

Maki Iatridis

From: Maki Iatridis
Sent: Friday, September 29, 2006 1:52 PM
To: 'Steve Brinkman'; Linn Havelick
Cc: jgordon@stoller.com
Subject: RE: Corps of Engineers Permit

Attachments: wetlands 404 Guidance.pdf



wetlands 404
Guidance.pdf (32

See attached guidance regarding 404 permit. My suggestion is to design the access road and the rest of the remedial plan so that the plan will be in compliance with the attached Guidance with respect to NOT requiring a 404 permit. Is this feasible?

If this is feasible, my recommendation is for one of us to call the Corps to orally get an OK for the plan without getting a 404 permit, and then one of us send a short letter to the Corps that confirms the conversation in writing.

Maki

-----Original Message-----

From: Steve Brinkman [mailto:sbrinkman@stoller.com]
Sent: Wednesday, September 27, 2006 1:34 PM
To: Maki Iatridis
Cc: jgordon@stoller.com
Subject: Corps of Engineers Permit

Maki, Have you determined if a 404 permit is required for any work we do on the floodplain area?

Do you need anything on this to support your efforts?

I have been working on documents to support a characterization and soil segregation on the floodplain area, and am wondering about the schedule impacts of needing this permit.

Please keep me informed of any developments relative to this issue.

Thak you.

Steve Brinkman
Stoller

**US Army Corps of Engineers' Section 404 Guidance
Sediment and Vegetation Removal in Colorado Stream Channels and Floodplains
May 2005**

As part of the Clean Water Act, the US Army Corps of Engineers regulates the placement of dredged or fill material in jurisdictional waters of the U.S. Removal of vegetation or sediment from streams and floodplains may require a Section 404 Permit from the US Army Corps of Engineers as follows:

1. Any work that includes the placement of dredged or fill material (such as dirt, rocks, concrete, etc.) in the stream or in adjacent wetlands.
2. Any work that requires placement of a temporary access road in the stream or adjacent wetlands.
3. Any use of bulldozer or other plowing/pushing type equipment in the stream or wetlands.

Section 404 Permits may not be required for activities related to the removal of vegetation and/or sediment as follows:

1. Cutting of vegetation and removal to an upland site. This can include use of brush hogs or mowers, or hand cutting of vegetation.
2. Scooping and removal of vegetation/sediment material with a front-end loader or other scooping equipment, as long as material falling out of the scoop into the stream or drainage is minimal.
3. Hauling vegetation/sediment material to an upland site or hauling the material to adjacent uplands, as long as material falling into the stream or drainage is minimized.
4. Burning vegetation on site does not require a Section 404 Permit.

**Contact and other permitting information from your local US Army Corps of Engineers Regulatory Office within Colorado can be found at
<https://www.nwo.usace.army.mil/html/od-tl/coloreg-home.htm>.**