



US Army Corps  
of Engineers  
Alaska District

# Public Notice of Application for Permit

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

<b>PUBLIC NOTICE DATE:</b>	<b>March 13, 2019</b>
<b>EXPIRATION DATE:</b>	<b>March 28, 2019</b>
<b>REFERENCE NUMBER:</b>	<b>POA-2018-00418</b>
<b>WATERWAY:</b>	<b>Copper River</b>

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

All comments regarding this Public Notice (PN) should be sent to the address noted above. If you desire to submit your comments by email, you should send it to the Project Manager's email as listed below or to [regpagemaster@usace.army.mil](mailto:regpagemaster@usace.army.mil). All comments should include the PN reference number listed above.

All comments should reach this office no later than the expiration date of this PN to become part of the record and be considered in the decision. Please contact Jeremy Grauf at (907) 753-2798, toll free from within Alaska at (800) 478-2712, by fax at (907) 753-5567, or by email at [Jeremy.Grauf@usace.army.mil](mailto:Jeremy.Grauf@usace.army.mil) if further information is desired concerning this notice.

**APPLICANT:** Mr. Ronald Nordquist

**LOCATION:** The project site is located on Cordova Avenue, Lot 6, Block 6, Copperville Subdivision #1, at Latitude 62.076933° N, Longitude: 145.415668° W, within Copperville, Alaska.

**SPECIAL AREA DESIGNATION:** The project is located within the Copper River, which is a navigable water of the U.S. and is in the Anadromous Waters Catalog #212-20-10080.

**PURPOSE:** The applicant's stated purpose is to block the new channel that the river has cut, which is eroding the applicant's property, in order to prevent additional bank erosion.

PROPOSED WORK: The applicant is proposing to place twelve 2-feet x 2-feet x 6-Feet concrete blocks and discharge approximately 66.7 cubic yards of river rock fill material into 0.008 acre five feet from the main channel of the Copper River, and discharge approximately 100 cubic yards of fill material into 0.03 acre of back channel along the applicant's property in order to stabilize the bank of the Copper River and prevent further erosion at the applicant's property. All work would be performed in accordance with the enclosed plan (sheets 1-4), dated March 10, 2019.

ADDITIONAL INFORMATION: N/A

APPLICANT PROPOSED MITIGATION: The applicant proposes the following mitigation measures to avoid, minimize, and compensate for impacts to waters of the U.S. from activities involving discharges of dredged or fill material.

a. Avoidance: The applicant's proposed purpose is to prevent erosion on the Copper River to protect property, therefore, avoidance of waters of the U.S. is not possible.

b. Minimization: The applicant is proposing to use the least amount of fill material possible while still fulfilling the stated project purpose.

c. Compensatory Mitigation: The applicant states that the proposed work would be minimal, and therefore, the applicant has not proposed compensatory mitigation.

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.

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 cultural resources in the permit area or within the vicinity of the permit area. The permit area has been determined to be the area by the Copper River main channel and near the applicant's property where work would be performed depicted on enclosed plan (sheet 3 of 4). Consultation of the AHRs constitutes the extent of cultural resource investigations by the Corps of Engineers (Corps) at this time, and we are otherwise unaware of the presence of such resources. The Corps has made a No Potential to Cause Effects determination for the proposed project. Consultation with the State Historic Preservation Office (SHPO) is not required, however, 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.

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).

No EFH species are known to use the project area.

We have determined the described activity would not adversely affect EFH in the project area.

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 PN 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 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 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 and a 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

DEPT. OF ENVIRONMENTAL CONSERVATION  
DIVISION OF WATER

Wastewater Discharge Authorization Program (WDAP) / 401 Certification

DEPARTMENT OF ENVIRONMENTAL CONSERVATION  
WDAP/401 CERTIFICATION  
555 CORDOVA STREET  
ANCHORAGE, ALASKA 99501-2617  
PHONE: (907) 269-6285 | EMAIL: [dec-401cert@alaska.gov](mailto:dec-401cert@alaska.gov)

## 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 (PN) Reference Number **POA-2018-00418, Copper River**, 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 or via email to [dec-401cert@alaska.gov](mailto:dec-401cert@alaska.gov) by the expiration date of the Corps of Engineer's Public Notice. All comments should include the PN reference number listed above. Mailed comments must be postmarked on or before the expiration date of the public notice.

### Disability Reasonable Accommodation Notice

The State of Alaska, Department of Environmental Conservation complies with Title II of the Americans with Disabilities Act of 1990. If you are a person with a disability who may need special accommodation in order to participate in this public process, please contact Theresa Zimmerman at 907-465-6171 or TDD Relay Service 1-800-770-8973/TTY or dial 711 within 5 days of the expiration date of this public notice to ensure that any necessary accommodations can be provided.



# Community Map TAZLINA

62° 03' 47" N      145° 25' 05" W (NAD 83)












Approximate Elevation: 1100'

Townships 3 and 4 North, Ranges 1 West, C.R.M., AK

U.S.G.S. Quadrangle "GULKANA A-3," Alaska

CHITINA RECORDING DISTRICT

LEGEND

- |   |                      |   |                       |
|---|----------------------|---|-----------------------|
|  | Residential Building |  | Street Light          |
|  | Commercial Building  |  | Electric Line w/pole  |
|  | Public Building      |  | Underground Electric  |
|  | Survey Meander       |  | Telephone Line w/pole |
|  | Easement             |  | GL Government Lot     |
|  | 17(b) Easement       |   |                       |



SCALE IN FEET

SCALE: 1"=300'

Date of Photography: May 11, 2005

Magnetic Declination computed by U.S.G.S. Geomag  
Program using WMM-2005.COF model as of March 13, 2006.

SHEET  
1 of 3



NW1/4SE1/4  
S1/2SE1/4  
Pat. 1213491  
State of Alaska

Pat. 50-80-0002 Surface  
Tazlina, Inc. (Ahtna Successor)  
Pat. 50-80-0003 Subsurface  
Ahtna, Inc.

145°26'59" W  
62°04'41" N

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Sheet 1 of 5  
March 10, 2019

T. 4N. R 1W.

SEC. 32

SEC. 5

GL 1  
Lots 1 and 2, Sec 5  
Pat. 1213491  
State of Alaska

ADDITION  
COPPERVILLE  
PLAT 76

NO. 2  
SUBD.

COPPER RIVER VIEW SUBD  
PLAT 83-28  
2

IC 245 Surface  
Tazlina, Inc. (Ahtna Inc. Successor)  
IC 246 Subsurface  
Ahtna, Inc.






9 6  
ADDITION NO. 1  
COPPERVILLE SUBD  
PLAT 70-757

RANGELL ST. ELI  
Pub

### BUILDING KEY

1. O & S Construction Bldg.
2. First Assembly Church
3. Jim Cline's Enterprises
4. Tazlina Fire Hall
5. Sy Neeley's Pit

**TOPO AND PLANIMETRIC LEGEND**

-  Culvert  
 Marsh  
 Edge/Thread of Water  
 Edge of Road/Area  
 Fence

## MAP NOTE

This map was prepared by the Copper River Basin Regional Housing Authority (CRBPHA) in cooperation with the Alaska Department of Commerce, Community and Economic Development (Commerce), using funding from CRBPHA, Altna Incorporated, and funding from the Initiative for Accelerated Infrastructure Development (IAID). The IAID is supported by grants from the Denali Commission, USDA Rural Development, Alaska Department of Transportation and Public Facilities and Commerce. The Copper River Basin Regional Housing Authority contracted McClintock Land Associates, Inc. in May of 2005 to prepare the map.

This map was compiled to meet horizontal and vertical accuracy in accordance with national map accuracy standards.

Property and utility information has been generated from readily available sources with limited accuracy checks. Property information is not intended to represent a title search of the Records Office record. Utility location is approximate and shows only the main lines. Generally, the information is current as of December 2005.

This map is based on photography acquired on June 15, 2005 at a nominal scale of 1 in = 80 ft. Orthophotos and topographic mapping were prepared by McClintock Land Associates.

The orthophoto is an aerial photo which has been corrected, by rectification to ground control stations, to remove distortions and warpage due to ground topography and aircraft tilt and the

## HORIZONTAL AND VERTICAL CONTROL

The horizontal coordinate system used is NAD 83 Alaska State Plane Zone 3 U.S. Feet(83ASPPZ3 National Geodetic Survey (NGS) CORS Station "GNA" was used for horizontal control using the current published position (Epoch Date 2003). The vertical datum is NAVD 88 (feet). The control point for the vertical was NGS Tri-Station "N-26" located in Glenallen about 30 meters south the intersection of the Glenn Highway and the Richardson Highway. The final position for control point "N-26" is as follows:

NAD 83 ASPZ3(U.S. Feet) Northing: 1730180.357' Easting: 2962661.829' Elevation: 1517.70'

The contours were prepared at two (2) foot contour intervals with index contours every ten (10) feet. Two (2) foot contours have been omitted in steep areas, leaving only the index contours for clarity.

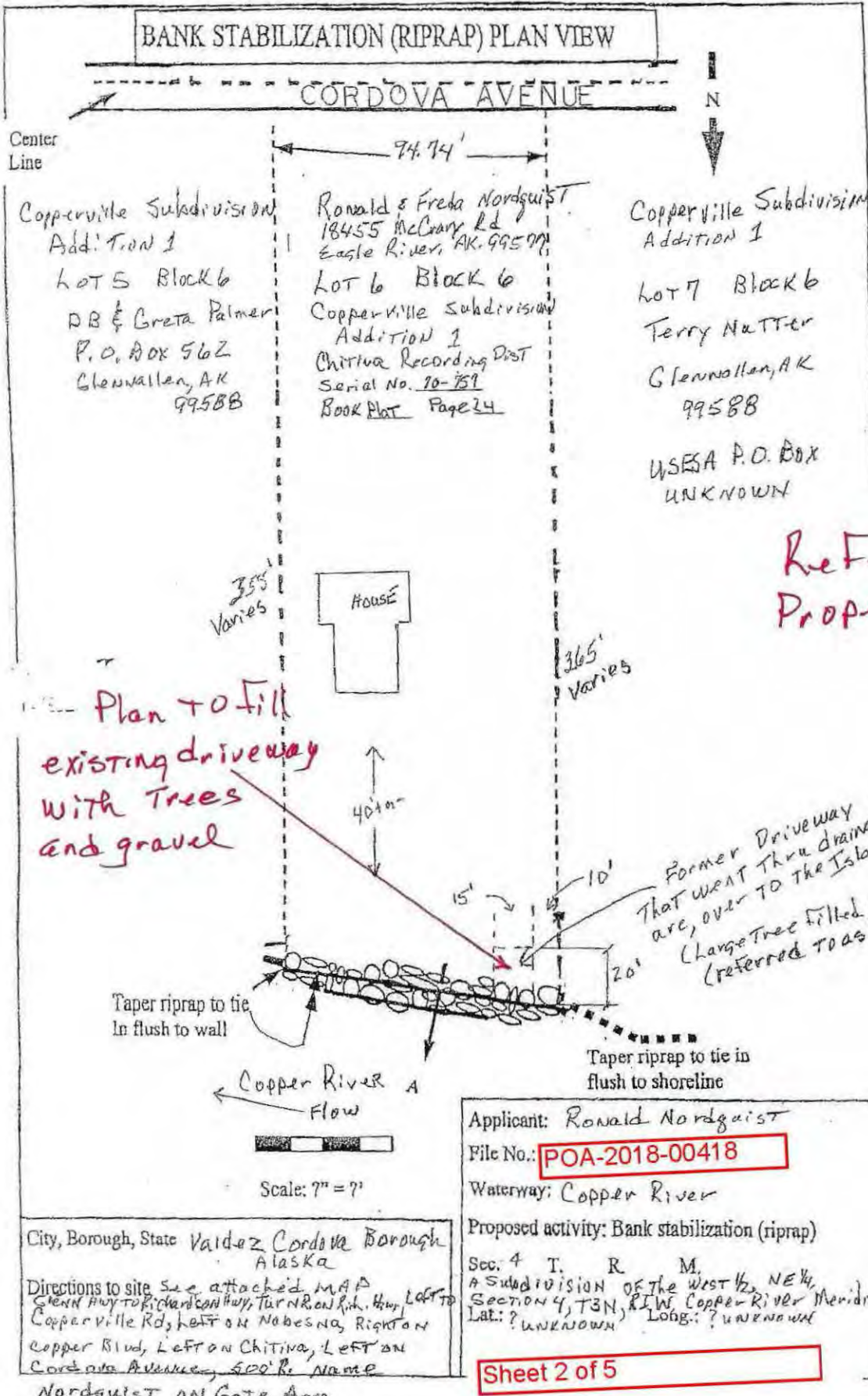
FLOOD DATA: No flood data on record.



2-4-19

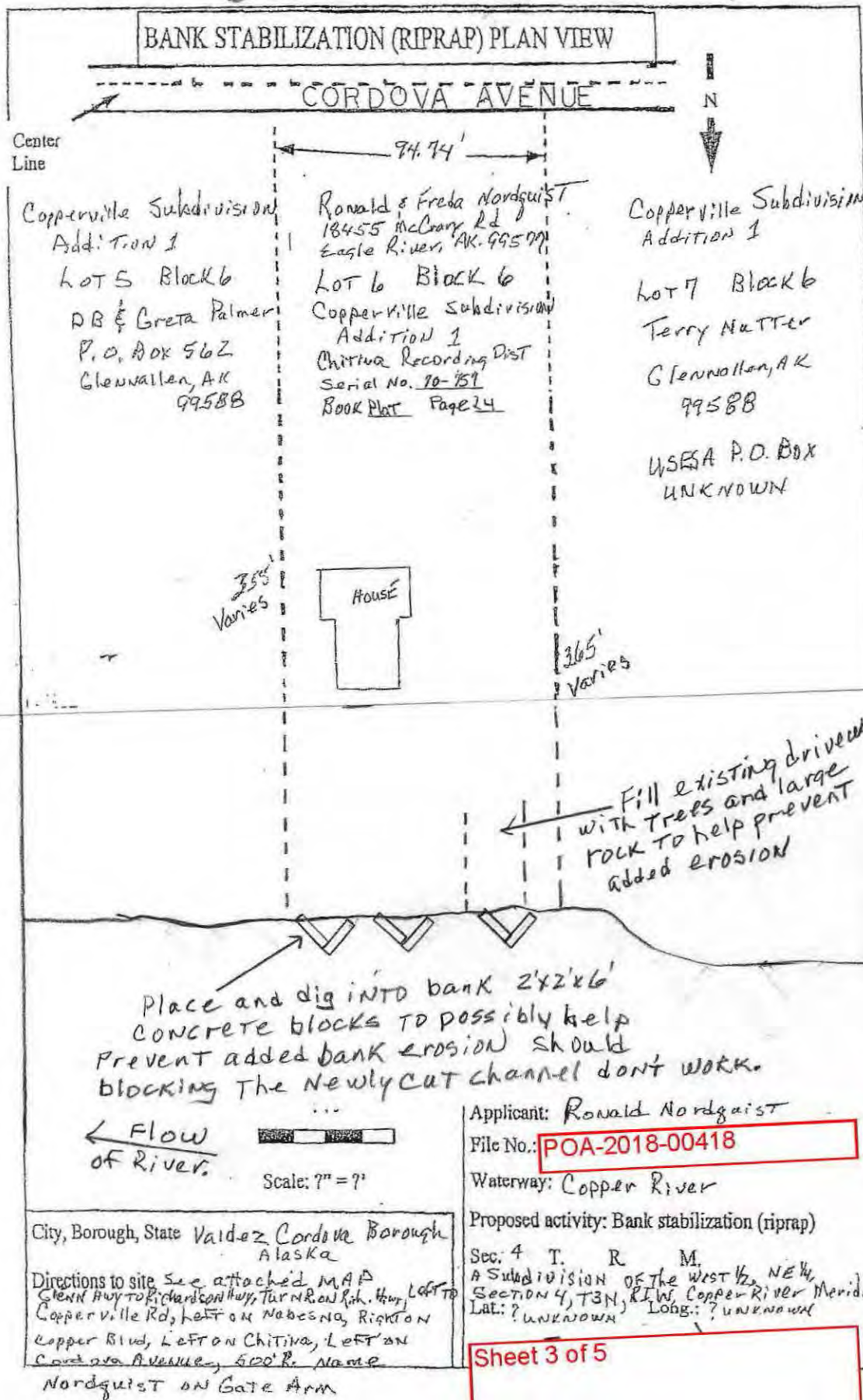
Rev 3  
3-10-19

Rev 4  
3-12-19



Reference to  
Property Location

Revised Plan 3-10-19



Revised 3-10-19





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Sheet 4 of 5  
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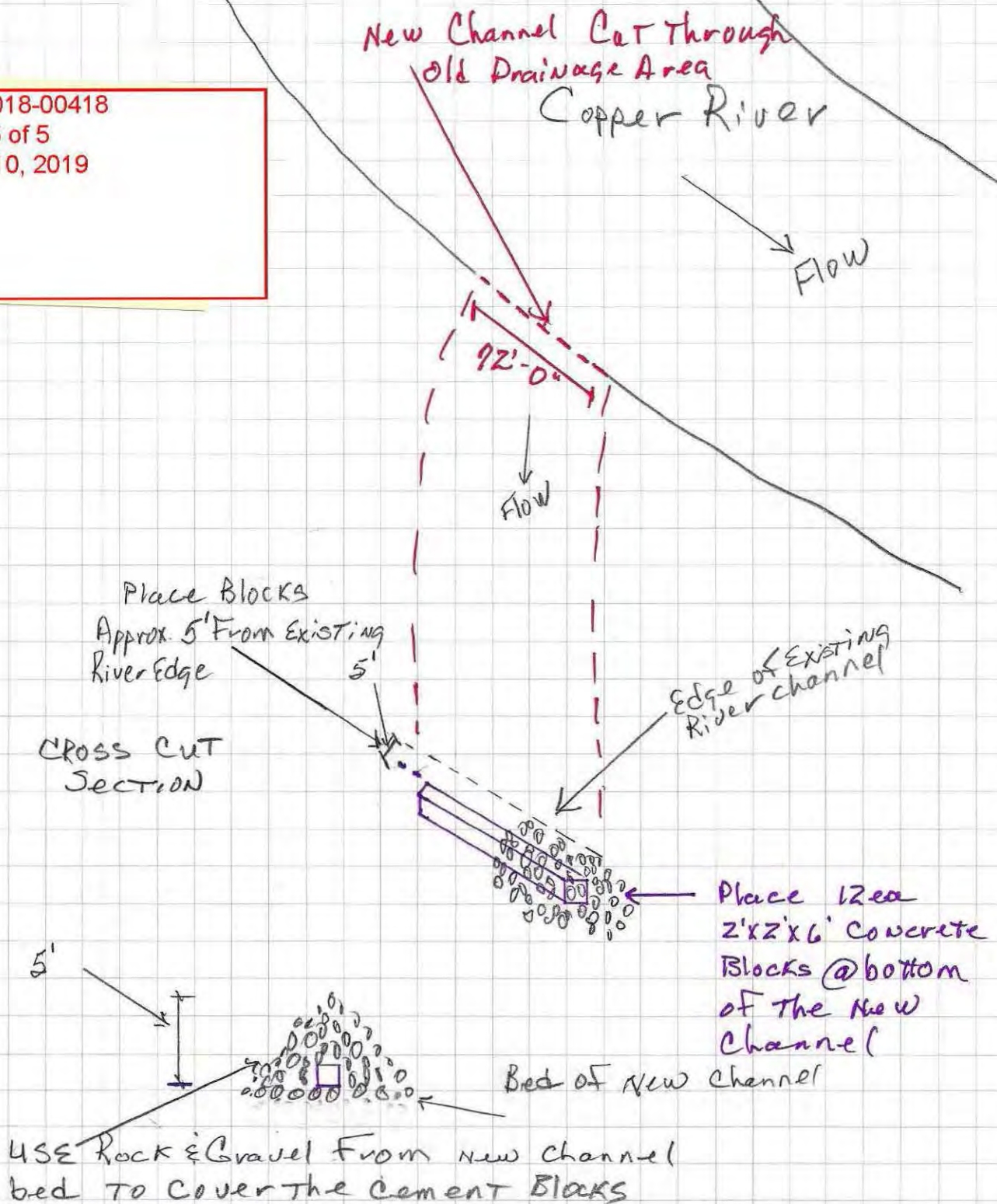
Page 3  
3-13-19  
Revised  
Channel  
Location as  
per most recent  
Google Photo



# Lot 6 Block 6 Copperville Subdivision

Hordgust

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Sheet 5 of 5  
March 10, 2019



Project: Block Copper River New Drainage Channel  
Job #:   
Date:   
Sketch No#: 4