



# Public Notice

US Army Corps  
Of Engineers  
Alaska District  
Regulatory Branch (1145b)  
Juneau Field Office  
8800 Glacier Highway  
Juneau, Alaska 99801

Date:  
23 June 2005  
Identification No.  
SPN-2005-09  
In reply refer to above Identification

## SPECIAL PUBLIC NOTICE POA-1990-592-M, LYNN CANAL 31

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), and Section 404 of the Clean Water Act (33 U.S.C. 1344), has issued on June 17, 2005, a Corps permit to Coeur Alaska, Incorporated, hereafter referred to as Coeur, authorizing a modification to the original permit, POA-1990-592-2.

**PERMITTEE:** Coeur Alaska, Incorporated, 3031 Clinton Drive, Suite 202, Juneau, Alaska 99801-7106.

**LOCATION:** The project site is located within section 1, T. 36 S., R. 61 E.; and sections 10, 14, 15, 23 through 25, and 36, T. 35 S., R. 61 E., Copper River Meridian; USGS Quadrangle Juneau D-4; Latitude 58°46'56" North, Longitude 134°00'36" West; north of Juneau, Alaska.

**AUTHORIZED WORK:** Dredge, place structures, and discharge an approximate total of 3,487,950 cubic yards (cy) of fill and dredged fill materials into an approximate total of 61.7 acres of waters, including forested and scrub shrub wetlands, deep-water habitat, and into waters and navigable waters of the United States (U.S.), in conjunction with the construction of new mine facilities and associated infrastructure. Approximately 65.49 acres of U.S. waters will be mechanically land cleared, prior to excavation and/or construction activities.

	<u>Acres of Impacted Waters (Acres)</u>	<u>Fill Volume (cy)</u>
<b>Facilities</b>		
Jualin Process Area	1.10	21,000
Jualin Dev. Rock Storage	4.30	100,000
Jualin Access Road	8.30	26,000
Tailings Facility Access Rd.	5.00	22,000
Tailings Lake Storage	23.50	3,168,000
Tailings Lake Margin	8.25	450
Tailings Water Treatment	0.24	1,000
Tailings Lake Diversion	0.01	25
Tailings Pipeline & Road	3.00	15,000
Tailings Dam Facility	5.90	120,000
Slate Creek Cove Terminal	1.90	10,475
Slate Creek Cove Stockpile	0.20	4,000
<b>TOTALS</b>	<b>61.70</b>	<b>3,487,950</b>

**ADDITIONAL INFORMATION:** The project was described in the Draft Supplemental Environmental Impact Statement for the Kensington Gold Project, prepared by Tetra Tech, Incorporated, for the U.S. Forest Service, January 23, 2004, and in the

Final Supplemental Environmental Impact Statement, dated December 2004, for the Kensington Gold Project. These two documents included a complete project impact analysis and review of the direct, secondary, cumulative, and reasonable foreseeable impacts of the project as well as pertinent alternatives.

The acreages and fill volumes in the original public notice stated that approximately 5,451,700 cy would be discharged into approximately 69.2 acres of waters of the U.S. These numbers were incorrect and have been updated (see below): the applicant had included in their table of expected impacts, not only acreages of the proposed work, but also the acreages and volumes for actions that had been authorized under the original permit, whether actually constructed or not, as well as other actions that did not require authorization. Note the total area of waters of the U.S. that will be impacted is 61.7 acres. Also, the Jualin Development Rock Storage site and a short segment of Slate Creek, under the proposed embankment, will be the only fills that will not be reclaimed as waters of the United States. All other water/wetland fill sites will be reclaimed as waters or wetlands, as appropriate in accordance with the Kensington Gold Project's Final Plan of Operations", to include "Appendix 1, Reclamation and Closure Plan. The permanent net loss of waters of the United States will be approximately 7.74 acres.

The Department of the Army permit carries 32 conditions, to include the following two:

- \* Permittee shall comply with the terms and conditions of the most recent approved copy of the Kensington Gold Project's "Final Plan of Operations", to include "Appendix I, Reclamation and Closure Plan". All measures involving concurrent and end-of-project reclamation in wetlands shall become enforceable conditions of the Department of Army, Sections 10 and 404 permit. The Corps recognizes that the reclamation document is a 'living' document and will undergo many revisions between now and project closure, to comply with pertinent Federal, state and local regulations.
- \* The waters and the discharged processed mine tailing sediments, located in Lower Slate Lake, shall be tested by the permittee at lake closure or just prior to cessation of further discharging of mine wastes into Lower Slate Lake, in accordance with appropriate testing requirements (at the time of closure) for the presence of toxic materials and contaminants and the results shall be made available to the United States Army Corps of Engineers, Regulatory Branch, Alaska District, for dissemination to the appropriate State and Federal resource agencies.

The following action, which was authorized May 6, 1998, by Department of the Army permit POA-1990-592-2 (2-90059), is hereby eliminated from authorization:

"Mechanized land clearing, followed by the excavation of wetlands, and the placement of fill to construct the base, containment and drain structures for the dry tailings storage facility (DTF), a footprint of 113 acres in wetlands."

Persons requesting a copy of either the Corps permit, or the Record of Decision, or both, should either mail or fax a request to the above address, providing your name and address.

District Engineer  
U.S. Army, Corps of Engineers

Attachment(s)