



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

PUBLIC NOTICE DATE:	August 30, 2018
EXPIRATION DATE:	October 1, 2018
REFERENCE NUMBER:	POA-1986-00230
WATERWAY:	Saltery Cove

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. 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 Michael R. Gala at (907) 753-753-2821, toll free from within Alaska at (800) 478-2712, by fax at (907) 753-5567, or by email at michael.r.gala@usace.army.mil if further information is desired concerning this notice.

APPLICANT: Sportsman Cove Lodge, Post Office Box 8500, Ketchikan Alaska 99901.

LOCATION: The project site is located within Section 3, T. 75 S., R. 36 E., Copper River Meridian; Latitude 55.4018° N., Longitude 132.3310° W.; Prince of Whales Borough, Lot 13; near Ketchikan, Alaska.

PURPOSE: The applicant's stated purpose is to stabilize the existing dock and permit previously unauthorized structures.

PROPOSED WORK: This is both an After the Fact permit request for unauthorized structures and fill placed into waters of the U.S. (WOTUS), and a request for new piles in WOTUS.

After the Fact Structures and Fill: The applicant is requesting to keep the following:

Decking: Sixteen 15-inch concrete round bases, Forty-Four 12-inch concrete round bases, 600 linear feet of wooden beams with cross braces, One 4 foot x 3 foot x 6 foot concrete stair base

Dock: One 65 foot x 10 foot floating dock finger and one 22 foot x 60 foot extension.

Satellite Pedestal: One 2 foot x 2 foot x 2 foot.

Dry Dock Structures: One 12 foot x 7 foot, three 46-inch x 44-inch trapezoid structures, and one 3 foot x 4 foot concrete base

Seawall to protect upland fuel tank: 15-inch x 6-inch x 58.5 foot cement footer, and one 4 foot x 8-inch x 58.5 foot cinder block wall with nine cubic yards (CY) of 1.5-inch minus rock fill.

Total fill below the High Tide Line would be 23.2 CY and structures would encompass 0.09-acre of intertidal waters.

New structure Request: The applicant proposes to place four new 16-inch steel piles utilizing a MKT#7 impact hammer to stabilize the current dock.

All work would be performed in accordance with the enclosed plan (sheets 1-15), dated August 15, 2018.

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 believes he has avoided to the maximum extent practical by not adding any additional fill material.
- b. Minimization: The applicant is not proposing any additional fill be added to waters of the U.S. and has kept the footprints to the minimum necessary to protect upland structures.
- c. Compensatory Mitigation: The applicant has not proposed any 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 known cultural resources in the permit area or within the vicinity of the permit area. The permit area has been determined to be within the proposed projects footprint within Waters of the U.S. Consultation of the AHRs constitutes the extent of cultural resource investigations by the Corps at this time, and we are otherwise unaware of the presence of such resources. The Corps has made a No Historic Properties Affected (No Effect) determination for the proposed project. 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. The Corps is requesting the SHPO's concurrence with this determination.

ENDANGERED SPECIES: The project area is within the known or historic range of the Mexico DPS humpback whale (*Megaptera novaeangliae*)

We have determined the described activity may affect the endangered humpback whale. We have initiated the appropriate consultation procedures under section 7 of the Endangered Species Act with 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).

The project area is within the known range of the chum salmon (*Oncorhynchus keta*), pink salmon (*Oncorhynchus gorbuscha*), coho salmon (*Oncorhynchus kisutch*), Chinook salmon (*Oncorhynchus tshawytscha*), sockeye salmon (*Oncorhynchus nerka*), Big Skate (*Raja binoculata*), Longnose skate (*Raja rhina*), Octopus (*Octopoda spp.*), shark (*Selachimorpha spp.*), and Gulf of Alaska Shallow Water Flatfish Complex.

We are currently gathering information regarding these species and have yet to make a determination of effect. Should we find that the described activity may affect the species listed above, we will follow the appropriate course of action under Section 305(b)(2) of the Magnuson-Stevens Act. Any comments the National Marine Fisheries Service may have concerning essential fish habitat 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 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

**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-1986-00230, Saltery Cove**, 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 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.

0. 247710 5 = 1.000000

TRACT
PAGE

1. The first part of the document is a list of names and addresses, which appears to be a directory or a list of contacts. The names are written in a cursive script, and the addresses are listed below them.

Hans J. Townsend
 1912, N. Y. City
 1913, N. Y. City

SALT
COVER

74-25

74-373-74-25

RECORDED-FILED
JAN 24 1962
DISTRICT

Aug 23 11 12 AM '74

PAID BY *Library*
JUL 1964

106

Margaret J. Watkins Joseph P. Potts

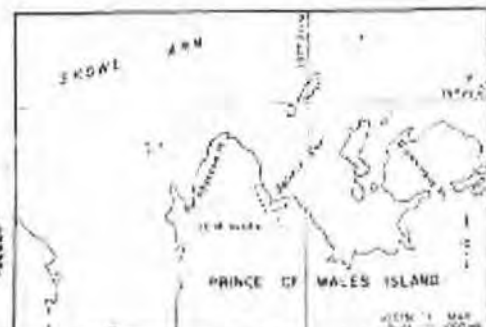
Aug 28

Edinb. Librarian

2-5-10



G. U. S. L. M. NO. 1824
 1975-14-16, 1975-18-12, 1975-18-13



114220 *Journal of Interpersonal Violence*, 2004, 19, 10, 1142-1150. 10.1177/0886260504264206

DATE OF BIRTH: Jan 3, 1917
 PLACE: 4000 11 St

1. NAME OF DONITOR
2. DATE OF DONATION
3. FOR WHAT PURPOSE

DE QUI AUDA SUBDIVISION
U.S. SURVEY NO. 1801
LOCATED AT
SALTERY COVE
PRINCE OF WALES ISLAND

DATE: 10/10/10 11:11 AM

2014-2015

2013年 12月 14日 星期五

arrived

0010-0001/92/0005-0000\$05.00/0

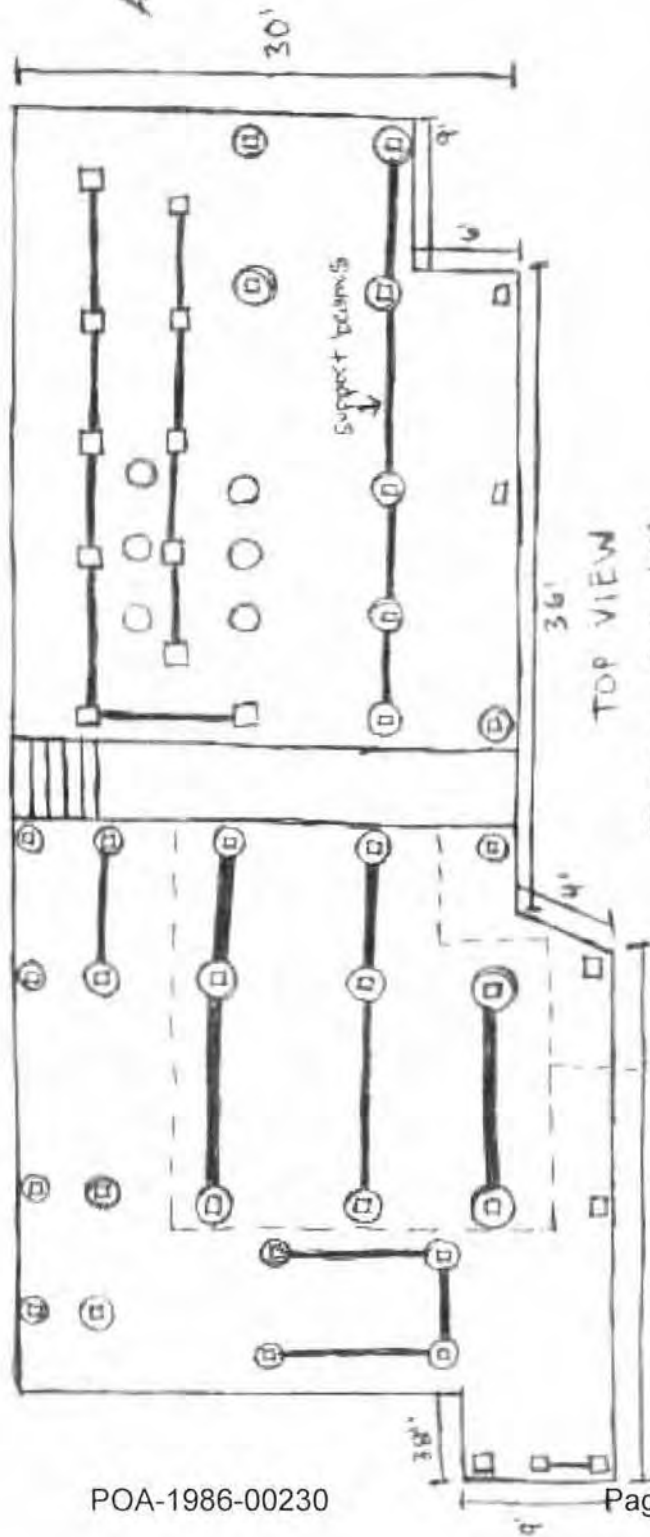
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
---	---	---	---	---	---	---	---	---	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	-----

52.8.1 1997-1998

C-62860

PL 90-

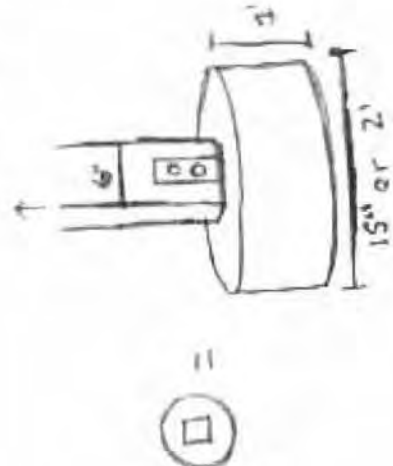
A) DECK PILINGS 1979



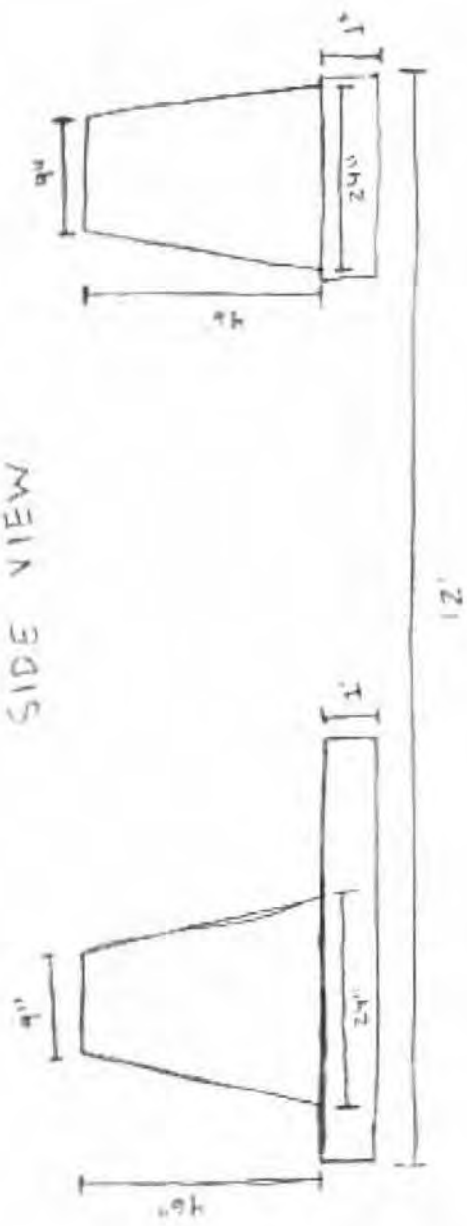
TOP VIEW

- = post (6" x 6")
- ⊠ = cement base with post (most 15" diameter)
- = unused cement base (15" diameter)

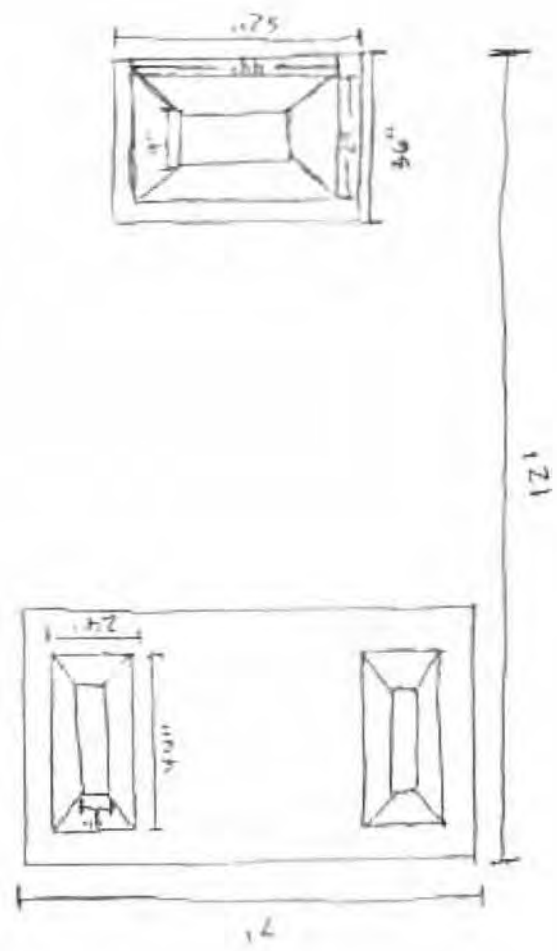
○ = 2' diameter



SIDE VIEW

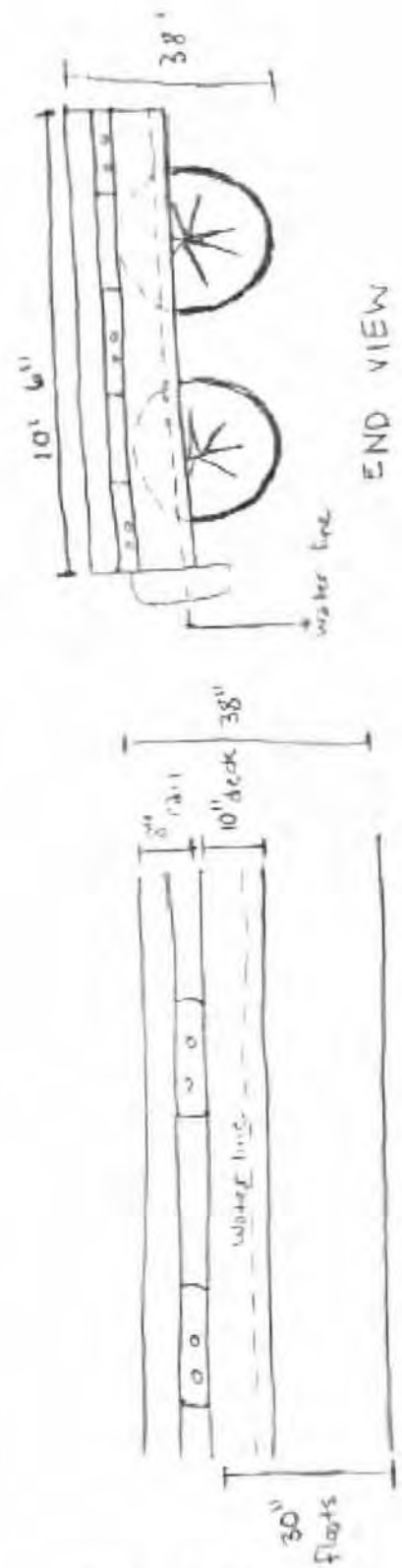
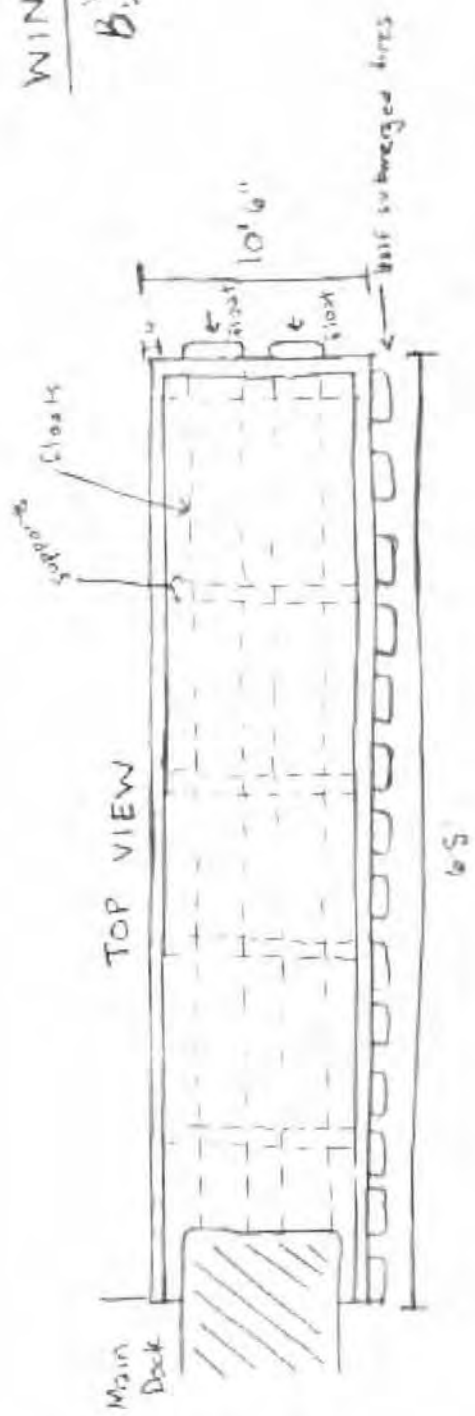


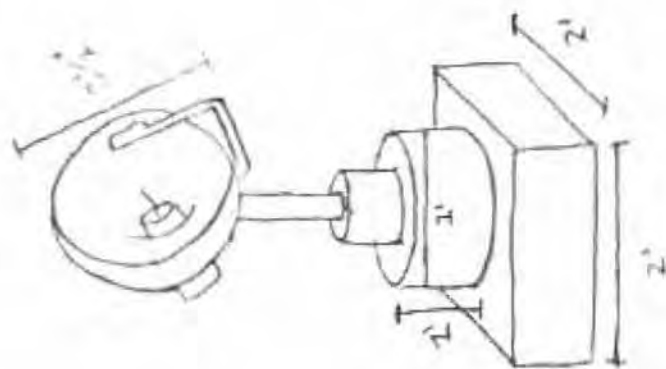
6, DRY DOCK
2002



TOP VIEW

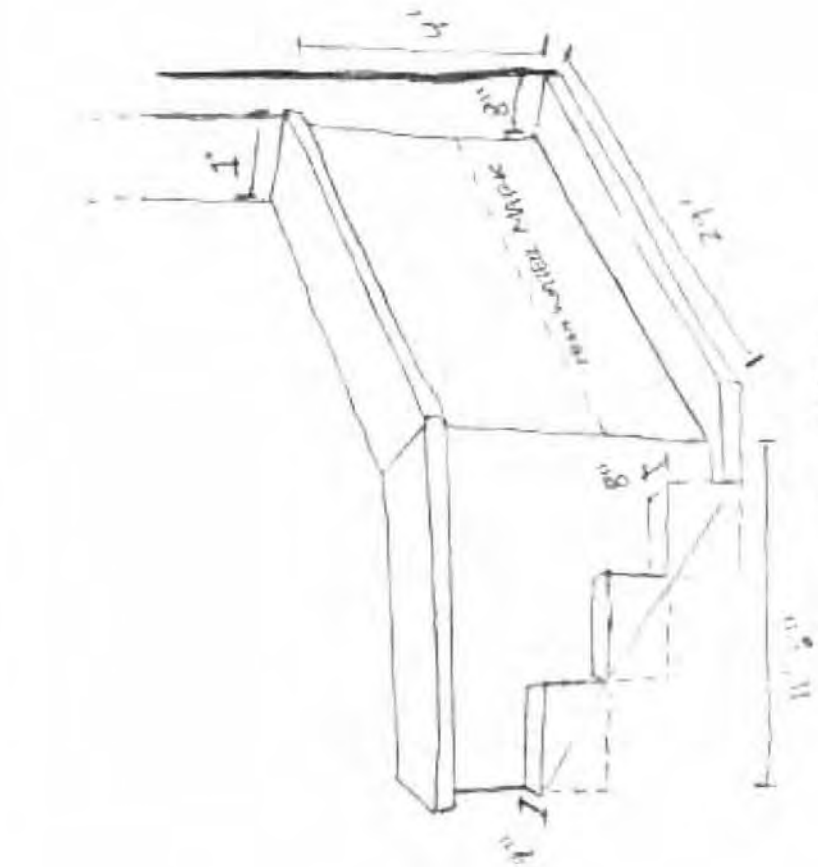
WING DOCK
B.) 1999



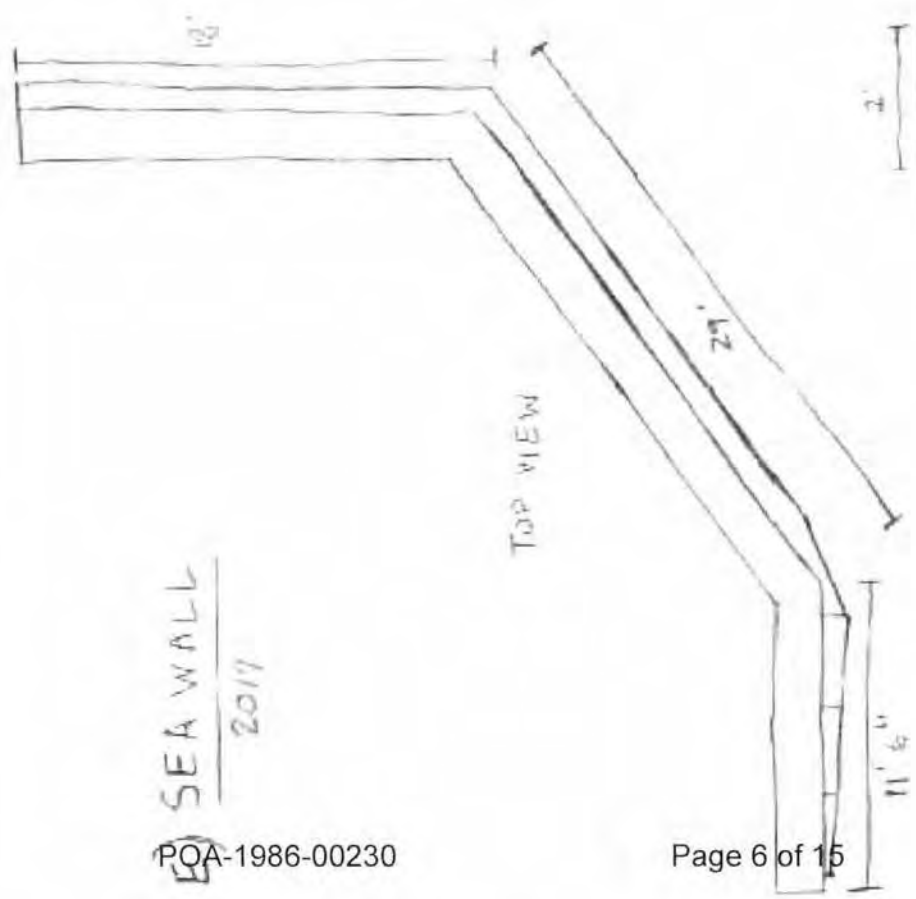


D) SATELLITE STAND
(side view)
2004

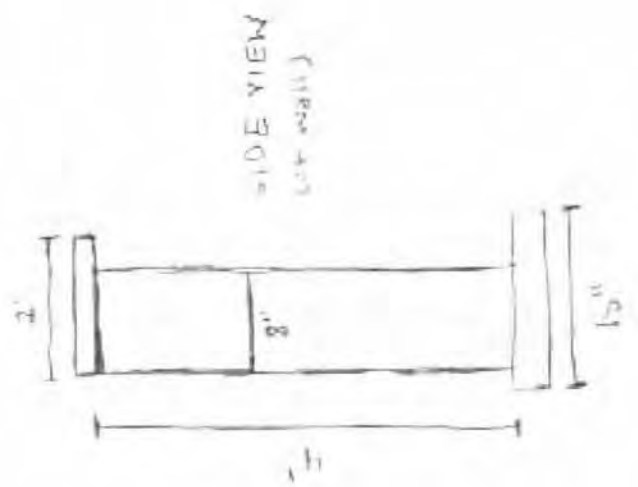
SEA WALL
2017



SIDE VIEW
(cat steps)



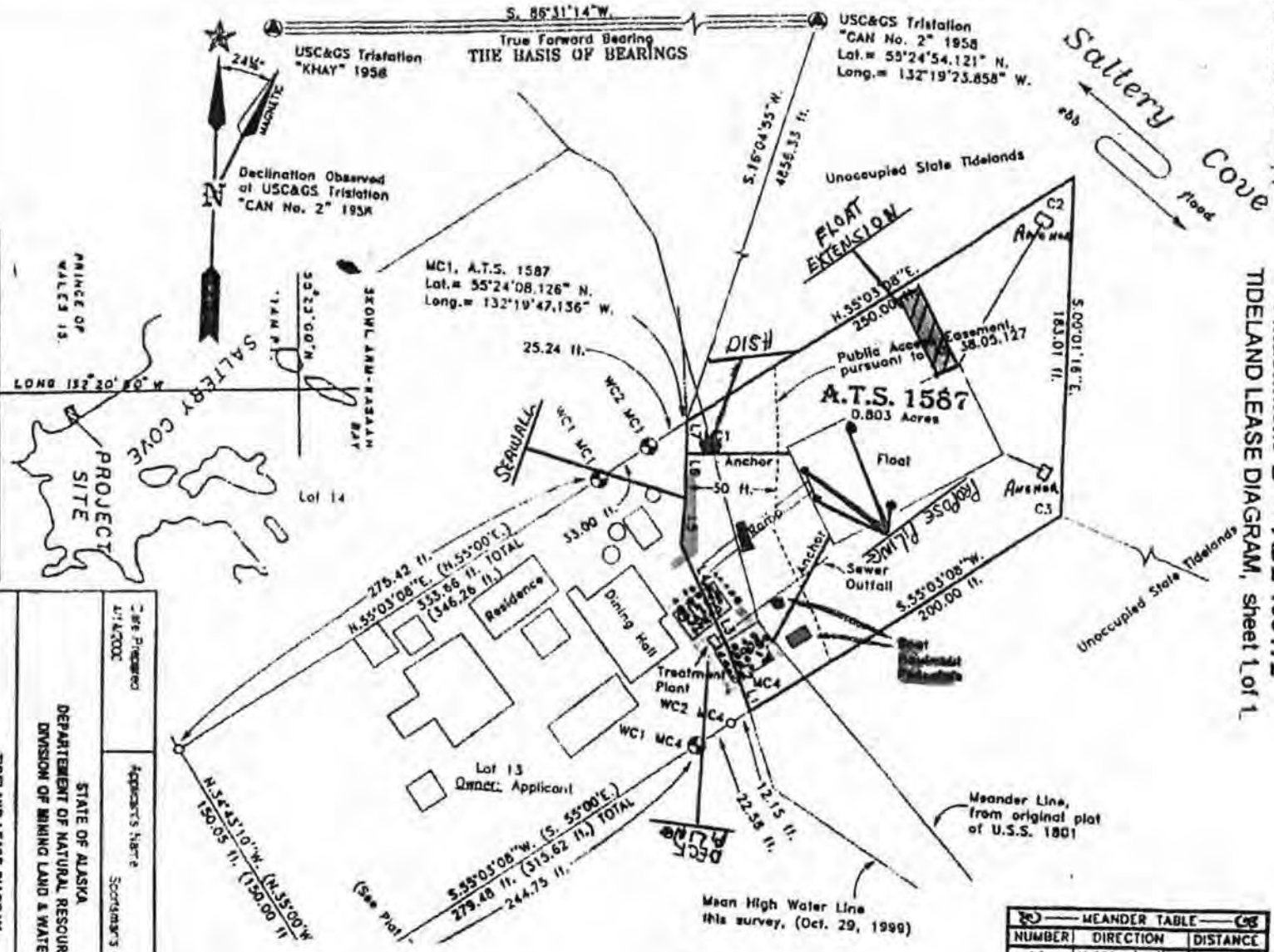
TOP VIEW



SIDE VIEW
(cat wall)

Attachment 'B' - ADL 106172
TIDELAND LEASE DIAGRAM, sheet 1 of 1

VICINITY MAP

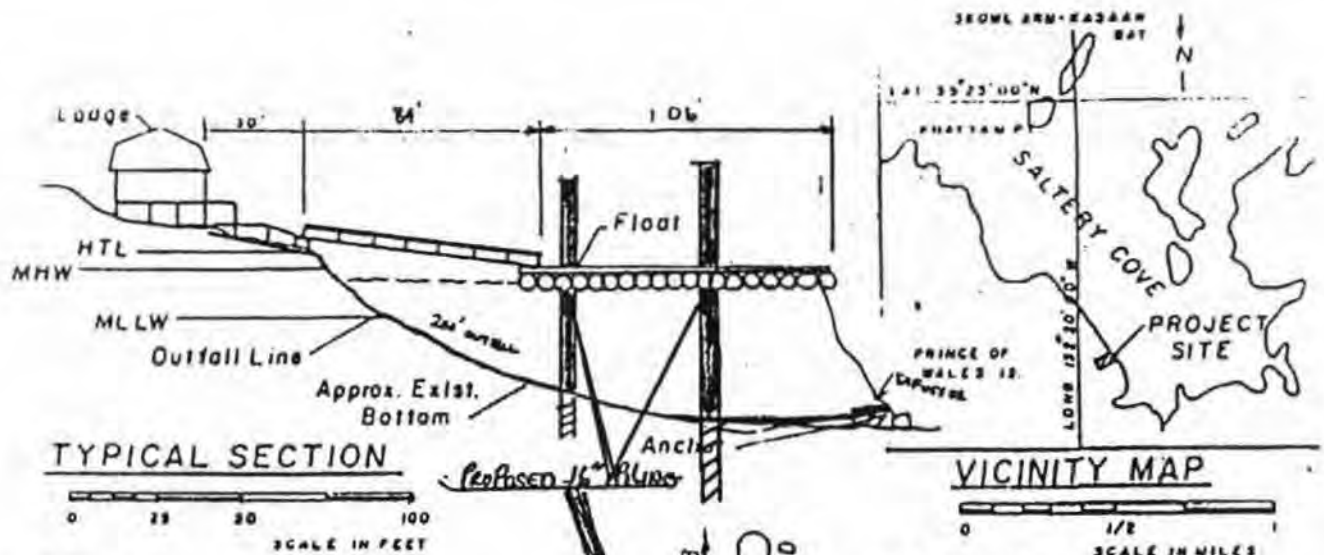


MEANDER TABLE		
NUMBER	DIRECTION	DISTANCE
L1	N. $10^{\circ}44'19'' W.$	3.94 ft.
L2	N. $21^{\circ}07'04'' W.$	29.39 ft.
L3	N. $28^{\circ}13'20'' W.$	23.12 ft.
L4	N. $27^{\circ}01'16'' W.$	39.09 ft.
L5	N. $03^{\circ}05'42'' E.$	23.42 ft.
L6	N. $00^{\circ}46'09'' W.$	36.10 ft.
L7	N. $04^{\circ}39'18'' W.$	6.71 ft.

TIDAL DATA FOR SALTERRY COVE, AK
from NOAA Chart No. 17436,
6th Edition Aug. 19, 1989

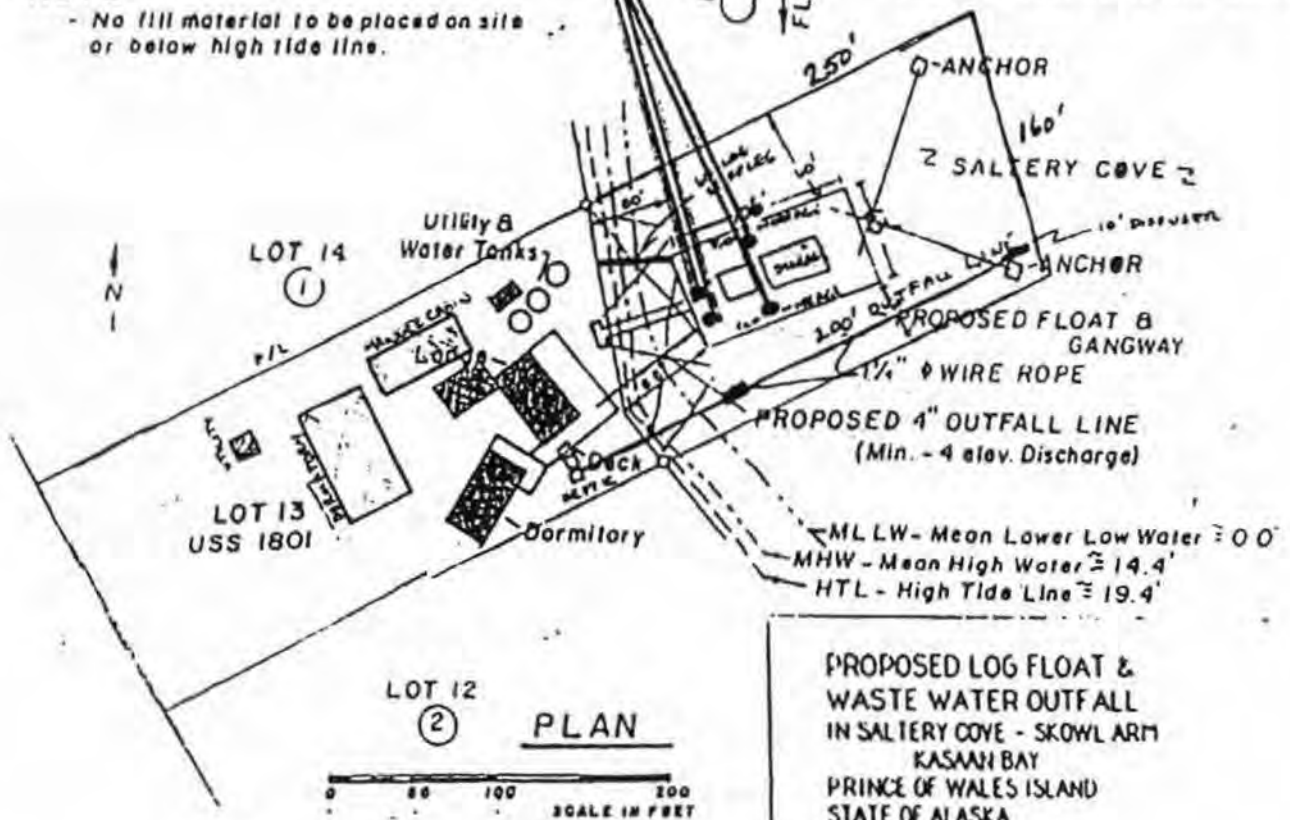
Mean Lower Low Water = 0.0 ft.
Mean High Water = 14.4 ft.

Case Prepared A74200C	Applicant's Name Scott's Cove Lodge
STATE OF ALASKA DEPARTMENT OF NATURAL RESOURCES DIVISION OF MINING LAND & WATER	
TIDELAND LEASE DIAGRAM	
Scale: 3" = 75' ± R. 86 E. CRV	
Scale: Photocopy	Scale: For Lease
Scale: Projection	
SHEET 1 OF 1	LEASE FILE # - ADL 106172



NOTE-

- No fill material to be placed on site or below high tide line.



PURPOSE - BOAT ACCESS & MOORAGE

Datum - Mean Lower Low Water - Nat'l Ocean Survey

Adjacent Property Owners -

1. Mel Fairbanks
2. Dennis Owens

Attachment 'B' - ADL 106172

TIDELAND LEASE DIAGRAM, sheet 1 of 1

MEANDER TABLE			68
NUMBER	DIRECTION	DISTANCE	
L1	N.18°44'18"W.	3.94 ft.	
L2	N.21°07'04"W.	29.39 ft.	
L3	N.26°13'20"W.	23.12 ft.	
L4	N.27°01'16"W.	39.09 ft.	
L5	N.03°05'42"E.	23.42 ft.	
L6	N.00°46'09"W.	34.10 ft.	
L7	N.04°39'18"W.	8.71 ft.	

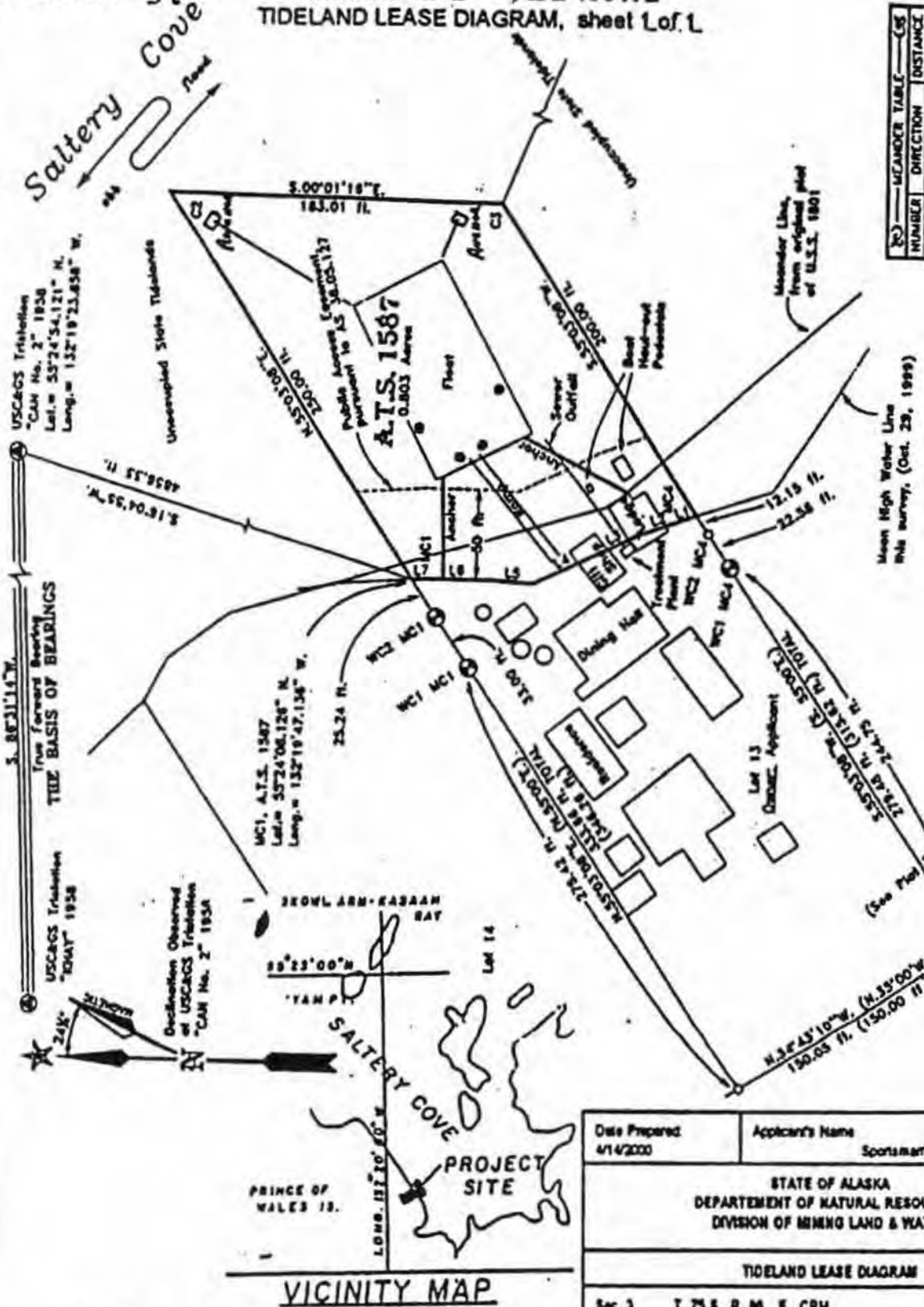
TOTAL DATA FOR SALTARY COVE, AK
from NOAA Chart No. 17434,
6th Edition Aug. 19, 1989
Mean Lower Low Water = 0.0 ft.
Mean High Water = 14.4 ft.

RECORDED
KEICHIKAI NC

REQUESTED BY
MIMAS/1/06/2006

003929

2006-03-17 1:25



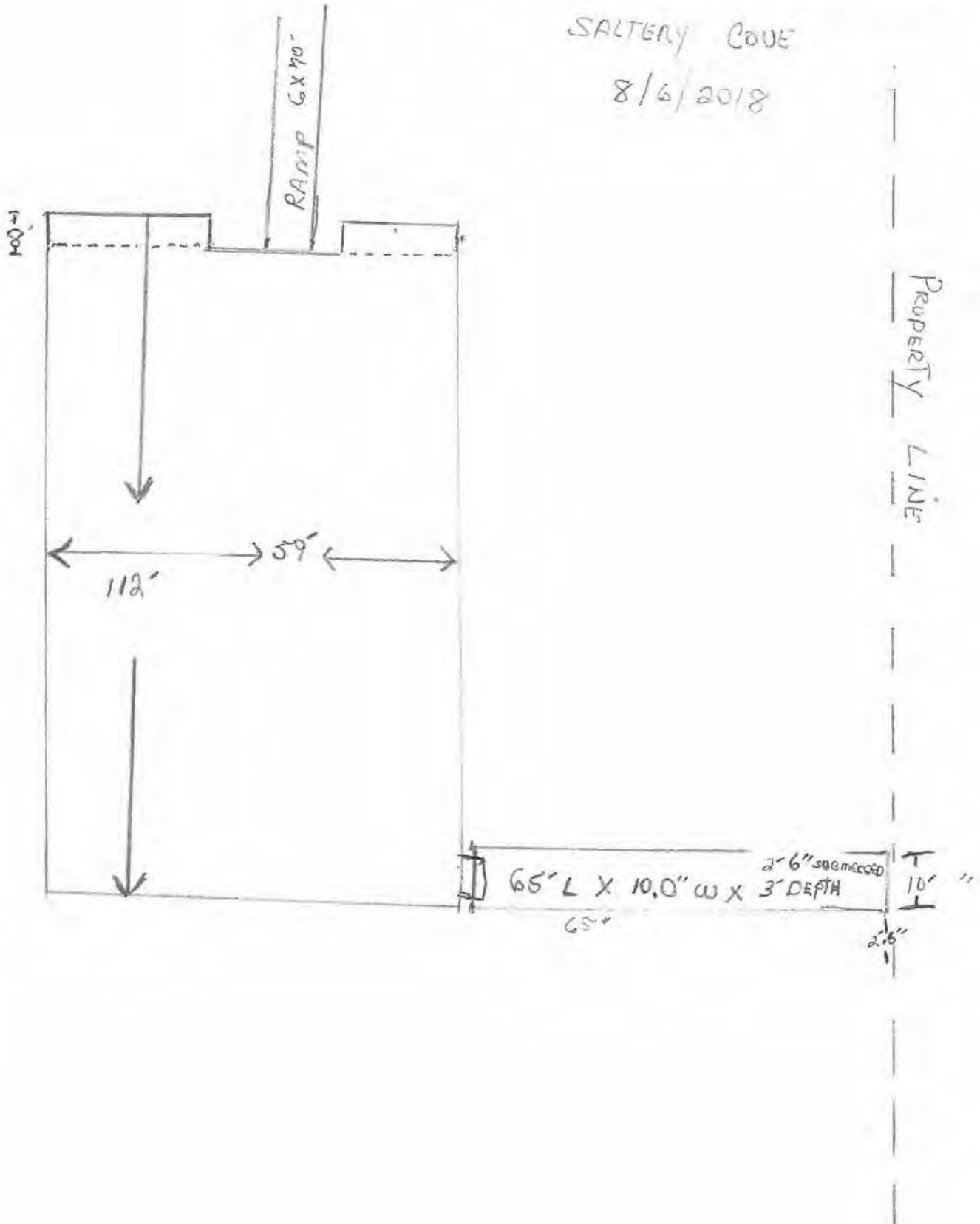
Attachment 'B' - ADL 106172
TIDELAND LEASE DIAGRAM, sheet 1 of 1

Date Prepared 4/14/2000	Applicant's Name Sportsman's Cove Lodge
STATE OF ALASKA DEPARTMENT OF NATURAL RESOURCES DIVISION OF MINING LAND & WATER	
TIDELAND LEASE DIAGRAM	
Sec. 3	T. 75 S., R. 10 E., CRM
Scale: Photocopy Reduction	Deck for Lodge
SHEET 1 OF 1	LEASE FILE # - ADL 106172

SPORTSMAN'S COVE LODGE

SALTARY COVE

8/6/2018

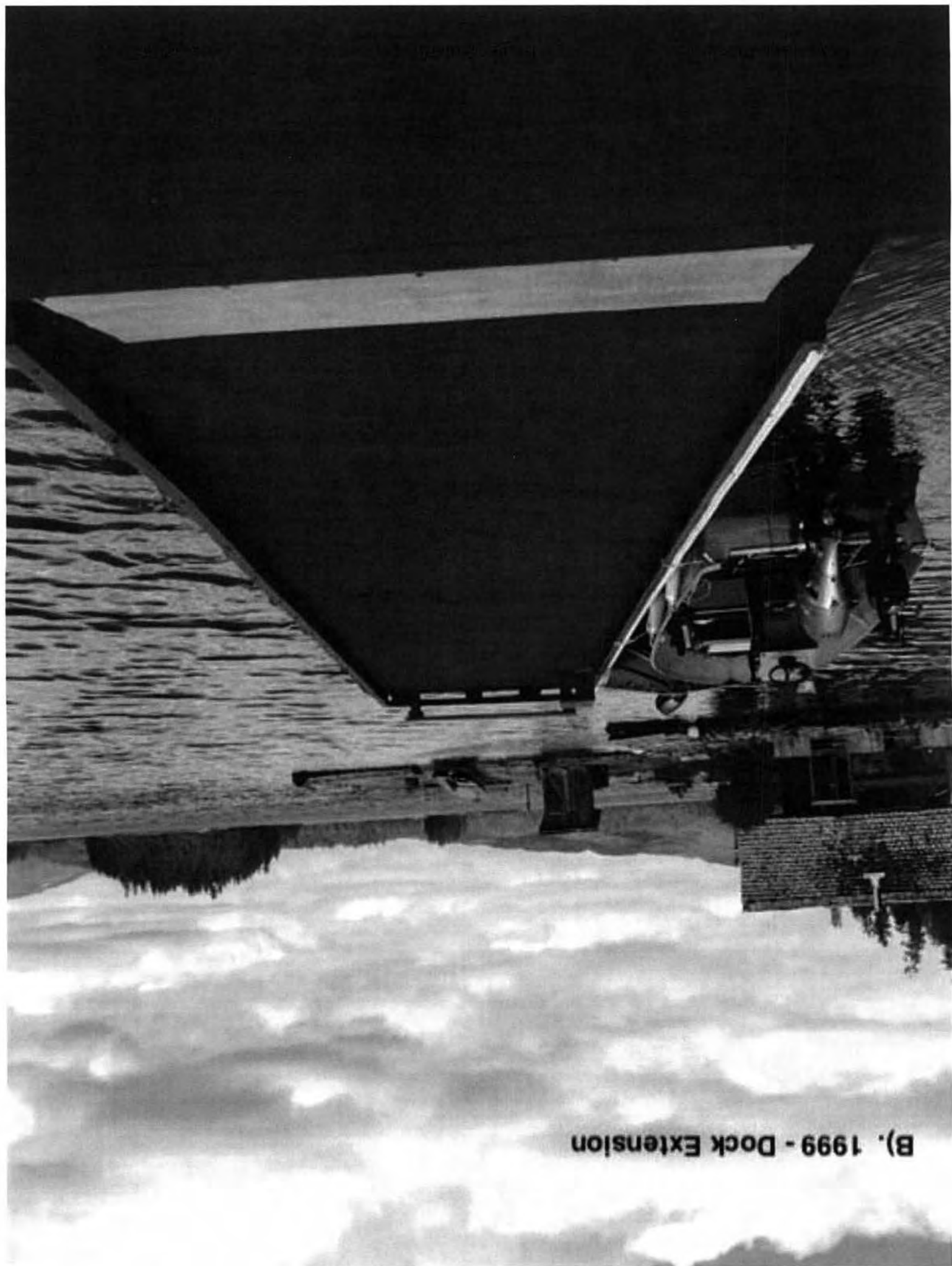


1999 - New Deck With Improvements



Date: 08/15/99

03/19/99 00230



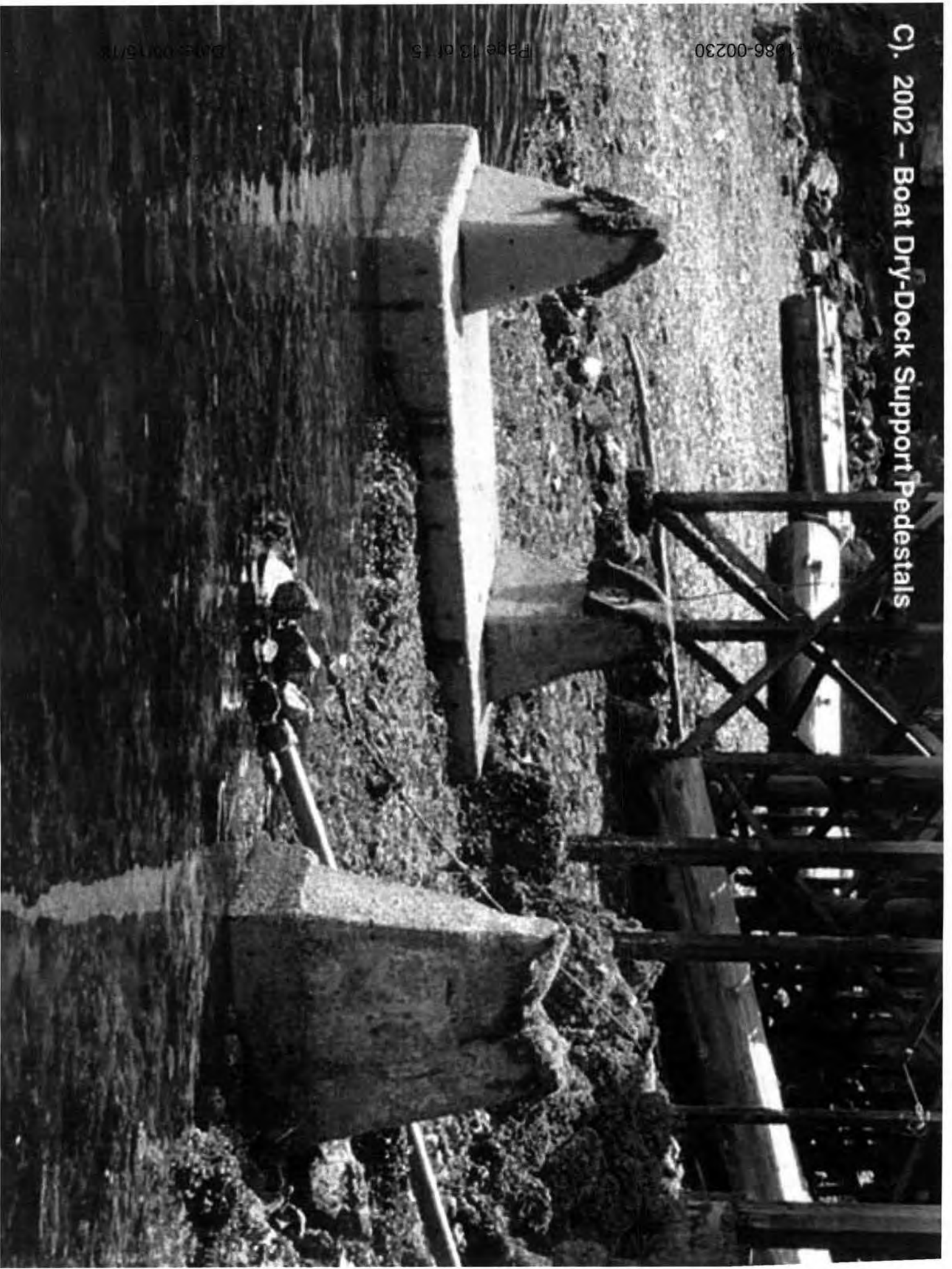
B). 1999 - Dock Extension

C). 2002 – Boat Dry-Dock Support Pedestals

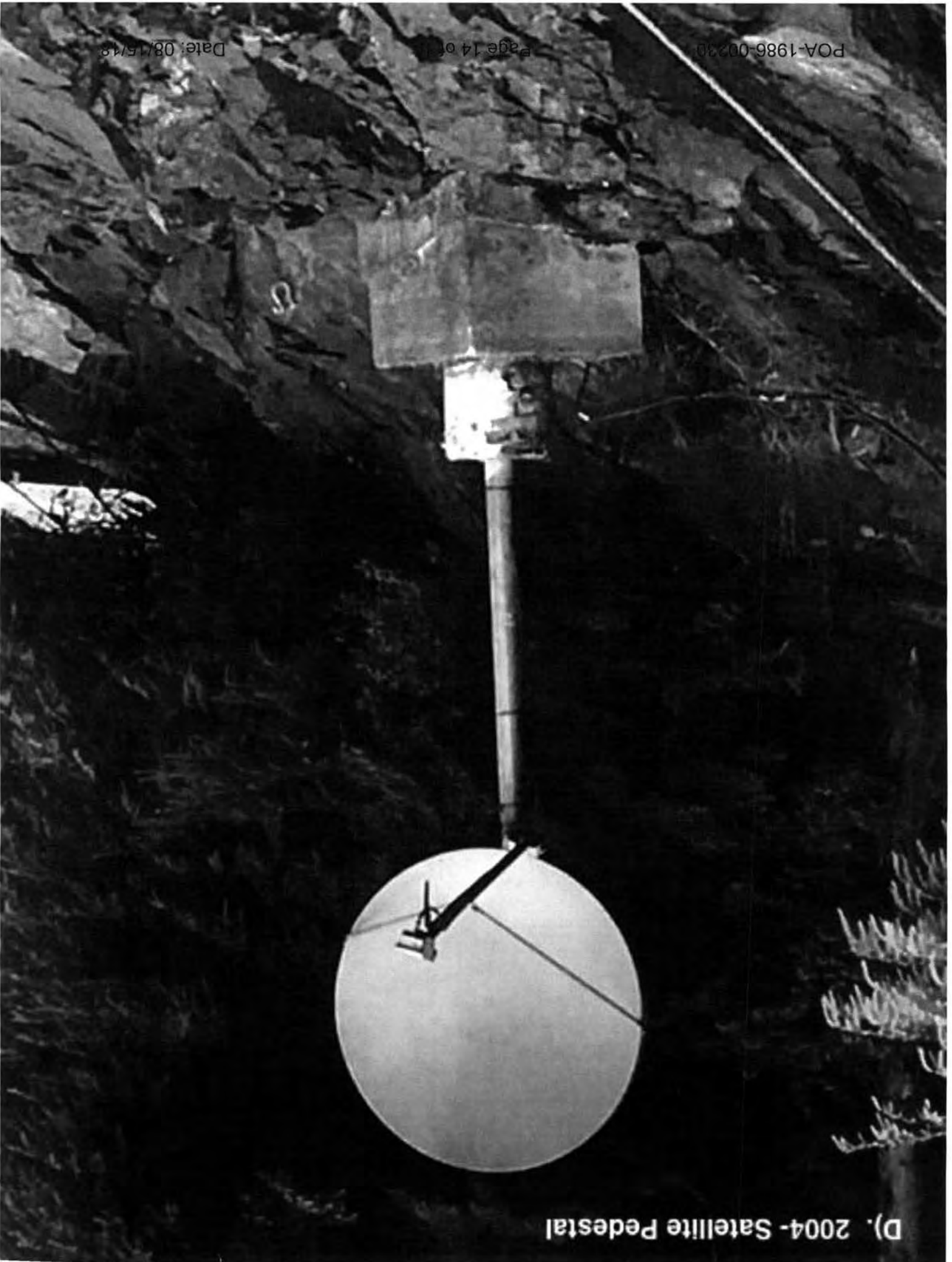
1086-00230

Page 13 of 15

DATE: 00/05/18



D). 2004- Satellite Pedestal



E). 2017 - Seawall

