



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

October 9, 2013

REPLY TO
ATTENTION OF:

Office of the Chief
Regulatory Division

Paul Patane, P.E.
ADOT Yuma District
2243 E. Gila Ridge Rd. (Y200)
Yuma, AZ 85365-2101

DEPARTMENT OF THE ARMY NATIONWIDE PERMIT VERIFICATION

Dear Mr. Patane:

I am responding to your September 23, 2013 request (SPL-2013-00647-KAT) for a Department of Army permit. Your proposed project, I-8, Foothills Blvd-Dome Valley (Tracs 008 YU 13 H8158 01C) is located (32.660058°N, -114.332327°W; Sections 4, 7-9, T9S, R20W) along I-8 approximately 7 miles east of the City of Yuma, Yuma County, Arizona. This project would result in a discharge of 0.036 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. 3, "Maintenance", 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 11 at MP 17.47 - 17.54

1. Impact approximately 400 linear feet for temporary construction access.
2. No permanent impacts and temporary impacts will be 0.035 acre.

Wash 13 at MP 17.46 – 17.80

1. Install pipe lining into 2 30-inch by 147-foot corrugated metal pipes (CMP).
2. Impact approximately 1700 linear feet for temporary construction access.
3. No permanent impacts and temporary impacts will be 0.153 acre.

Wash 27 at MP 18.50-19.10

1. Impact approximately 2000 linear feet for temporary construction access.

2. Remove vegetation at outlet of Wash 44 and remove debris and dispose outside of waters.
3. Permanent impacts will be 0.017 acre and temporary impacts will be 0.894 acre.

Wash 43 at MP 18.97

1. Temporary construction access.
2. Install a 13-foot by 8-foot grouted riprap apron at outlet.
3. Permanent impacts will be 0.004 acre and temporary impacts will be 0.017 acre.

Wash 45 at MP 19.03

1. Temporary construction access.
2. Remove existing 36-inch by 126-foot CMP and replace.
3. No permanent impacts and temporary impacts will be 0.028 acre.

Wash 49 at MP 19.33-19.44

1. Temporarily impacting approximately 800 linear feet for temporary construction access.
2. No permanent impacts and temporary impacts will be 0.282 acre.

Wash 50 at MP 19.44

1. Impact approximately 3600 linear feet for temporary construction access.
2. Hydroclean culvert and remove debris and dispose outside of waters.
3. Install pipe lining into 72-inch by 276-foot CMP.
4. Install a 10-foot by 8-foot grouted riprap apron at outlet.
5. Permanent impacts will be 0.007 acre and temporary impacts will be 6.100 acre.

Wash 52 at MP 19.58

1. Remove debris and dispose outside of waters.
2. No permanent impacts and temporary impacts will be 0.005 acre.

Wash 54 at MP 19.58

1. Hydroclean culvert and remove debris and dispose outside of waters.
2. Install pipe lining into 24-inch by 74-foot CMP.
3. No permanent impacts and temporary impacts will be 0.004 acre.

Wash 55 at MP 19.68

1. Impact approximately 600 linear feet for temporary construction access.
2. Install an 8-foot by 8-foot grouted riprap apron at outlet.
3. Permanent impacts will be 0.009 acre and temporary impacts will be 0.177 acre.

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:

1. **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.

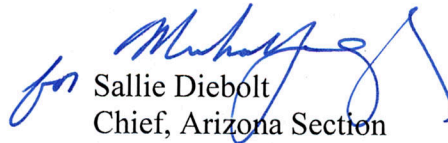
3. **The construction limits for all work within waters of the U.S. shall be fenced, staked, or flagged prior to construction.** The contractor(s) shall be thoroughly familiar with each of the project boundaries, and all perimeter markings shall be maintained intact for the life of the project. The contractor 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,

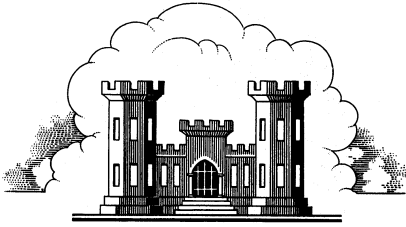

for Sallie Diebolt
Chief, Arizona Section
Regulatory Division

Enclosures

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

Copies Furnished
(Without enclosures)

Steve Olmsted, ADOT EPG
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-2013-00647-KAT, I-8, Foothills Blvd-Dome Valley*

Name of Permittee: *Arizona Department of Transportation, Paul Patane*

Date of Issuance: *October 9, 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-2013-00647-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