



U.S. Army Corps  
of Engineers  
Alaska District

# Emergency Permit Public Notice

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

<b>PUBLIC NOTICE DATE:</b>	<b>May 29, 2015</b>
<b>EXPIRATION DATE:</b>	<b>June 12, 2015</b>
<b>REFERENCE NUMBER:</b>	<b>POA-2015-00342</b>
<b>WATERWAY:</b>	<b>Sagavanirktok, Putuligayuk, and Kaparuk Rivers</b>

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The Alaska District, Corps of Engineers issued a Department of the Army (DA) permit under emergency procedures, as authorized by 33 CFR 325.2(e)(4) on May 21, 2015. An "emergency" is a situation which would result in an unacceptable hazard to life, a significant loss of property, or an immediate, unforeseen, and significant economic hardship if corrective action requiring a DA permit is not undertaken.

Comments on the described work, with the reference number, should reach this office no later than the expiration date of this Public Notice to become part of the record and be considered in the decision. Please contact Stephen Moore at (907) 753-5713; toll free from within Alaska at (800) 478-2712, or by email at [stephen.a.moore2@usace.army.mil](mailto:stephen.a.moore2@usace.army.mil) if further information is desired concerning this notice.

**APPLICANT:** British Petroleum, and other North Slope stakeholders working within the impacted area.

**LOCATION:** Primarily an approximate 64 square-mile area located within the Prudhoe Bay Unit Area, as depicted on the attached map, near Deadhorse, Alaska. Other infrastructure, including the James W. Dalton Highway, directly impacted by this flooding event but located outside this defined area are also included.

**WORK:** The proposed work includes, but is not limited to, breaching roads to redirect flood waters, placing culverts, lifting the existing road structure, constructing berms, and gravel extraction. The work was initiated the evening of 21 May 2015 and will be completed over the next two months as needed to stabilize infrastructure. Timing of completion may vary depending on when flood waters recede back into river banks.

**PURPOSE:** To protect critical oil and gas infrastructure put at risk from river flooding.

**ADDITIONAL INFORMATION:** The U.S. Environmental Protection Agency, U.S. Fish and Wildlife Service, Alaska Department of Natural Resources, Alaska Department of Environmental

Conservation, Alaska Department of Fish and Game, Alaska Department of Natural Resources, and the North Slope Borough are aware of the emergency. No objections to this emergency authorization have been received. The authorization is conditioned to require the following:

Work will be limited to those actions necessary to prevent immediate loss of life, loss of critical infrastructure, or loss of access to the impacted areas which may occur or are expected to occur as a result of the severe flooding event of May 2015.

Applicants shall submit After the Fact (ATF) permit applications for each specific action involving fill within waters of the United States (WOUS). In addition to the information normally required, each ATF application will also contain photo documentation and a brief narrative describing the emergency nature of that specific work. The ATF applications will be submitted after work is completed and as soon as is practicable, and no later than November 30, 2015.

**WATER QUALITY CERTIFICATION:** Procedures for acquiring necessary water quality certification, per Section 401(a) of the Clean Water Act (Public Law 95-217), will follow normal permitting procedures for each ATF permit application.

**CULTURAL RESOURCES:** The latest version of the National Register of Historic Places will be consulted and reviewed. ATF permit applications will be coordinated with the State Historic Preservation Office (SHPO), as necessary. Any comments SHPO may have concerning presently unknown archeological or historic data that may be lost or destroyed by work under the requested permit will be considered in our final assessment of the described work.

**ENDANGERED SPECIES:** The project area is within the known or historic range of three threatened species, the **Polar bear** (*Ursus maritimus*), Steller's eider (*Polysticta stelleri*), and Spectacled eider (*Somateria fischeri*). We have determined the described activities may affect the Polar bear, Steller's eider, and Spectacled eider. We will initiate the appropriate consultation procedures under section 7 of the Endangered Species Act with the U.S. Fish and Wildlife Service. Any comments they may have concerning endangered or threatened species or their critical habitat will be considered in our final assessment of the described work.

**AUTHORITY:** This permit will be issued or denied under the following authorities:

Perform work in or affecting navigable waters of the United States – Section 10 Rivers and Harbors Act 1899 (33 U.S.C. 403).

Discharge dredged or fill material into waters of the United States – Section 404 Clean Water Act (33 U.S.C. 1344).

District Engineer  
U.S. Army, Corps of Engineers

Enclosures