance to establish background turbidity levels for each monitoring cycle. Background turbidity, location, tidal cycle, date, and time must be recorded prior to monitoring downcurrent.
 - ii. Compliance Point: Monitoring must occur every two hours, approximately 100 feet downcurrent from the disturbance, at approximately mid-depth and within any visible plume, and be compared against the background

measurement or observation. The turbidity, location, tidal cycle, date, and time must be recorded for each sample or observation.

An appropriately calibrated turbidimeter is required taking measurements at approximately mid-depth below the surface of the water and above the channel bottom at the compliance and background distances. Monitoring intervals shall be every two hours during dredging, material placement, return water discharge, or other work below ordinary high water (OHW).

- b. **Compliance:** Results from the compliance points must be compared to the background levels taken during each monitoring interval. Exceedances are allowed as follows:

MONITORING WITH A TURBIDIMETER		
ALLOWABLE EXCEEDANCE TURBIDITY LEVEL	ACTION REQUIRED AT 1 ST MONITORING INTERVAL	ACTION REQUIRED AT 2 ND MONITORING INTERVAL
0 to 5 NTU above background	Continue to monitor every 2 hours	Continue to monitor every 2 hours
5 to 29 NTU above background	Modify BMPs & continue to monitor every 2 hours	Stop work after 4 hours at 5-29 NTU above background
30 to 49 NTU above background	Modify BMPs & continue to monitor every 2 hours	Stop work after 2 confirmed hours at 30-49 NTU above background
50 NTU or more above background	Stop work	Stop work

A visible plume is considered an exceedance.

If an exceedance over the background level occurs, the applicant must modify the activity and continue to monitor every two hours. If an exceedance over the background level continues after the second monitoring interval, the activity must stop *until the turbidity levels return to background*. If turbidity levels return to background levels at or after the second monitoring interval due to implementation of BMPs or natural attenuation, work may continue with appropriate monitoring as above.

If an exceedance occurs at 50 NTU or more over background; 30 NTU over background for 2 hours; or 5-29 NTU over background for 4 hours, the activity must stop immediately for the remainder of that 24-hour period.

- c. **Reporting:** The applicant must make available copies of daily logs for turbidity monitoring to DEQ, USACE, NMFS, USFWS, and ODFW upon request. The log must include: calibration documentation; background NTUs; compliance point NTUs; comparison of the points in NTUs or narrative; location; date; time; and tidal stage for each reading. Additionally, a narrative must be prepared discussing all exceedances with subsequent monitoring, actions taken, and the effectiveness of the actions.

8. Spill Prevention:

- a. Best management practices (BMPs) shall be employed in order to prevent petroleum products, chemicals or other deleterious waste materials from entering waters of the State.
- b. Fuel hoses, oil drums, oil or other fuel transfer valves and fittings, etc., must undergo frequent inspection for drips or leaks, and shall be maintained in order to prevent spills into State waters.
- c. An adequate supply of spill response equipment, such as booms and absorbent materials shall be kept at the immediate project site and deployed as necessary.
- d. All foreign materials, refuse, and waste must be removed from the area.

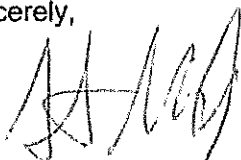
9. Spill & Incident Reporting:

- a. In the event that petroleum products, chemicals, or any other deleterious materials are discharged into state waters, or onto land with a potential to enter state waters, the discharge must be promptly reported to the Oregon Emergency Response Service (OERS, 1-800-452-0311). Containment and cleanup must begin immediately and be completed as soon as possible.
 - b. If the project operations cause a water quality problem that results in distressed or dying fish, the operator must immediately: cease operations; take appropriate corrective measures to prevent further environmental damage; collect fish specimens and water samples; and notify DEQ, Oregon Department of Fish and Wildlife, NMFS, and USFWS as appropriate.
10. The applicant must notify DEQ of any change in ownership and obtain DEQ review and approval before undertaking any change to the project that might significantly affect water quality.
 11. DEQ may modify or revoke this 401 WQC, in accordance with OAR 340-048-0050, in the event of project changes or new information indicating that the project activities are having a significant adverse impact on state water quality or beneficial uses.
 12. A copy of this 401 WQC letter shall be kept on site and readily available for reference by the applicant and its contractors, U.S. Army Corps of Engineers, DEQ and other appropriate state and local government inspectors.
 13. This 401 WQC is invalid if the project is operated in a manner not consistent with the project description contained in the permit application materials.
 14. The applicant and its contractors must allow DEQ site access at reasonable times as necessary to monitor compliance with these 401 WQC conditions.

If the applicant is dissatisfied with the conditions contained in this certification, a contested case hearing may be requested in accordance with OAR 340-048-0045. Such request must be made in writing to the DEQ Office of Compliance and Enforcement at 811 SW 6th Avenue, Portland Oregon 97204 within 20 days of the mailing of this certification.

DEQ hereby certifies that this project complies with the Clean Water Act and state water quality standards, if the above conditions are made a part of the federal permit. If you have any questions, please contact Amy Simpson at simpson.amy@deq.state.or.us, by phone at (503) 229-5051.

Sincerely,



Steve Mrazik
Water Quality Manager
Northwest Region

2011-00095 Port of St Helens WQC.doc

cc: Craig Allison, Port of St. Helens
Melinda Butterfield, DSL
Barry Thom, NMFS
Paul Henson, USFWS
Jim Anderson, DEQ
Brian Perleberg, Northern Resource Consulting



DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, PORTLAND DISTRICT
PO BOX 2946
PORTLAND OR 97208-2946

August 13, 2014

Operations Division
Regulatory Branch
Corps No.: NWP-2011-95

Mr. Craig Allison
Port of St. Helens
PO Box 190
Columbia City, Oregon 97018

Dear Mr. Allison:

Enclosed is your fully executed Department of the Army Permit.

Please carefully read the permit and its conditions. In addition, if you have a contractor and/or agent, please review these conditions with them to ensure that the work is performed in accordance with the permit terms.

Also be aware that other authorizations from Federal, state, or local governments may be required by law. If the work is not completed prior to the permit expiration date, you may apply for a time extension. We recommend you apply for a time extension at least 90 days before the expiration date of the permit.

If you have any questions, please contact me at the letterhead address, by telephone at (503) 808-4337, or e-mail: Michael.A.LaDouceur@usace.army.mil.

Sincerely,

Michael A. LaDouceur
Project Manager, Regulatory Branch

Enclosure

Copies Furnished:

Corps Civil Works Channels and Harbors (Gornick, Jon.m.gornick@usace.army.mil)

RECEIVED
AUG 15 2014

BY:.....

DEPARTMENT OF THE ARMY PERMIT

Permittee: Port of St. Helens

Permit No: NWP-2011-95

Issuing Office: U.S. Army Corps of Engineers

NOTE: The term "you" and its derivatives as used in this permit means the permittee or any future transferee. The term "this office" refers to the appropriate district or division office of the U.S. Army Corps of Engineers (Corps) having jurisdiction over the permitted activity or the appropriate official of that office acting under the authority of the commanding officer.

You are authorized to perform work in accordance with the terms and conditions specified below.

Project Description: The proposed project will remove approximately 79,000 cubic yards (CY) from 8.06 acres of the Scappoose Bay. The project also involves maintenance dredging every 4 to 5 years to maintain adequate navigation depths that will remove 75,000 CY during each event. A total of 3 dredge events will remove a maximum of 229,000 CY over the life of the 10 year permit. Dredging methods will involve bucket dredging and / or hydraulic dredging. The marina will be dredged to -7 feet National Geodetic Vertical Datum (NGVD) 29 with an overdredge allowance of 5 feet to a total depth of -12 feet NGVD 29 and the access channel will be dredged to a maximum depth of -3.5 feet NGVD 29 with no overdredge allowance. Up to 640 linear feet of the access channel will be dredged.

The dredged material has been approved for in-water placement and will be placed in the flow lane of the Columbia River near river mile 88. The sediment is primarily composed of silt and clay. The dredged material will be placed in 2-foot lifts within the approved dredged material placement site.

Purpose: The project purpose is to provide safe mooring and navigation at the marina.

Project Location: The project is located in the Scappoose Bay Marine Park, Scappoose Bay, in St. Helens, Columbia County, Oregon (Section 17 of Township 4 North, Range 1 West).

Drawings: Sixteen (16) drawings labeled NWP-2011-95 (Enclosure 1)

General Conditions:

1. The time limit for completing the work authorized ends on October 31, 2024. If you find that you need more time to complete the authorized activity, submit your request for a time extension to this office for consideration at least one month before the above date is reached.
2. Permittee must maintain the activity authorized by this permit in good condition and in conformance with the terms and conditions of this permit. You are not relieved of this requirement if you abandon the permitted activity, although you may make a good faith transfer to a third party in compliance with General Condition No. 4 below. Should you wish to cease to

maintain the authorized activity or should you desire to abandon it without a good faith transfer, you must obtain a modification of this permit from this office, which may require restoration of the area.

3. If you discover any previously unknown historic or archeological remains while accomplishing the activity authorized by this permit, you must immediately notify this office of what you have found. We will initiate the Federal and state coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.

4. If you sell the property associated with this permit, you must obtain the signature of the new owner in the space provided and forward a copy of the permit to this office to validate the transfer of this authorization.

5. If a conditioned water quality certification has been issued for your project, you must comply with the conditions specified in the certification as special conditions to this permit. For your convenience, a copy of the certification is attached if it contains such conditions (Enclosure 2).

6. You must allow representatives from this office to inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished in accordance with the terms and conditions of your permit.

Special Conditions:

1. Permittee shall notify the Regulatory Branch with the date the activities authorized in waters of the United States are scheduled to begin. Notification shall be sent by e-mail to cenwp.notify@usace.army.mil or mailed to the following address:

U.S. Army Corps of Engineers
CENWP-OD-GP
Permit Compliance, Columbia County
Post Office Box 2946
Portland, Oregon 97208-2946

The subject line of the message shall contain the name of the county in which the project is located followed by the U.S. Army Corps of Engineers permit number.

2. Permittee shall submit a detailed Dredge Work Plan that describes the methods of dredging, boundaries of dredging, and amount of material to be dredged, and receive approval of the plan, prior to the start of work. The plan shall be submitted to the following addresses:

U.S. Army Corps of Engineers
CENWP-OD-GP
Permit Compliance, Columbia County
Post Office Box 2946
Portland, Oregon 97208-2946

AND

U.S. Army Corps of Engineers
CENWP-EC-HR
Lead, Portland Sediment Evaluation Team
Post Office Box 2946
Portland, Oregon 97208-2946

3. Permittee shall submit a signed certification regarding the completed work and any required mitigation. A "Compliance Certification" is provided (Enclosure 3).
4. The following special condition is a part of all Department of the Army permits that provide authorization under Section 10 of the Rivers and Harbors Act, regardless whether the permit provides such authorization under Section 10 alone or in combination with authorization under other laws:
 - (i). The permittee understands and agrees that if future operations by the United States require the removal, relocation, or other alteration of the structure or work herein authorized, or if in the opinion of the Secretary of the Army or their authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the permittee will be required upon due notice from the U.S Army Corps of Engineers to remove, relocate, or alter the structural work or obstructions caused thereby without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.
5. The permittee shall request approval from the U.S. Army Corps of Engineers, Portland District, in writing, six weeks prior to the start of material placement to ensure the placement area has adequate capacity for the dredged material. The Portland District may designate specific placement sites within the overall range. The written request shall be mailed to:

U.S. Army Corps of Engineers
CENWP-OD-NWW
Project Manager, Columbia River and Lower Willamette
Post Office Box 2946
Portland, Oregon 97208-2946
6. Permittee shall notify Portland District within two weeks of completing the work and report the quantity of dredged material disposed at each site. Notification shall be sent to the address in Special Condition 4. above.
7. Permittee shall conduct a bathymetric survey of the newly dredged prism and submit it to the Corps within 60 days of dredging. The findings shall be mailed to the address in Special Condition 1.
8. Permittee shall perform all in-water work, including temporary fills or structures, during the in-water work window of September 1 to October 31 to minimize impacts to aquatic species unless coordinated with and subsequently approved by the Corps. We also draw your attention to Regional Condition 3.

The Corps has determined the proposed project may affect Lower Columbia River (LCR), Upper Willamette River (UWR) spring run, Upper Columbia River (UCR) spring-run, Snake River (SR) spring/summer run, and SR fall-run Chinook (*Oncorhynchus tshawytscha*); Columbia River chum (*O. keta*); LCR coho (*O. kisutch*); SR sockeye (*O. nerka*); LCR, UWR, Middle Columbia River, UCR, and SR steelhead (*O. mykiss*), Southern Green sturgeon (*Acipenser medirostris*); and Pacific Eulachon (*Thaleichthys pacificus*), species protected by the Endangered Species Act, and Essential Fish Habitat for salmon species as designated under the Magnuson-Stevens Fishery Conservation and Management Act. The Corps utilized a programmatic biological opinion (BiOp) to assess compliance with these laws and provide coverage for incidental take. The BiOp is titled Revisions to the Standard Local Operating Procedures for Endangered Species to Administer Actions Authorized or Carried Out by the U.S. Army Corps of Engineers in Oregon (SLOPES IV In-water Over-water Structures), dated April 5, 2012. The Corps recommends that you review the SLOPES opinion in its entirety, which you may obtain on-line at:

http://www.nwp.usace.army.mil/Portals/24/docs/environment/SLOPES-IV/2012_04-05_SLOPES_IV_in-over-water.pdf

The programmatic consultation also requires that we provide you with the following notice:

If a sick, injured or dead specimen of a threatened or endangered species is found, the finder must notify NMFS' Office of Law Enforcement at 503-231-6240 or 206-526-6133. The finder must take care in handling of sick or injured specimens to ensure effective treatment, and in handling dead specimens to preserve biological material in the best possible condition for later analysis of cause of death. The finder also has the responsibility to carry out instructions provided by the Office of Law Enforcement to ensure that evidence intrinsic to the specimen is not disturbed unnecessarily.

9. Permittee shall fully implement all applicable nondiscretionary Terms and Conditions of the Reasonable and Prudent Measures of the SLOPES IV In-water Over-water Structures programmatic opinion. General Construction conditions applicable to the permitted activity are numbered 11, 17, 18, and 35 (Enclosure 4).

Further Information:

1. Congressional Authorities: You have been authorized to undertake the activity described above pursuant to:

- (X) Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403).
- (X) Section 404 of the Clean Water Act (33 U.S.C. 1344).
- () Section 103 of the Marine Protection, Research and Sanctuaries Act of 1972 (33 U.S.C. 1413).

2. Limits of this Authorization:

a. This permit does not obviate the need to obtain other Federal, state, or local authorizations required by law.

- b. This permit does not grant any property rights or exclusive privileges.
- c. This permit does not authorize any injury to the property or rights of others.
- d. This permit does not authorize interference with any existing or proposed Federal project.

3. Limits of Federal Liability: In issuing this permit, the Federal Government does not assume any liability for the following:

- a. Damages to the permitted project or uses thereof as a result of other permitted or unpermitted activities or from natural causes.
- b. Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States in the public interest.
- c. Damages to persons, property, or to other permitted or unpermitted activities or structures caused by the activity authorized by this permit.
- d. Design or construction deficiencies associated with the permitted work.
- e. Damage claims associated with any future modification, suspension, or revocation of this permit.

4. Reliance on Applicant's Data: The determination of this office that issuance of this permit is not contrary to the public interest was made in reliance on the information you provided.

5. Reevaluation of Permit Decision: This office may reevaluate its decision on this permit at any time the circumstances warrant. Circumstances that could require a reevaluation include, but are not limited to, the following:

- a. You fail to comply with the terms and conditions of this permit.
- b. The information provided by you in support of your permit application proves to have been false, incomplete, or inaccurate (see 4 above).
- c. Significant new information surfaces which this office did not consider in reaching the original public interest decision.

Such a reevaluation may result in a determination that it is appropriate to use the suspension, modification, and revocation procedures contained in 33 CFR 325.7 or enforcement procedures such as those contained in 33 CFR 326.4 and 326.5. The referenced enforcement procedures provide for the issuance of an administrative order requiring you to comply with the terms and conditions of your permit and for the initiation of legal action where appropriate. You will be required to pay for any corrective measures ordered by this office, and if you fail to comply with such directive, this office may in certain situations (such as those specified in 33 CFR 209.170) accomplish the corrective measures by contract or otherwise and bill you for the cost.

6. Extensions: General Condition No. 1 establishes a time limit for the completion of the activity authorized by this permit. Unless there are circumstances requiring either a prompt completion of the authorized activity or a reevaluation of the public interest decision, the Corps will normally give favorable consideration to a request for an extension of this time limit.

Your signature below as permittee indicates that you accept and agree to comply with the terms and conditions of this permit.

Patrick B. Trapp 30 July 14
(PERMITTEE SIGNATURE) (DATE)

PATRICK B. TRAPP, EXECUTIVE DIRECTOR
(PRINTED NAME) (TITLE)

This permit becomes effective when the Federal official, designated to act for the Secretary of the Army, has signed below.

FOR THE COMMANDER, JOSE L. AGUILAR, COLONEL, CORPS OF ENGINEERS,
DISTRICT COMMANDER:

Shawn H. Zinszer 8/13/14
(DISTRICT COMMANDER) (DATE)

Shawn H. Zinszer
Chief, Regulatory Branch

When the structures or work verified by this individual permit are still in existence at the time the property is transferred and/or a new party obtains this permit verification, the terms and conditions of this permit will continue to be binding on the new permittee. The new permittee should sign and date below to accept the liabilities associated with complying with the terms and conditions of this permit, and to validate its transfer.

PERMIT TRANSFEREE:

Transferee Signature

DATE

Name (Please print)

Street Address

City, State, and Zip Code

NEW PROPERTY OWNER:

Property Owner Signature

DATE

Name (Please print)

Street Address

City, State, and Zip Code