



Public Notice

US Army Corps
of Engineers

Alaska District

Regulatory Branch (1145b)
105 Trading Bay Road, Suite 105
Kenai, Alaska 99611-7717

Date: 13 October 2004

Expires: 12 November 2004

Identification No: SPN 2004-10

In reply, refer to the above
Identification No.

SPECIAL PUBLIC NOTICE No. 2004-10

Proposal to reissue General Permit 1987-3P
Mooring Buoys on the Kasilof River

Notice is hereby given that the U.S. Army Corps of Engineers (Corps), under the authority of Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), proposes reissuing a general permit 87-30 (GP) for the seasonal placement of mooring buoys in the Kasilof River.

INTRODUCTION: The Kasilof River supports an important commercial and recreational fishery for several species of salmon, steelhead trout and Dolly Varden. The first 2.8 miles of the Kasilof River are used heavily by commercial fishermen for boat moorage during the commercial fishing season, as well as by the various processing plants and weighing stations. Because of this heavy commercial use, and to eliminate the need for a formal 60 to 90 day permit processing period for each mooring buoy, the Corps first authorized the placement of mooring buoys in the Kasilof River on June 20, 1986, with GP 86-1. On April 27, 1987, GP 87-3 was issued for mooring buoys on the Kasilof River, which superceded GP 86-1. Subsequent modifications of GP 87-3 were issued on January 28, 1988 (GP 87-3M), May 16, 1993 (GP 87-3N), and August 24, 1999 (GP 87-3O). These modifications resulted in only minor changes in the General Permit. The current authorization for 121 mooring buoys on the Kasilof River, GP 87-3O, expired on August 24, 2004. Throughout the 18 years the GP has been in existence, the number of mooring buoys authorized has increased from 109 mooring buoys to 121 mooring buoys, located on the first 2.8 miles of the Kasilof River.

The District Engineer (DE) has reviewed the existing GP and proposes the following changes to the GP:

a. The Corps proposes to replace Special Conditions (SC) a-r and General Conditions (GC) a-f from GP 87-3O with GC's 1-16. The following changes to specific SC's and GC's are as follows:

1. GC 1 is being proposed to replace SC p. It requires that the permittee notify the Corps every two years regarding the use of the permitted buoy, as well as requiring the permittee to receive a letter from the Corps every two years verifying the use of this GP.

2. GC 2 is being proposed to replace SC's f, g, h, m, and n. It eliminates the limits on the number of boats allowed to moor at each buoy and the limits on the mooring radius from each buoy.

3. GC 3 is being proposed to replace SC's a, e, i and r. It increases the distance between mooring buoys to "be not less than 165 feet apart in the "lower" river and not less than 135 feet apart in the "upper" river." In addition, river mile and latitude and longitude have been added to this GC to clarify the location of the "old Waterfall Cannery" and the "old ADOT dock".

4. GC 4 is being proposed to replace SC's k and l. It is related to the size and color of the authorized mooring buoys.

5. GC 5 is being proposed to replace SC o. It requires that mooring buoys are not placed in the river prior to April 1 and must be removed by November 1 of each year.

6. GC 9 is being proposed to replace GC d. This clarifies the process of transferring permits.

7. GC's 10-13 are newly proposed GC's.

8. Because the GP is only subject to Section 10 of the Rivers and Harbors Act and is not subject to Section 404 of the Clean Water Act, all conditions related to the need for a 401 Water Quality Certification have been removed as it is not required for Section 10 only actions.

9. SC's j and q and GC's a and f are proposed to be eliminated.

b. The DE is proposing to not reauthorize the use of mooring buoy #57 in order to maintain adequate navigation capacity in this section of the river.

c. New headings are proposed for: "Penalties for Violations," "Authorization Procedure" and "Evaluation Criteria Used For Project Verifications."

e. New maps have been made showing the approximate location for each proposed mooring buoy.

GPs are considered appropriate for activities which are substantially similar in nature, which cause only minimal adverse environmental impacts when performed separately, which would have only minor cumulative effects on the aquatic environment, not contrary to the public interest and when it would provide a more effective administration of the Rivers and Harbors Act of 1899 without creating an undue burden on the public.

This GP would authorize the seasonal placement of mooring buoys in the Kasilof River, if after consultation with Federal and State regulatory and resource agencies, and public input, the DE determines that the proposed class of activities would be minor, and would not have more than minimal individual or cumulative impacts on the aquatic environment.

PROPOSED ACTIVITY: The Alaska District, Corps proposes to issue GP 1987-3P. A draft copy of the GP 1987-3P is attached for review and comment. The authorized purposes for the activity would be for the moorage of fishing vessels during the commercial fishing season. The objective of the GP authorization is to: 1. Expedite the permitting process by relieving the regulatory burden of a 60-90 day review process on permittees with authorized

mooring buoy sites on the Kasilof River; 2. Allow the DE to better allocate regional resources towards projects having greater potential to harm the aquatic environment.

ADDITIONAL INFORMATION:

No vacant mooring buoys will be reassigned until the DE has decided if it would be in the public's best interest to reassign these location or revoke the current locations.

WATER QUALITY CERTIFICATION: GP 1987-3P would only authorize activities under Section 10 of the Rivers and Harbors Act of 1899, therefore, a certification or waiver of certification as required under Section 401 of the Clean Water Act (Public Law 95-217) is not required.

COASTAL ZONE MANAGEMENT ACT CERTIFICATION: The DE has determined that the proposed GP would have reasonably foreseeable affects on the KPB Coastal Zone District. The DE believes that the proposed GP is consistent to the maximum extent practicable with the Alaska Coastal Management Program as a Federal Agency Review and has begun the process to obtain a Consistency Determination from the Alaska Department of Natural Resources, Office of Project Management and Permitting (OPM&P). The proposed GP would not be issued until the OPM&P concurs that this proposal complies with the Alaska Coastal Management Program.

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 proposal to issue the GP. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

CULTURAL RESOURCES: The Corps has conditioned the GP to protect cultural resources. Any comments the State Historic Preservation Officer has 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 Corps has conditioned the GP to protect endangered species. Preliminarily, the described activity will not affect threatened or endangered species, or their critical habitat designated as endangered or threatened, 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. 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 proposed work is being evaluated for possible effects to Essential Fish Habitat (EFH) pursuant to the Magnuson Stevens Fishery Conservation and Management Act of 1996 (MSFCMA), 16 U.S.C. et seq and associated federal regulations found at 50 CFR 600 Subpart K. The Alaska District includes areas of EFH as Fishery Management Plans. We have reviewed the January 20, 1999, North Pacific Fishery Management Council's Environmental Assessment to locate EFH area as identified by the National Marine Fisheries Service (NMFS). We have determined that the proposed GP would not adversely affect EFH, including anadromous fish and federally managed fishery resources. Conditions have been incorporated into the GP to provide for protection of anadromous fish resources.

SPECIAL AREA DESIGNATIONS: None

FLOODPLAIN MANAGEMENT: Evaluation of the described activities shall include conformance with appropriate State and local floodplain standards, consideration of alternative sites and construction methods, and weighing of the short and long-term environmental impacts of the proposed work on floodplains and management thereof.

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 decision whether to authorize a proposal, and if so, the conditions under which it will be allowed to occur, are therefore determined by the outcome of the general balancing process. That 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. 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 Engineer 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.

A provisional determination has been prepared indicating that this proposed GP for the seasonal placement of mooring buoys in the Kasilof River complies with the requirements for issuance under GP authority. This document is available for viewing at the U.S. Army Corps of Engineers, Alaska District, Regulatory Branch, Kenai Field Office, 105 Trading Bay Road, Suite 105, Kenai, Alaska. In addition, a cumulative impact analysis will also be available for viewing at the address above, prior to GP implementation.

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 Ms. Lisa M.

Gibson at (907) 283-3519 or by email at lisa.m.gibson@poa02.usace.army.mil if further information is desired concerning this notice.

AUTHORITY: This GP is subject to 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).

The proposed GP and a Notice of Application for Certification of Consistency with the Alaska Coastal Management Program are attached to this Public Notice.

District Engineer
U.S. Army, Corps of Engineers

Attachments

DRAFT GENERAL PERMIT 1987-3P

Under the authority of Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403) the Secretary of the Army proposes to reauthorize the Alaska General Permit (GP) 87-30 for mooring buoys on the Kasilof River with GP 1987-3P. The permit allows for mooring buoys to be seasonally placed on the Kasilof River for a period of five years.

This GP is valid for a period of four years and six months from the date of issuance. The District Engineer (DE) of the Alaska District Corps of Engineers (Corps) may, at any time during this period, alter, modify, or revoke the permit if he deems such action to be in the public interest.

AUTHORIZED ACTIVITIES:

This GP authorizes the seasonal placement of mooring buoys and associated anchors and chains in the Kasilof River for the purpose of conducting commercial fishing operations.

ACTIVITIES NOT AUTHORIZED UNDER THE GP:

The placement of any dredged and/or fill material into waters of the U.S., including wetlands.

INSPECTION:

The DE, or his designated representative, may 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 this GP.

GENERAL CONDITIONS: Each buoy owner (permittee) shall be required to obtain a letter from the Corps verifying their use of this GP. Verifications will be valid for a period of 2 years and may be extended by the permittee upon confirming their use of the permit.

All activities identified and authorized by this permit shall be consistent with the following conditions:

1. The permittee shall notify the Corps every two years regarding the use of the permitted buoy and any address changes. Individual verifications shall expire if the permittee does not use the authorized buoy location over two consecutive years, if the permittee does not submit the required information to the Corps on the required date and if the Corps does not issue a letter verifying the use of this GP.
2. The mooring buoys and attached vessel(s) shall be placed and kept outside of the navigation channel so as not to impede or obstruct navigation, or otherwise hinder safe access to, and use of the waterway by the general public. In addition, mooring buoys shall not be placed in locations that would hinder safe access to, or use of existing docks, piers, boat launch ramps, buoys, dolphins, floats, piles, or any other existing structures or facilities within the Kasilof River. The number of vessels moored to each buoy, the size of the anchor and associated chains as well as the swinging radius of the buoy and attached vessel(s) shall be considered when determining compliance with this condition.
3. All buoy locations and numbers shall be assigned by the Corps and the permittee shall be responsible for placing and maintaining authorized buoys at the assigned location shown on the attached map. Mooring buoys assigned by the Corps shall be located not less than 165 feet apart in the lower river and not less than 125 feet apart in the upper river. The dividing line between the upper and lower river is the upstream side of the old "Waterfall Cannery" located at Kasilof River mile 0.61, Latitude: 60° 22.90' N, Longitude: 151° 17.24' W. In addition, no mooring buoy shall be placed within 150 feet of the old ADOT dock, located at river mile 0.1, Latitude: 60° 23.18' N, Longitude: 151° 17.87' W.
4. The color of all buoys shall be white or international orange and shall be a minimum of 24 inches in diameter, clearly marked with the buoy number in black figures with a minimum of 2" high lettering. (i.e. mooring buoy number 1 in the Kasilof River shall have the designation KAS 1).

5. Mooring buoys may not be set in the Kasilof River prior to April 1 of each year and shall be removed by November 1 of each year.

6. Regarding disputes involving the placement of buoys, the permittee agrees that the Corps' decision is final. The permittee agrees to take the action directed by the Corps in resolving such disputes including relocation or removal of the buoy.

7. The permittee agrees not to use any buoy for which the Corps is involved in the resolution of a violation or disputed location and has so notified the permittee. The permittee further agrees that he or she will make arrangements to moor boats elsewhere until the conflict is resolved to the satisfaction of the DE.

8. The permittee shall maintain the activity authorized by this GP in good condition and in conformance with the terms and conditions of the GP. The permittee is not relieved of this requirement if the permitted activity is abandoned (i.e. permittee moves, dies, etc.), although the permittee may make a good faith transfer to a third party in compliance with GC 9 below. Should the permittee wish to cease to maintain the authorized activity or desire to abandon it without a good faith transfer, approval from this office must be obtained.¹

9. The permittee may transfer their authorization by written notification to this office. At initial contact, please provide the full name, address, and phone number of the transferee. A letter must be received from the permittee requesting and authorizing the transfer. A second letter must be received from the transferee stating their agreement to comply with all terms and conditions of the GP. This written agreement must be included in the permit file for final authorization.

10. Your use of the permitted activity must not interfere with the public's right to free navigation on all navigable waters of the United States.

11. You must install and maintain, at your expense, any safety lights and signals prescribed by the United States Coast Guard (USCG), through regulations or otherwise, on your authorized facilities. The USCG may be reached at the following address and telephone number: Commander (oan), 17th Coast Guard District, P.O. Box 25517, Juneau, Alaska 99802, (907) 463-2269.

12. 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 his 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 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.

13. The proposed activity shall not adversely affect any designated critical habitat or species listed as threatened or endangered under the Endangered Species Act of 1973, as amended. In addition, the proposed activity shall not jeopardize the continued existence of any proposed species or result in the destruction or adverse modification of proposed critical habitat.

14. If you discover any previously unknown historic or archeological remains while accomplishing the activity authorized by this GP, you must immediately notify this office, and the State Historic Preservation Office of what you have found. The Corps 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.

¹ Permits do not automatically transfer upon abandonment of the permit by the permittee. A request for a transfer must be submitted in accordance with GC 9.

PENALTIES FOR VIOLATIONS:

All work performed shall be in compliance with the terms and conditions of this GP. Failure to comply with the terms and conditions of this GP may result in suspension of the work, revocation of the permit, removal of mooring buoys, and/or imposition of penalties as provided by law.

Any work in and/or structures placed in the Kasilof River not in accordance with the terms and conditions of this GP is a violation of Section 12 of the Rivers and Harbors Act (33 U.S.C 406) providing penalties of not less than \$500, and not more than \$2,500, per day of violation or by imprisonment of up to one year, or both.

LIMITS OF THIS AUTHORIZATION:

1. This permit does not obviate the need to obtain other Federal, state, or local authorizations required by law.
2. This permit does not grant any property rights or exclusive privileges.
3. This permit does not authorize any injury to the property or rights of others.
4. This permit does not authorize interference with any existing or proposed Federal Project.

LIMITS OF FEDERAL LIABILITY:

In issuing this permit, the Federal Government does not assume any liability for the following:

1. Damages to the permitted project or uses thereof as a result of other permitted or unpermitted activities or from natural causes.
2. Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the U.S. in the public interest.
3. Damages to persons, property, or to other permitted or unpermitted activities or structures caused by the activity authorized by this permit.
4. Design or construction deficiencies associated with the permitted work.
5. Damage claims associated with any future modification, suspension, or revocation of this permit.

AUTHORIZATION PROCEDURE:

A. Current Permittees:

For individuals that were authorized the placement of one or more mooring buoys in the Kasilof River under General Permit 87-30, authorization of GP 1987-3P will be given without further public review provided the permittee gives written notification of intended activity to the Corps regarding their intended use of the authorized buoy location and their agreement to comply with all terms and conditions of this GP.²

The notification must include the following information³:

- 1) The current name, address and telephone number of the permittee;
- 2) The Kasilof River mooring buoy number and Corps file number;

² Mailing instructions can be obtained by calling the Corps at (907) 753-2712 or (907) 283-3519.

³ A sample form that can be returned to this office is attached to the back of this permit.

- 3) Use of the mooring buoy during the previous 2 fishing seasons;
- 4) Intended use of the mooring buoy for the following fishing season;
- 5) Verification of the location of the proposed mooring buoy; and;
- 6) A statement verifying that the permittee has read and agrees to comply with all terms and conditions of the GP.

Following receipt of the required information the Corps will issue a letter of authorization to the permittee.

B. New Permittees

Individuals wishing to be considered for buoy authorization in locations where previous authorizations have expired, been abandoned or revoked should contact this office, in writing. A list will be kept in the order requests are received.

This request must include the following information⁴:

- 1) The current name, address and telephone number of the project proponent;
- 2) The location and number of the preferred location for a mooring buoy in the Kasilof River; and
- 3) The purpose and need for a mooring buoy in the Kasilof River.

In order for the permittee to retain their authorization under GP 1987-3P, a notification of intended activity must be received by December 31 every two years.⁵

EVALUATION CRITERIA USED FOR PROJECT VERIFICATIONS:

In reviewing all proposed projects for this GP, the DE will determine whether or not the proposal:

- 1) Is consistent with the GP;
- 2) Will have a negative impact on navigation;
- 3) Will result in more than minimal individual or cumulative adverse environmental effects; and,
- 4) Is contrary to the public interest.

After this determination is made, the DE will notify the applicant in writing to verify the proposal either qualifies for the GP, which may include special conditions necessary to avoid and minimize impacts to the aquatic environment, or it does not qualify for the GP and a standard individual permit is required.

Should a standard individual permit be required, the DE will publish a public notice in accordance with 33 CFR Part 325.3(d).

REEVALUATION OF PERMIT DECISION:

The Corps may reevaluate its decision to verify a GP authorization to any permittee at any time the circumstances warrant. Circumstances that could require a reevaluation include, but are not limited to, the following:

1. The permittee fails to comply with the terms and conditions of this permit.
2. The information provided by the permittee in support of the application proves to have been false, incomplete or inaccurate.

⁴ Alternatively, an applicant may elect to submit either the Kenai River Center's Multi-Agency Permit Application or application form, ENG Form 4345, Jul 97.

⁵ The dates the form must be received by are: December 31, 2004, December 31 2006, and December 31, 2008.

3. Substantial new information surfaces, which this office did not consider in reaching the original public interest determination.

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.

MODIFICATION, REVOCATION AND EXTENSION OF THE GENERAL PERMIT:

Should, at any time, the DE determine that the individual or cumulative effects of the activities authorized herein are having an unacceptable adverse effect upon the public interest, the DE may modify or revoke this GP with the issuance of a Public Notice. Should the DE revoke the GP all new applications will be evaluated under other available permit application review procedures. The DE will also decide on a case-by-case basis if prior GP verifications should be revoked, suspended, or modified.

The DE, during the fifth year of the GP, will review the GP along with the work verified under it in order to determine if the GP should be modified, extended, or discontinued.

DRAFT

District Engineer
U.S. Army, Corps of Engineers

**NOTIFICATION OF INTENDED ACTIVITY FORM FOR THE PLACEMENT
OF MOORING BUOYS IN THE KASILOF RIVER UNDER THE
CORPS OF ENGINEERS GENERAL PERMIT 1987-3P**

1. Contact Information:

NAME _____

PHONE-DAY _____

ADDRESS 1 _____

PHONE-EVENING _____

ADDRESS 2 _____

FAX _____

CITY _____ STATE _____ ZIP _____

E-MAIL _____

2. Corps File Number _____

3. Mooring Buoy(s) Number _____

4. Was your buoy(s) placed in the Kasilof for the previous 2 fishing seasons? Yes No

5. If no, which year(s) were your buoys not placed? _____

5. Do you intend to place the buoy in the Kasilof during the next fishing season? Yes No

6. Do you place your buoy in the location permitted by the Corps? Yes No

7. Additional Comments:

DRAFT

By signing this, I am verifying that I have read and agree to comply with all terms and conditions of GP 1987-3P.

Signature: _____

Date: _____

PERMIT HOLDER	FILE NUMBER	MOORING BUOY NUMBER
Vincent Arbucci	POA-1984-242-B	1
Salamatof Seafoods	POA-1981-113-B	2
Ocean Beauty Seafoods	POA-1986-300-B	3, 4, 5
Vacant	POA-1986-472-B	6
Jerry L. Hatten	POA-1986-352-B	7
Icicle Seafoods	POA-1986-247-B	8, 9, 10
John W. Martin	POA-1986-366-B	11
Snug Harbor Seafoods	POA-1982-161-B	12, 13
John Brockel	POA-1986-480-B	14
Salamatof Seafoods	POA-1982-655-B	15, 16
Salamatof Seafoods	POA-1982-104-B	17
The River Company LLC.	POA-1982-199-B	19, 20, 21, 22, 23, 24
Robert Correia, Ronald Russell, Linda Wright	POA-1995-587-B	25
Heath Duncan	POA-1986-461-B	26
Dan Evenson	POA-1986-471-B	27
Dick Gunlogson	POA-1986-478-B	28
Snug Harbor Seafoods	POA-1982-161-B	29, 30, 31, 32
Vacant	POA-1986-460-B	33
Kelly Duncan	POA-1986-453-B	34
Freddie Blevins	POA-1986-346-B	35
Icicle Seafoods Inc	POA-1986-345-B	36
Vacant	POA-1986-458-B	37
Emmet Heidemann	POA-1986-477-B	38
Theo Matthews	POA-1986-160-B	39
George Clouston	POA-1986-378-B	40
Vacant	POA-1986-427-B	41
Ocean Beauty Seafoods	POA-1986-491-B	42, 43
Dan Garroutte	POA-1986-497-B	44
Cynthia Duffy	POA-1986-479-B	45
Cherrier King & Cherrier	POA-1984-454-B	46, 47, 48
Forest Tressler	POA-1986-209-B	49, 50
Debra Holle	POA-1986-148-B	51, 52
Lee Martin	POA-1986-502-B	53
Tony Western	POA-1986-283-B	54
Van Swan	POA-1985-257-B	55
Roland Maw	POA-1986-489-B	56
Vacant	POA-1985-192-B	57
Dorius And Helen Carlson	POA-1978-049-B	58, 59, 60
Inlet Fisheries Inc	POA-1986-401-B	61, 62
Robert Warner	POA-1986-282-B	63
Ken Duffus	POA-1994-1109-B	64
Bruce Gabrys	POA-1986-279-B	65
Stephen Vanek Jr.	POA-1986-464-B	66
John D. Mccombs	POA-1986-465-B	67

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Ronald Cox	POA-1986-496-B	68
Ocean Beauty Seafoods	POA-1986-491-B	69, 70, 71
Icicle Seafoods	POA-1992-229-B	72
Ocean Beauty Seafoods	POA-1986-300-B	73
Eds Kasilof Seafoods	POA-1986-521-B	76
Jack Hughes	POA-1986-536-B	77
Steve Webb	POA-1986-494-B	78
Cosmo Mercurio	POA-1986-404-B	79, 80
Lawrence Waechtler	POA-1986-389-B	81, 82
Kasilof Riverside Properties	POA-1986-416-B	83, 84
Kasilof Riverside Properties	POA-1965-37-B	85, 86, 87, 88, 89, 90, 91, 92, 93, 94
Gary Jackinsky	POA-1986-538-B	95
Ridgley Stier	POA-1986-557-B	96
Emmet Heidemann	POA-1986-559-B	97
Inlet Fisheries Inc	POA-1987-273-B	98, 99, 100, 101, 102, 103
David Scheer	POA-1987-659-B	104
Emmet Heidemann	POA-1988-215-B	105
Dave Beck	POA-1988-214-B	106
Vacant	POA-1988-213-B	107
Daniel A. Smith, Jr	POA-1988-217-B	108
Dyer Vandevere	POA-1988-212-B	109
Jerold Breuneman	POA-1988-216-B	110
Icicle Seafoods Inc	POA-1988-552-B	111
Icicle Seafoods Inc	POA-1988-551-B	112
Vacant	POA-1988-553-B	113
Kurt Weichand	POA-1988-550-B	114
Deborah Nakada	POA-1988-554-B	115
Vacant	POA-1988-555-B	116
Larry Gjovig	POA-1989-354-B	117
Dragnet Fisheries	POA-1990-415-B	118, 119, 120
Vacant	POA-1990-416-B	121

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STATE OF ALASKA

OFFICE OF THE GOVERNOR

**DEPARTMENT OF NATURAL RESOURCES
OFFICE OF PROJECT MANAGEMENT AND PERMITTING**

ALASKA COASTAL ZONE MANAGEMENT
550 WEST 7TH AVENUE, SUITE 1660
ANCHORAGE, ALASKA 99501-3568

**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 Office of Project Management and Permitting 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 Special Public Notice No. **2004-10**, will comply with the Alaska Coastal Management Program and that the project will be conducted in a manner consistent with that program.

The Office of Project Management and Permitting requests your comments, particularly on the proposed project's consistency with the affected local coastal district management program. For more information on the consistency review contact OPMP at (907) 269-7470 or (907) 465-3562, or visit the ACMP web site at <http://www.gov.state.ak.us/gdc/Projects/projects.html>.