



US Army Corps
of Engineers
Alaska District

Public Notice Modification of In Lieu Fee Program – Site Additions

Regulatory Division (1145)
CEPOA-RD
Post Office Box 6898
JBER, Alaska 99506-0898

PUBLIC NOTICE DATE:	July 08, 2015
EXPIRATION DATE:	August 10, 2015
REFERENCE NUMBER:	POA-2010-132
WATERWAY:	Multiple Waterways

FEDERAL PUBLIC NOTICE

The District Engineer has received a project proposal to establish an In-lieu Fee (IFL) wetland compensatory mitigation site for Federal permits as described below:

In Lieu Fee Sponsor
The Conservation Fund
1655 North Fort Myer Drive, Suite 1300
Arlington, VA 22209
Email: webmaster@conservationfund.org
Phone: (703) 525-6300

Program POC
Mr. Brad Meiklejohn
Eagle River, AK 99577
(907) 694-9060

WATERWAY AND LOCATION OF THE PROPOSED WORK: IN-1 is located within Section 10 & 15, T. 35 N., R. 21 W., Fairbanks Meridian; Latitude 67.8699° N., Longitude 152.2789° W; located on the John River, a National Wild and Scenic River in Gates of the Arctic National Park and Preserve. The proposed mitigation site is approximately 159.91 acres in size and will be preserved as part of Gates of the Arctic National Park and Preserve.

PROPOSED WORK AND PURPOSE: The sponsor proposes to preserve the 159.91 acre site. The purpose of the preservation is to protect high value aquatic resources, and to help maintain the ecological function and wilderness character of the John River watershed. The goal of the preservation is to provide compensatory mitigation for impacts to wetlands and other waters of the U.S. authorized by Department of the Army permits within The Conservation Fund's Interior service area. Factors considered in the selection of this site included the presence of high quality aquatic resources, priority lands, the presence of threats to the aquatic resources, and the practicability of self-sustaining preservation.

The sponsor has proposed, for purposes of Section 10 of the Rivers and Harbors Act and/or Section 404 of the Clean Water Act, that the geographic service area of this mitigation site is located in The Conservation Fund's Interior Service Area.

WATERWAY AND LOCATION OF THE PROPOSED WORK: SW-2 is located within Section 33, T. 30 S., R. 30 W., Seward Meridian; Latitude 57.5300° N, Longitude 154.1036° W; located on Larsen Bay, Kodiak Island. The proposed mitigation site is approximately 150.16 acres in size and will be preserved as part of Kodiak National Wildlife Refuge.

PROPOSED WORK AND PURPOSE: The sponsor proposes to preserve the 150.16 acre site. The purpose of the preservation is to protect high value aquatic resources, and to help maintain the ecological function and wilderness character of the Larsen Bay watershed. The goal of the preservation is to provide compensatory mitigation for impacts to wetlands and other waters of the U.S. authorized by Department of the Army permits within The Conservation Fund's Southwest service area. Factors considered in the selection of this site included the presence of high quality aquatic resources, priority lands, the presence of threats to the aquatic resources, and the practicability of self-sustaining preservation.

The sponsor has proposed, for purposes of Section 10 of the Rivers and Harbors Act and/or Section 404 of the Clean Water Act, that the geographic service area of this mitigation site is located in The Conservation Fund's Southwest Service Area.

WATERWAY AND LOCATION OF THE PROPOSED WORK: SW-3 is located within Section 23, T. 29 S., R. 28 W., Seward Meridian; Latitude 57.6461° N, Longitude 153.7414° W; located on Spiridon Bay, Kodiak Island. The proposed mitigation site is approximately 79.98 acres in size and will be preserved as part of Kodiak National Wildlife Refuge.

PROPOSED WORK AND PURPOSE: The sponsor proposes to preserve the 79.98 acre site. The purpose of the preservation is to protect high value aquatic resources, and to help maintain the ecological function and wilderness character of the Spiridon Bay watershed. The goal of the preservation is to provide compensatory mitigation for impacts to wetlands and other waters of the U.S. authorized by Department of the Army permits in The Conservation Fund's Southwest service area. Factors considered in the selection of this site included the presence of high quality aquatic resources, priority lands, the presence of threats to the aquatic resources, and the practicability of self-sustaining preservation.

The sponsor has proposed, for purposes of Section 10 of the Rivers and Harbors Act and/or Section 404 of the Clean Water Act, that the geographic service area of this mitigation site is located in The Conservation Fund's Southwest Service Area.

WATERWAY AND LOCATION OF THE PROPOSED WORK: SW-4 is located within Section 15, T. 16 S., R. 75 W., Seward Meridian; Latitude 58.7893° N, Longitude 161.7588° W; located on Chagvan Bay, on the Bering Sea. The proposed mitigation site is approximately 80.00 acres in size and will be preserved as part of Togiak National Wildlife Refuge.

PROPOSED WORK AND PURPOSE: The sponsor proposes to preserve the 80.00 acre site. The purpose of the preservation is to protect high value aquatic resources, and to help maintain the ecological function and wilderness character of the Chagvan Bay watershed. The goal of the preservation is to provide compensatory mitigation for impacts to wetlands and other waters of the U.S. authorized by Department of the Army permits in The Conservation Fund's Southwest service area. Factors considered in the selection of this site included the presence of high quality aquatic resources, priority lands, the presence of threats to the aquatic resources, and the practicability of self-sustaining preservation.

The sponsor has proposed, for purposes of Section 10 of the Rivers and Harbors Act and/or Section 404 of the Clean Water Act, that the geographic service area of this mitigation site is located in The Conservation Fund's Southwest Service Area.

Oversight of these mitigation sites will be by a group of federal and state agency representatives. This interagency oversight group will be known as the Interagency Review Team (IRT). The Alaska District of the U.S. Army Corps of Engineers shall chair the IRT.

These mitigation sites may be practicable options available to applicants to compensate for unavoidable wetland impacts associated with permits issued under the authority of Section 404 and 401 of the Clean Water Act (Public Law 95-217).

The actual approval of the use of these mitigation sites for a specific project is the decision of the Corps pursuant to Section 404 of the Clean Water Act and/or Section 10 of the Rivers and Harbors Act. The Corps provides no guarantee that any particular individual or general permit will be granted authorization to use this mitigation sites to compensate for unavoidable wetland impacts associated with a proposed permit, even though compensatory mitigation may be available.

AUTHORITY: Issuance of a public notice regarding proposed mitigation sites is required pursuant to the "Compensatory Mitigation for Losses of Aquatic Resources; Final Rule," (Rule) as published in the April 10, 2008, Federal Register, Vol. 73, No. 70, Pages 19594-19705 (33 CFR Parts 325 and 332).

FEDERAL EVALUATION OF PROPOSAL: The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate these proposed mitigation sites. This is not an application for work in Waters of the United States. The Corps of Engineers in evaluating this proposal will consider any comments received. Comments are used to assess the viability of the compensatory mitigation sites.

COMMENT PERIOD: Comments on this project should be made in writing, addressed to the Alaska District Corps of Engineers (ATTN: Danielle Shack), CEPOA-RD-SA, Post Office Box 6898 JBER, Alaska 99506-0898 or by email to danielle.g.shack@usace.army.mil with the project name and number in the subject line. Comments must be received by the close of business on Aug 10, 2015.

FOR THE DISTRICT ENGINEER: