



DEPARTMENT OF THE ARMY
U.S. Army Corps of Engineers
Los Angeles District, Phoenix Office
3636 N. Central Ave., Suite 900
Phoenix, AZ 85012

August 29, 2013

REPLY TO

ATTENTION OF:

Office of the Chief
Regulatory Division

Mike Kondelis, P.E.
ADOT Kingman District
3660 East Andy Devine Avenue (K600)
Kingman, AZ 86401-3453

DEPARTMENT OF THE ARMY NATIONWIDE PERMIT VERIFICATION

Dear Mr. Kondelis:

I am responding to your June 18 2013 request (SPL-2013-00338-KAT) for a Department of Army permit. Your proposed project, Lake Havasu to I-40 (Tracs 095 MO 190 H4511 01C) is located (34.607785°N 114.354146 °W; Sections 4,5, T14N, R20W; Sections 22, 23, 27, 28, 32, 33, T15N, R20W) along SR 95 approximately 2 miles north of Lake Havasu City, Mohave County, Arizona. This project would result in a discharge of 0.764 acre of permanent fill material into unnamed waters of the United States. Therefore, pursuant to section 404 of the Clean Water Act (33 U.S.C. 1344; 33 C.F.R. parts 323 and 330), your proposed project requires a Department of the Army permit.

I have determined that construction of your proposed project would comply with Nationwide Permit (NWP) No. 14, "Linear Transportation Projects", if constructed as described in your application. Specifically, and as shown on the attached figures, you are authorized to conduct the following regulated activities:

Wash No.	Sta No.	MP	Activity	Permanent Impacts	Temporary Impacts
3	2418+00	190.21	Remove wing walls, extend 5 barrel 6ft x 6 ft Concrete Box Culvert (CBC) 17 feet, temporary construction access	0.013	0.091
4	2419+86	190.25	Remove wing walls, extend 6 barrel 6 ft x 4 ft CBC 14 feet, temporary construction access	0.013	0.205
5	2422+31	190.30	Remove 2 feet of 42-inch CMP, extend CMP 12-feet, temporary construction access	0.001	0.017
6	2427+50	190.40	Temporary construction access in contractor use area	0.000	0.008
8	2437+35	190.58	Remove 2 feet of CMP, extend 2 42-inch CMP 10 feet, temporary construction access	0.002	0.010
13	2449+69	191.12	Remove wing walls, extend 6 ft x 6 ft CBC 14 feet, temporary construction access	0.006	0.185
16	2456+99	191.26	Remove wing walls, extend 8 ft x 5 ft CBC 16 feet, temporary construction access	0.008	0.147
18	2462+29	191.36	Remove 2 feet of 36-inch CMP, extend CMP 11-feet, temporary construction access	0.001	0.011
19	2464+40	191.40	Remove 2 feet of 36-inch CMP, extend CMP 13-feet, grade channel, temporary construction access	0.001	0.011
20	2465+92	191.42	Remove 2 feet of 24-inch CMP, extend CMP 9-feet, grade channel, temporary construction access	0.003	0.011
21	2468+91	191.44	Remove 2 feet of 36-inch CMP, extend CMP 9-feet, grade channel, temporary construction access	0.001	0.014
22	2472+99	191.57	Remove wing walls, extend 5 barrel 8 ft x 6 ft CBC 18 feet, fill drainage for road widening, temporary construction access	0.187	1.281
25	2476+00	191.71	Place fill over existing CMP, temporary construction access	0.013	0.024
28	2494+99	191.99	Remove 2 feet of CMP, extend CMP 34-feet, temporary construction access	0.002	0.024
32	2496+00	192.00	Remove 2 feet of 36-inch CMP, extend CMP 33-feet, temporary construction access	0.002	0.033
34	2498+50	192.04	Temporary construction access	0.000	0.005
35	2500+00	192.07	Temporary construction access	0.000	0.011
36	2501+00	192.07	Temporary construction access	0.000	0.006

For this NWP verification letter to be valid, you must comply with all of the terms and conditions in Enclosure 1. Furthermore, you must comply with the non-discretionary Special Condition listed below:

- The permittee shall provide notification, either written or verbal, to the Corps of Engineers at least one week prior to the start of work, as to the anticipated beginning and ending dates of construction.** The permittee shall maintain the activity

authorized by this permit in good condition and in conformance with the terms and conditions of this permit

2. **A copy of the permit shall be on the job site at all times during construction.** The permittee shall provide a copy of this permit to all construction representatives. The permittee shall require that all construction representatives read this authorization in its entirety and acknowledge they understand its contents and their responsibility to ensure compliance with all general and special conditions contained herein.
3. **The construction limits for all work within waters of the U.S. shall be fenced, staked, or flagged prior to construction.** The contractor(s) shall be thoroughly familiar with each of the project boundaries, and all perimeter markings shall be maintained intact for the life of the project. The contractor shall monitor each of the construction zones during the entire length of the contract to ensure fencing, staking, or flagging remains in place and that no vegetation is disturbed outside of the construction limits.
4. The permittee shall ensure that all project areas disturbed by construction-related activities are stabilized and restored to their pre-project conditions/contours, to the maximum extent possible, upon project completion. Watercourse morphology shall be re-established to match pre-construction configurations. Areas disturbed above the ordinary high water mark will be reseeded with a locally native plant species.
5. Unless specifically authorized all temporary construction access, staging activities, and stockpiling shall be located outside of the waters of the U.S. The location of these activities shall be sited to minimize the removal of mature trees, to utilize previously disturbed areas to the extent practicable, and to minimize the total area of disturbance.
6. The permittee shall not discharge dredged or fill material while constructing this project or any other phase of this project, other than the permitted activities identified above.
7. The permittee shall allow representatives from this office to inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished within the terms and conditions of the permit.

This verification is valid through March 18, 2017. If on March 18, 2017 you have commenced or are under contract to commence the permitted activity you will have an additional twelve (12) months to complete the activity under the present NWP terms and conditions. However, if I discover noncompliance or unauthorized activities associated with the permitted activity we can exercise discretionary authority and thereby modify, suspend, or revoke this specific verification at an earlier date in accordance with procedures in 33 C.F.R. § 330.4(e) and 33 C.F.R. § 330.5(c) or (d). At the national level the Chief of Engineers at any time prior to the expiration of a NWP may choose to modify, suspend, or revoke the nationwide use of a NWP after following procedures set forth in 33 C.F.R. § 330.5.

A nationwide permit does not grant any property rights or exclusive privileges. Also, it does not authorize any injury to the property or rights of others or authorize interference with any existing or proposed Federal project. Furthermore, it does not obviate the need to obtain other Federal, state, or local authorizations required by law.

Thank you for participating in our regulatory program. If you have any questions, please contact Kathleen Tucker at 602.230.6956 or via e-mail at Kathleen.A.Tucker@usace.army.mil. Please complete the customer survey form at <http://per2.nwp.usace.army.mil/survey.html> which would help me to evaluate and improve the regulatory experience for others.

Sincerely,



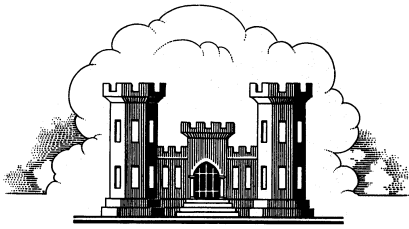
Sallie Diebolt
Chief, Arizona Section
Regulatory Division

Enclosures

1. Enclosure 1
2. Certificate of Compliance
3. Project Plans

Copies Furnished
(Without enclosures)

Julie Alpert, DEC Holbrook District
Julia Manfredi, ADOT OES
Amanda Gagnon, AZTEC Engineering



LOS ANGELES DISTRICT
U.S. ARMY CORPS OF ENGINEERS

CERTIFICATION OF COMPLIANCE WITH
DEPARTMENT OF THE ARMY NATIONWIDE PERMIT

Permit Number: *SPL-2013-00338-KAT, SR 95 Lake Havasu to I-40*

Name of Permittee: *Arizona Department of Transportation, Mike Kondelis*

Date of Issuance: *August 29, 2013*

Upon completion of the activity authorized by this permit and the mitigation required by this permit, sign this certificate, and return it to the following address using any **ONE** of the following:

- 1) Email a digital scan of the signed certificate to Kathleen.A.Tucker@usace.army.mil
- OR**
- 2) Mail the signed certificate to

U.S. Army Corps of Engineers
Regulatory Division
ATTN: CESPL-RG-SPL-2013-00338-KAT
U.S. Army Corps of Engineers
Los Angeles District, Phoenix Office
3636 N. Central Ave., Suite 900
Phoenix, AZ 85012

I hereby certify that the authorized work and any required compensatory mitigation has been completed in accordance with the NWP authorization, including all general, regional, or activity-specific conditions. Furthermore, if credits from a mitigation bank or in-lieu fee program were used to satisfy compensatory mitigation requirements I have attached the documentation required by 33 CFR 332.3(l)(3) to confirm that the appropriate number and resource type of credits have been secured.

Signature of Permittee

Date