



US Army Corps  
of Engineers  
Alaska District

# Public Notice of Application for Permit

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

**PUBLIC NOTICE DATE:** November 19, 2008

**EXPIRATION DATE:** December 19, 2008

**REFERENCE NUMBER:** POA-1994-806-M11

**WATERWAY:** KLAWOCK INLET

Interested parties are hereby notified that a Department of the Army permit application has been received for work in waters of the United States as described below and shown on the enclosed project drawings.

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. If further information is desired concerning this notice, please contact Heather Martinez at (907) 753-2719; toll free from within Alaska at (800) 478-2712, by fax at (907) 753-5567, or by email at heather.l.martinez@usace.army.mil.

APPLICANT: City of Craig, Post Office Box 725, Craig, Alaska 99921

AGENT: R&M Engineering, 335 Carlanna Lake Road, Ketchikan, Alaska 99901  
907-225-7917

LOCATION: The project site is located within Section 5, T. 74 S., R. 81 E., Copper River; USGS Quad Map Craig B-4; Latitude 55.4881° N., Longitude -133.1410° W.; False Island Industrial Facility, in Craig, Alaska.

PURPOSE: The applicant's stated purpose is to construct a cold storage facility and seafood processing plant at the False Island Industrial Facility.

PROPOSED WORK: The proposed facility would include a 20 foot by 100 foot float supported by four 24" steel piles, a 12 foot by 70 foot steel ramp, a 14 foot by 40 foot wood and steel pier supported by four 12" steel piles and 2,550 cubic yards of shot rock and 550 cubic yards of rip-rap. All work would be performed in accordance with the enclosed plan (sheets 1-6), dated October 14, 2008.

ADDITIONAL INFORMATION: Authorization for the original project was issued on April 2, 1996, under permit number 2-940806 for the development of an industrial park on False Island. This would be the 11<sup>th</sup> modification to the original permit. This 11<sup>th</sup> modification proposal also includes a 160 foot by 180 foot metal building that would be located on previously authorized fill under modification permit number POA-1994-806-T.

MITIGATION: The applicant proposes the following mitigation measures to avoid, minimize, and compensate for impacts to waters of the United States from activities involving discharges of dredged or fill material: Eelgrass grows in an almost continuous band along the entire near-shore tidal and submerged area in Craig. The only area that the band does not exist is where depth, storm fetch and substrate do not facilitate growth. These areas with little or no eelgrass are usually not developable because of water depth and storm fetch. In addition, there are no alternate sites within city limits of Craig that are zoned or developed to be compatible with a seafood processing plant that would not have the same or greater impact. This site is the best available for this project and after looking at site selection, routes, and designs, some impact to eelgrass cannot be avoided. The selected site creates no more impact than any other site. The project consists of three primary components, all of which are designed to minimize impact to the eelgrass beds. The fill would not be placed on eelgrass beds. The floating structure and saltwater return/fish supply/coolant lines have been designed to occupy the smallest possible footprint and would be constructed using materials and techniques that would allow the greatest amount of light to pass through. Grate steel decking allowing a minimum of 50% light penetration would be used in these areas. The outfall line would be placed along the bottom and would pass through the eelgrass bed along the shortest route possible. The City of Craig proposes to dedicate a portion of the Crab Bay Designated Important Habitat area set aside as a mitigation/preservation bank in the April 2006, Craig Coastal Management Plan as permittee responsible preservation mitigation for this project. This proposed mitigation would only provide compensation for new impacts associated with this 11<sup>th</sup> proposed permit modification.

WATER QUALITY CERTIFICATION: A permit for the described work will not be issued until a certification or waiver of certification, as required under Section 401 of the Clean Water Act (Public Law 95-217), has been received from the Alaska Department of Environmental Conservation.

COASTAL ZONE MANAGEMENT ACT CERTIFICATION: Section 307(c)(3) of the Coastal Zone, Management Act of 1972, as amended by 16 U.S.C. 1456(c)(3), requires the applicant to certify the described activity affecting land or water uses in the Coastal Zone complies with the Alaska Coastal Management Program. A permit will not be issued until the Division of Coastal and Ocean Management, Department of Natural Resources has concurred with the applicant's certification.

CULTURAL RESOURCES: The latest published version of the Alaska Heritage Resources Survey (AHRS) has been consulted for the presence or absence of historic properties, including those listed in or eligible for inclusion in the National Register of Historic Places. There are no listed or eligible properties in the vicinity of the worksite. Consultation of the AHRS constitutes the extent of cultural resource investigations by the District Commander at this time, and he is otherwise unaware of the presence of such resources. This application is being coordinated with the State Historic Preservation Office (SHPO). 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: No threatened or endangered species are known to use the project area.

Preliminarily, the described activity will not affect threatened or endangered species, or modify their designated critical habitat, under the Endangered Species Act of 1973 (87 Stat. 844). This application is being coordinated with the U.S. Fish and Wildlife Service and the National Marine Fisheries Service (NMFS). Any comments they may have concerning endangered or threatened wildlife or plants or their critical habitat will be considered in our final assessment of the described work.

ESSENTIAL FISH HABITAT: The Magnuson-Stevens Fishery Conservation and Management Act, as amended by the Sustainable Fisheries Act of 1996, requires all Federal agencies to consult with the NMFS on all actions, or proposed actions, permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH).

Preliminarily, the described activity may affect EFH in the project area. This Public Notice initiates EFH consultation with the NMFS. Any comments or recommendations they may have concerning EFH will be considered in our final assessment of the described work.

TRIBAL CONSULTATION: The Alaska District fully supports tribal self-governance and government-to-government relations between Federally recognized Tribes and the Federal government. Tribes with protected rights or resources that could be significantly affected by a proposed Federal action (e.g., a permit decision) have the right to consult with the Alaska District on a government-to-government basis. Views of each Tribe regarding protected rights and resources will be accorded due consideration in this process. This Public Notice serves as notification to the Tribes within the area potentially affected by the proposed work and invites their participation in the Federal decision-making process regarding the protected Tribal right or resource. Consultation may be initiated by the affected Tribe upon written request to the District Commander during the public comment period.

PUBLIC HEARING: Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, reasons for holding a public hearing.

EVALUATION: The decision whether to issue a permit will be based on an evaluation of the probable impacts including cumulative impacts of the proposed activity and its intended use on the public interest. Evaluation of the probable impacts, which the proposed activity may have on the public interest, requires a careful weighing of all the factors that become relevant in each particular case. The benefits, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. The outcome of the general balancing process would determine whether to authorize a proposal, and if so, the conditions under which it will be allowed to occur. The decision should reflect the national concern for both protection and utilization of important resources. All factors, which may be relevant to the proposal, must be considered including the cumulative effects thereof. Among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people. For activities involving 404 discharges, a permit will be denied if the discharge that would be authorized by such permit would not comply with the Environmental Protection Agency's 404(b)(1) guidelines. Subject to the preceding sentence and any other applicable guidelines or criteria (see Sections 320.2 and 320.3), a permit will be granted unless the District Commander determines that it would be contrary to the public interest.

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 the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

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

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

(X) Discharge dredged or fill material into waters of the United States - Section 404 Clean Water Act (33 U.S.C. 1344). Therefore, our public interest review will consider the guidelines set forth under Section 404(b) of the Clean Water Act (40 CFR 230).

Project drawings, Notice of Application for Certification of Consistency with the Alaska Coastal Management Program, and Notice of Application for State Water Quality Certification are enclosed with this Public Notice.

District Commander  
U.S. Army, Corps of Engineers

Enclosures

# STATE OF ALASKA

DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF COASTAL AND OCEAN MANAGEMENT

JUNEAU  
DIVISION OF COASTAL AND OCEAN MANAGEMENT  
POST OFFICE BOX 111030, MS 1030  
JUNEAU, ALASKA 99811-1030  
PHONE: (907) 465-3562/FAX: (907) 465-3075

**NOTICE OF APPLICATION  
FOR  
CERTIFICATION OF CONSISTENCY WITH THE  
ALASKA COASTAL MANAGEMENT PROGRAM**

Notice is hereby given that a request is being filed with the Division of Coastal and Ocean Management for a consistency determination, as provided in Section 307(c)(3) of the Coastal Zone Management Act of 1972, as amended [16 U.S.C. 1456(c)(3)], that the project described in the Corps of Engineers Public Notice No. POA-1994-806-M11, KLAWOCK INLET, will comply with the Alaska Coastal Management Program and that the project will be conducted in a manner consistent with that program.

This project is being reviewed for consistency with the Alaska Coastal Management Program. Written comments about the consistency of the project with the applicable ACMP statewide standards and district policies must be submitted to the Division of Coastal and Ocean Management (DCOM). For information about this consistency review, contact DCOM at the address or phone number above, or visit the ACMP web site at <http://www.alaskacoast.state.ak.us//Projects/projects.html>.

*SARAH PALIN, GOVERNOR*

# STATE OF ALASKA

DEPT. OF ENVIRONMENTAL CONSERVATION  
DIVISION OF WATER  
401 CERTIFICATION PROGRAM  
NON-POINT SOURCE WATER POLLUTION CONTROL PROGRAM

JUNEAU  
DEPARTMENT OF ENVIRONMENTAL CONSERVATION  
WQM/401 CERTIFICATION  
410 WILLOUGHBY AVENUE  
JUNEAU, ALASKA 99801-1795  
PHONE: (907) 465-5321/FAX: (907) 465-5274

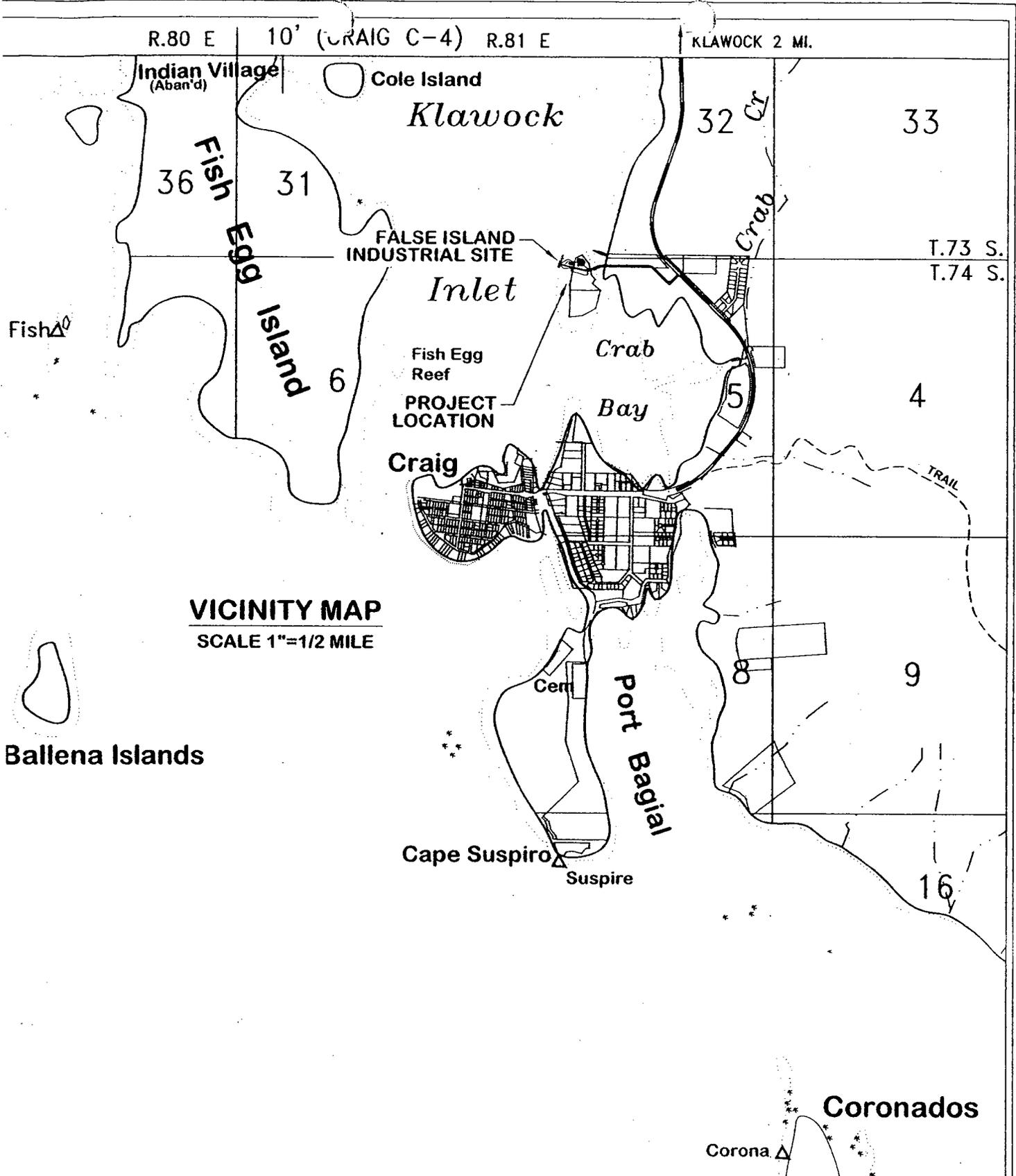
## NOTICE OF APPLICATION FOR STATE WATER QUALITY CERTIFICATION

Any applicant for a federal license or permit to conduct an activity that might result in a discharge into navigable waters, in accordance with Section 401 of the Clean Water Act of 1977 (PL95-217), also must apply for and obtain certification from the Alaska Department of Environmental Conservation that the discharge will comply with the Clean Water Act, the Alaska Water Quality Standards, and other applicable State laws. By agreement between the U.S. Army Corps of Engineers and the Department of Environmental Conservation, application for a Department of the Army permit to discharge dredged or fill material into navigable waters under Section 404 of the Clean Water Act also may serve as application for State Water Quality Certification.

Notice is hereby given that the application for a Department of the Army Permit described in the Corps of Engineers' Public Notice No. **POA-1994-806-M11, KLAWOCK INLET**, serves as application for State Water Quality Certification from the Department of Environmental Conservation.

After reviewing the application, the Department may certify there is reasonable assurance the activity, and any discharge that might result, will comply with the Clean Water Act, the Alaska Water Quality Standards, and other applicable State laws. The Department also may deny or waive certification.

Any person desiring to comment on the project, with respect to Water Quality Certification, may submit written comments to the address above by the expiration date of the Corps of Engineer's Public Notice.

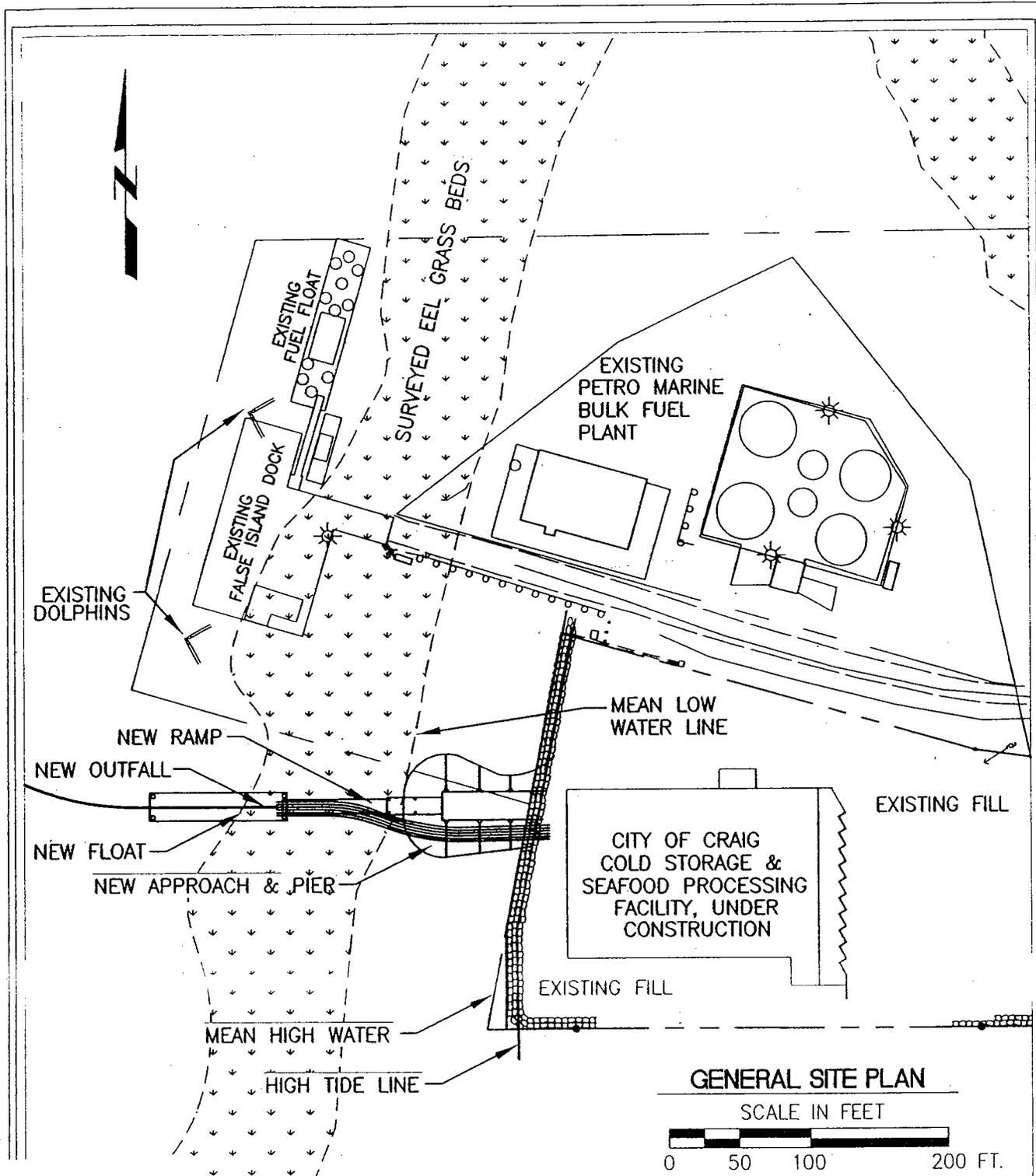


**VICINITY MAP**  
SCALE 1"=1/2 MILE

Ballena Islands

CITY OF CRAIG  
POA-1994-806-M11  
KLAWOCK INLET  
OCTOBER 14, 2008  
SHEET 1 OF 6

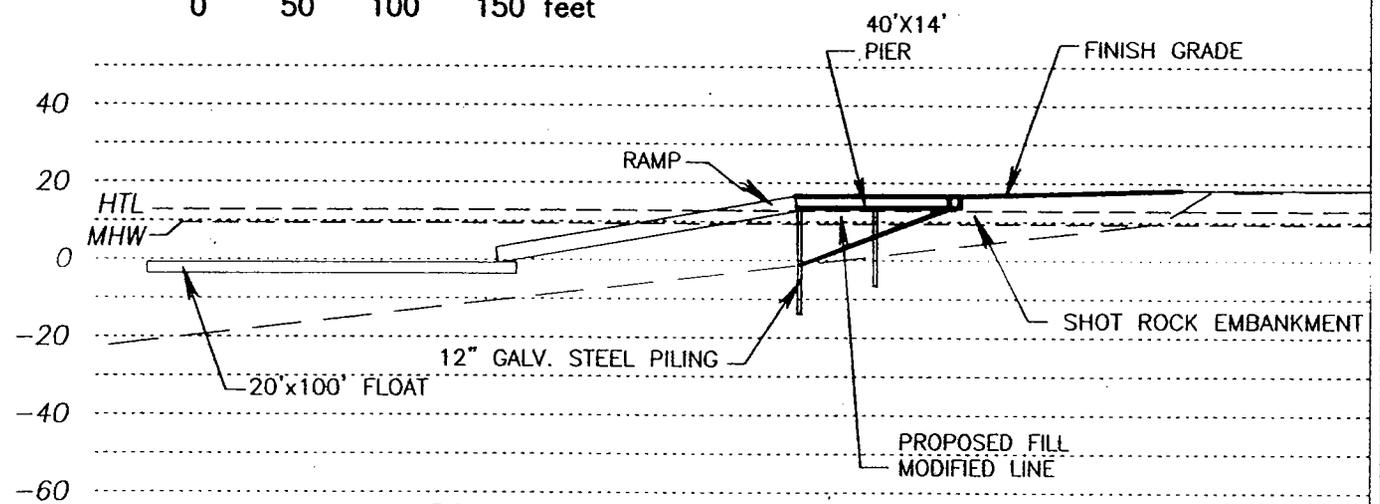
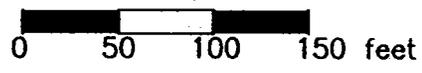
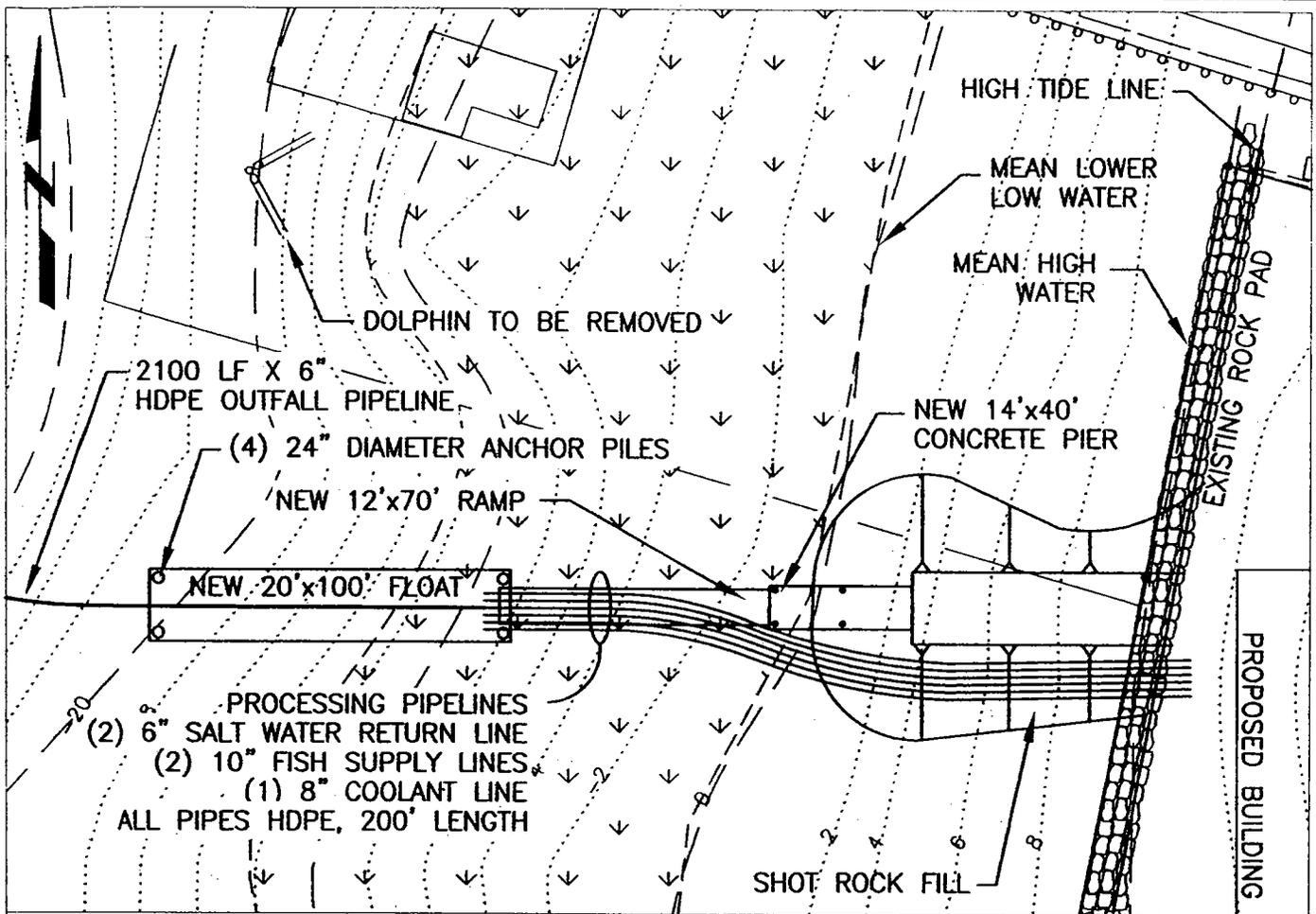
<b>FALSE ISLAND INDUSTRIAL FACILITY</b>	
MODIFY EXISTING PERMIT TO INCORPORATE NEW COLD STORAGE DOCK AND OUTFALL	
<b>APPLICANT:</b> CITY OF CRAIG P.O. BOX 725 CRAIG, AK 99921	<b>AGENT:</b> R&M ENGINEERING-KETCHIKAN 355 CARLANNA LAKE ROAD KETCHIKAN, AK 99901
<b>DATE:</b> 10/14/08 SHEET 1 OF	<b>LOCATION:</b> CITY OF CRAIG <b>WATER BODY:</b> KLAWOCK INLET



**CITY OF CRAIG**  
**POA-1994-806-M11**  
**KLAWOCK INLET**  
**OCTOBER 14, 2008**  
**SHEET 2 OF 6**

DATUM: MLLW  
 HIGH TIDE LINE (HTL) 12.8'  
 MEAN HIGH WATER (MHW) 9.2'  
 MEAN LOWER LOW WATER 0.0

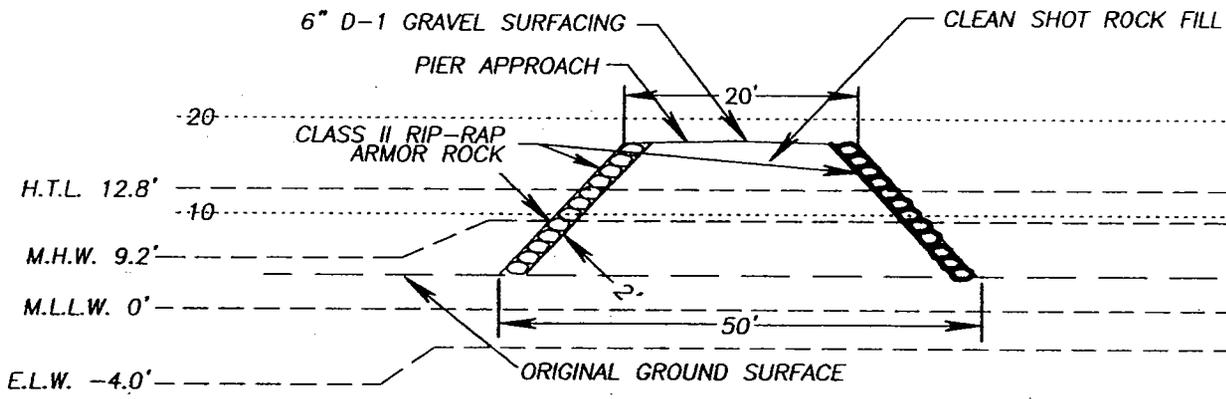
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DATE: 11/10/08 SHEET 2 OF 6	LOCATION: CITY OF CRAIG WATER BODY: KLAWOCK INLET



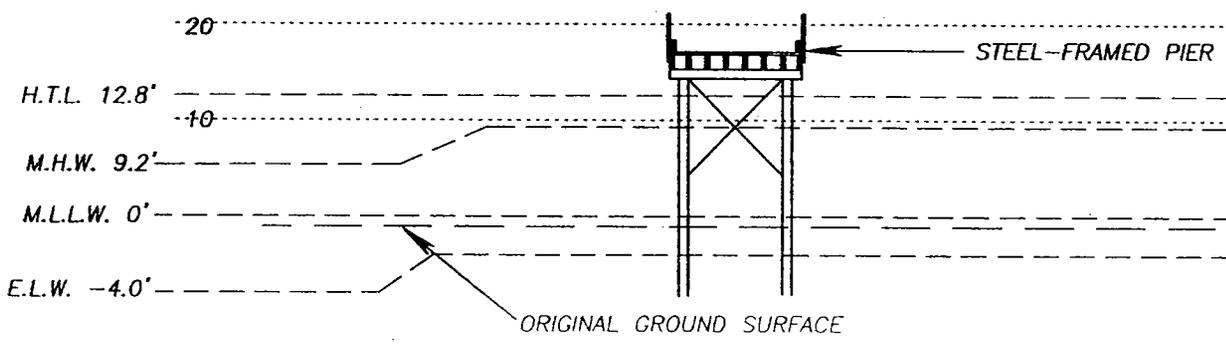
**APPROACH / RAMP / FLOAT**

<b>FALSE ISLAND INDUSTRIAL FACILITY</b> MODIFY EXISTING PERMIT TO INCORPORATE NEW COLD STORAGE FACILITY DOCK AND OUTFALL	
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DATE: 10/14/08 SHEET 3 OF 6	LOCATION: CITY OF CRAIG WATER BODY: Klawock Inlet

CITY OF CRAIG  
 POA-1994-806-M11  
 Klawock Inlet  
 OCTOBER 14, 2008  
 SHEET 3 OF 6



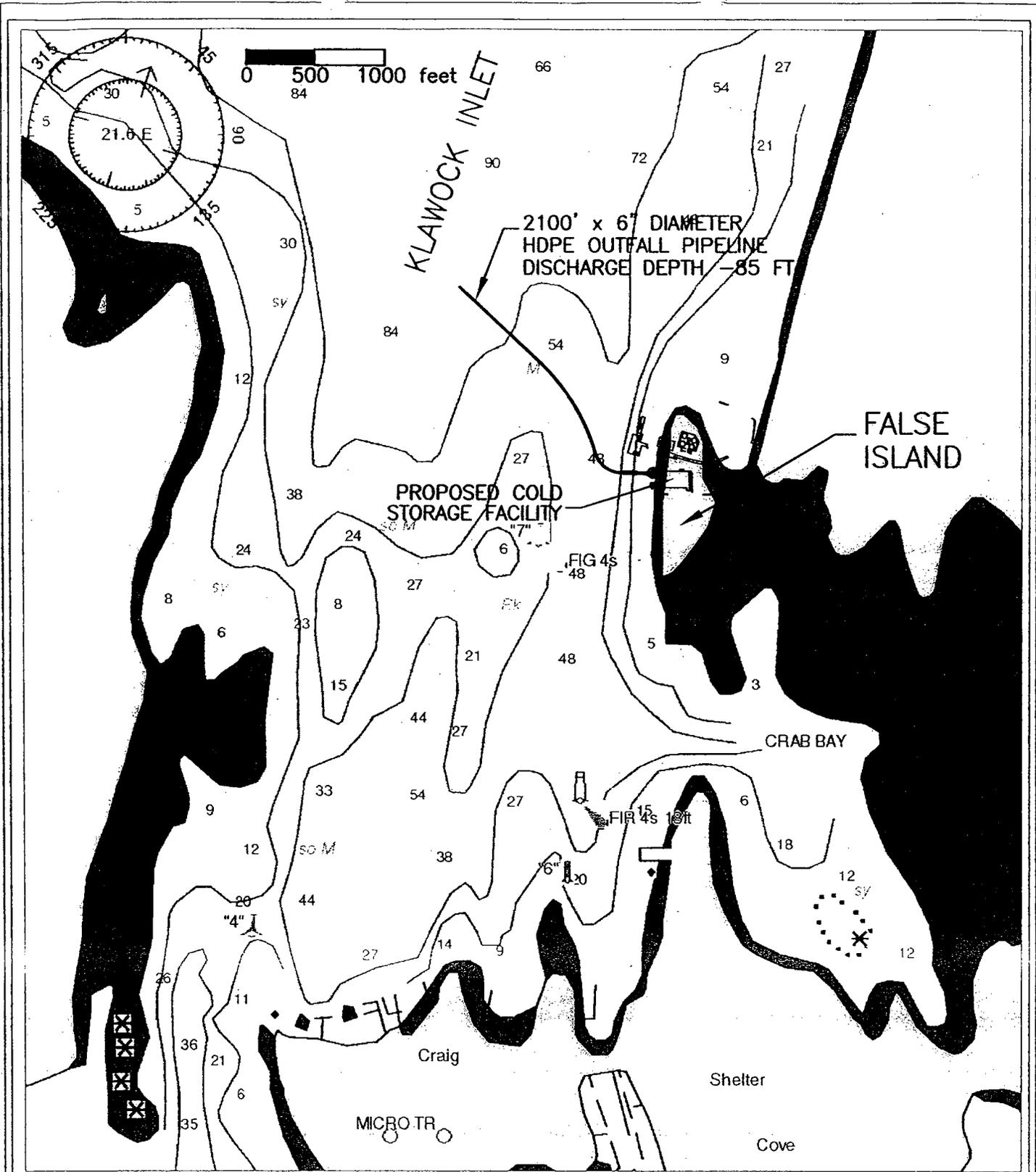
**SECTION A-A**



**SECTION B-B**

CITY OF CRAIG  
 POA-1994-806-M11  
 KLAWOCK INLET  
 OCTOBER 14, 2008  
 SHEET 4 OF 6

FALSE ISLAND INDUSTRIAL FACILITY	
MODIFY EXISTING PERMIT TO INCORPORATE NEW COLD STORAGE FACILITY DOCK AND OUTFALL	
APPLICANT: CITY OF CRAIG P.O. BOX 725 CRAIG, AK 99921	AGENT: R&M ENGINEERING-KETCHIKAN 355 CARLANNA LAKE ROAD KETCHIKAN, AK 99901
DATE: 10/14/08 SHEET 4 OF 6	LOCATION: CITY OF CRAIG WATER BODY: KLAWOCK INLET



OUTFALL DISCHARGE LOCATION: 55°29.465' N  
133°08.981' W

<b>FALSE ISLAND INDUSTRIAL FACILITY</b>	
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DATE: 10/14/08 SHEET 5 OF 6	LOCATION: CITY OF CRAIG WATER BODY: KLAWOCK INLET

CITY OF CRAIG  
 POA-1994-806-M11  
 KLAWOCK INLET  
 OCTOBER 14, 2008  
 SHEET 5 OF 6

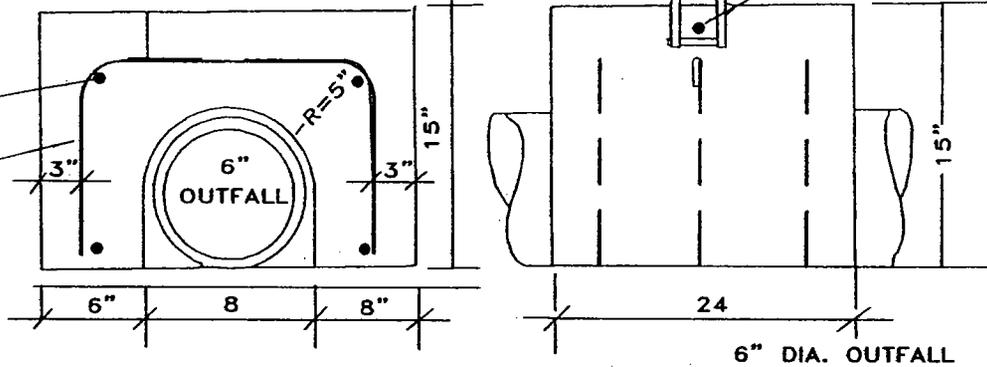
LIFTING EYE

PRE-CAST  
CONCRETE  
PIPE ANCHOR

NO. 4 REBAR  
(TYPICAL)

NO. 5 REBAR  
AT 5" O.C.

NOTE:  
MINIMUM ANCHOR  
WEIGHT 500 LBS



### OUTFALL ANCHOR

NOT TO SCALE

EXISTING  
GROUND

36" MIN.

PIPE DIA

6"

6"

CLEAN SHOT ROCK BACKFILL IN  
DRIVEWAY AREAS

BACKFILL WITH BEACH GRAVEL  
FOR OUTFALL SYSTEMS

6" - 10" DIA. HDPE PIPES, REFER  
TO PLAN DRAWING FOR SIZE/LOCATION

BED PIPE WITH 1"  
CLEAN GRAVEL  
UNDER ROADBEDS OR  
DRIVEWAYS.

### PIPE TRENCH SECTION IN SURF ZONE

NOT TO SCALE

CITY OF CRAIG  
POA-1994-806-M11  
KLAWOCK INLET  
OCTOBER 14, 2008  
SHEET 6 OF 6

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