



US Army Corps  
of Engineers  
Alaska District

# Special Public Notice

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

**Date:** May 7, 2012  
**Identification No.:** SPN-2006-214-M1 Reauthorization  
*(In reply, refer to above number)*  
**Expiration date:** May 31, 2017

**REISSUANCE OF GENERAL PERMIT (GP) 2006-214-M1  
PREVIOUSLY IDENTIFIED AS GP 90-1N and GP 2006-214  
DISCHARGE OF FILL MATERIAL IN WETLANDS OF NOME, ALASKA**

The District Commander, Alaska District, U.S. Army Corps of Engineers (Corps), has expanded and reissued General Permit (GP) 2006-214-M1, pursuant to Section 404 of the Clean Water Act (Public Act 95-217, 33 U.S.C. 1344 et seq.). The GP authorizes the placement of dredged and/or fill material and structures into wetlands for activities associated with residential, public, and commercial development projects in specified areas of Nome, Alaska.

In response to Special Public Notice POA-2006-214-M1, dated December 21, 2011, proposed GP 2006-214 was revised to reflect comments submitted by local, State, and Federal agencies, and the interested public. Based on a review of all pertinent information, including a prepared Environmental Assessment, I have concluded that issuance of this permit will not have more than minimal adverse impact on the environment and is not contrary to the public interest.

GP 2006-214-M1 describes the terms and conditions which must be met in order for work to be authorized by the GP. A copy of the GP can be found on our web site at: [www.poa.usace.army.mil/reg/gps.htm](http://www.poa.usace.army.mil/reg/gps.htm). An individual wishing to perform work under this GP must review these conditions carefully and follow the application procedures. If the proposed work does not meet the requirements of the terms and conditions, the GP will not apply and an individual Department of the Army permit application must be submitted to us at the letterhead address. Failure to comply with the terms and conditions of the GP could result in suspension, modification, or revocation of the permit, and/or imposition of penalties as provided by law.

The activities authorized under this GP may not be undertaken and completed without first receiving a positive Opinion of Compliance from the City of Nome; see the GP's "Authorization Procedures" for additional information.

This GP has been issued for a period of five (5) years, expiring on the date shown above. At the end of this five-year period, an evaluation of the GP will be made, and at that time it will be decided whether or not this GP should be renewed. The District Commander may at any time during this five-year period, alter, modify, suspend or revoke this permit, if he deems such action to be in the public interest.

In accordance with the regulations at 40 CFR 230.7, a copy of the compliance determination for the Section 404(b)(1) Guidelines is attached to this public notice.

Any questions or requests for additional information should be directed to:  
Alaska District, Corps of Engineers, ATTN: Don Kuhle, Regulatory Division, Post  
Office Box 6898, JBER, Alaska 99506-0898; phone (907) 753-2780, toll free from  
within Alaska at (800) 478-2712, by fax at (907) 753-5567; or email at  
don.p.kuhle@usace.army.mil.

District Commander  
U.S. Army Corps of Engineer

## GENERAL PERMIT 2006-214-M1

### DISCHARGE OF FILL MATERIAL IN WETLANDS OF NOME, ALASKA

#### INTRODUCTION

Under the authority of Section 404 of the Clean Water Act (Public Law 95-217, 33 U.S.C. 1344 et seq.), the District Commander, Alaska District, U.S. Army Corps of Engineers (Corps) has expanded and reauthorized General Permit (GP) 2006-214-M1.

This GP authorizes the placement of dredged and/or fill material and structures into waters of the U.S., for activities associated with residential, public and commercial development projects in specified areas of Nome, Alaska, as shown on the attached maps, 12 sheets dated September 15, 2011.

All activities are contingent upon meeting the terms and conditions listed herein. Failure to comply with the terms and conditions of the GP may result in suspension, modification or revocation of the permit and/or imposition of penalties as provided by law. Any placement of fill material in waters of the U.S. which does not fall within the scope of this GP, or which fails to meet the GP terms and conditions, is not authorized by this GP and a Department of the Army nationwide permit or individual permit will be required.

This GP will be valid for a period of five years from the date of issuance. The District Commander (DC) of the Alaska District Corps of Engineers (Corps) may, at any time during this period, alter, modify, or revoke the permit if he deems such action to be in the public interest.

**Residential** development is defined as the construction of a dwelling; a place of residence; or a person's fixed, permanent, and principal home for legal purposes. Residential development also includes work performed in association with site preparation such as fill pads, the installation of underground utilities, or on-site septic/sewer systems, and driveway construction.

**Public** development is defined as the construction of facilities relating to community interests as opposed to private interests. Public development allowed would include the discharge of fill material in wetlands for public roads, parking lots, buildings such as city halls, public safety buildings, National Guard Armory, churches, post offices, and fire stations.

**Commercial** development is defined as the construction of private facilities for the exchange or buying and selling of commodities. Commercial development includes a range of uses such as movie theaters, pool halls, arcades, videotape rentals, bingo halls, hotels, restaurants, hair and tanning salons, fabric/dress shops, laundry facilities, daycare facilities, and lumber and hardware stores. Other similar projects would need to be approved by the District Engineer.

#### CONDITIONS OF THE GENERAL PERMIT

The goals of these conditions are: to ensure work results in only minimal adverse environmental impact when performed separately and have only minor cumulative impacts; to be consistent with other regulatory authorities; and to retain normal aquatic ecosystem functions representative of the area in which construction takes place. All activities identified and authorized by this GP shall be consistent with the following conditions:

1. Fill material shall not be discharged within 50 feet of the ordinary high water mark of any non-tidal open water body, including streams, sloughs, rivers, ponds, lakes; within 50 feet of permanently flooded wetlands; or within 50 feet of the high tide line of any tidal waters. The only exception is the reduction of the setback to 10 feet to allow development within 50 feet of an established drainage along East N Street and 6th Avenue. The drainage would be preserved during development and adjacent disturbed areas would be re-seeded to reduce erosion.
2. The boundaries of the fill area in wetlands shall be staked and/or flagged prior to construction to prevent inadvertent encroachment into adjacent wetlands.
3. This GP does not apply to any activity involving the use or storage of hazardous wastes or hazardous substances as part of their principal purpose. These materials are defined in the Solid Waste Disposal Act, as amended by the Resource

Conservation and Recovery Act (RCRA), 42 U.S.C. 6901 et seq., and the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA). Contact the Alaska Department of Environmental Conservation or the U.S. Environmental Protection Agency for information about hazardous substances.

4. Sufficient gravel thickness and/or insulation shall be utilized in all fills to prevent thermal degradation of underlying permafrost (if present).
5. Natural drainage patterns shall be maintained using appropriate ditching, culverts, storm drain systems and other measures, without introducing ponding or drying. Excessive ponding and/or dewatering of areas adjacent to fill areas shall indicate non-compliance with this condition.
6. No discharge of fill material shall be authorized under this GP if it consists of unsuitable material, e.g. trash, debris, tree stumps, car bodies, etc., and all material discharged shall be free of toxic pollutants in toxic amounts, as defined by the Toxic Pollutant List referred to as Table 1 in Section 307 of the Clean Water Act and by Alaska State Law, i.e. 18 AAC 70 Alaska Water Quality Standards, 18 AAC Oil and Hazardous Substance Pollution Control, and 18 AAC 78 Underground Storage Tanks. A soil remediation plan shall be approved by the Alaska Department of Environmental Conservation (ADEC) prior to commencing any work on a site containing contaminated soil. If contaminated soils are discovered during the activity, all work shall cease in the area of the contamination; ADEC shall be contacted, and work shall commence only upon receiving ADEC approval.
7. All exposed fills (including side slopes) and disturbed areas shall be stabilized to prevent erosion. Increased water turbidity and sediment in drainage ditches, streams, sloughs, and/or adjacent wetlands shall be evidence of insufficient stabilization.
8. The permittee shall allow the District Engineer or his authorized representative(s) to inspect authorized work at any time deemed necessary to assure that on-going and completed work is in compliance with the terms and conditions of this GP.
9. No activity shall be authorized in Area 15 unless the District Engineer has first been notified for compliance with the requirements of Section 106 of the National Historic Preservation Act (NHPA). The applicant shall not begin the activity until notified by the District Engineer either that the activity has no potential to cause effects or that consultation under Section 106 of the NHPA has been completed.
10. Applications to fill wetlands under this GP shall be evaluated on a case-by-case basis for potential effects on historic properties. This may be accomplished by a cultural resource survey, review by the professional staff of the Carrie M. McLain Memorial Museum, or review by another qualified professional. If a proposed activity may have the potential to cause effects to any historic property listed on, determined to be eligible for listing on, or potentially eligible for listing on the National Register of Historic Places, including previously unidentified properties, the City of Nome shall notify the District Engineer for compliance with the requirements of Section 106 of the National Historic Preservation Act (NHPA). The applicant shall not begin the activity until notified by the district engineer either that the activity has no potential to cause effects or that consultation under Section 106 of the NHPA has been completed.
11. If the permittee, during performance of the work authorized herein, encounters a previously undiscovered archeological, paleontological, or historic resource, he/she shall immediately notify the District Engineer at (800) 478-2712 and the State Historic Preservation Officer, Division of Parks, Department of Natural Resources, 550 West 7<sup>th</sup> Avenue, Suite 1310, Anchorage, Alaska 99501-3565. Construction activities that may affect the remains and artifacts shall be avoided to the maximum extent practicable until all required coordination has been completed.
12. Activities covered under this GP shall not adversely affect any species listed as threatened or endangered under the Endangered Species Act of 1973 (Act), nor jeopardize the continued existence of any proposed species under the Act. The U.S. Fish and Wildlife Service (USFWS) has concluded that residential, public, and commercial development within the subdivision boundaries described in this GP is not likely to adversely affect listed species. However, if a listed species is identified within the boundaries of a proposed project covered under this GP, work at the site shall cease and USFWS shall be consulted immediately (within 24 hours) at (907) 456-0297 or (907)456-0203. *Advisory:* The Service recommends field projects follow their Polar Bear Interaction Guidelines, a copy of which is available from USFWS Alaska Region Marine Mammals Management at (907) 786-3810.
13. All activities identified and authorized herein shall be undertaken in a manner that is consistent with the terms and conditions of the GP, and any activities undertaken by the permittee that are not specifically identified and authorized herein shall constitute noncompliance with the terms and conditions of the GP, and consequently, a

modify the GP to have the Alaska District Regulatory Branch require verification by the Corps of projects, where appropriate, until such time as the District Engineer determines that the situation has been resolved.

14. Any activity being performed under this permit may be summarily suspended, in whole or in part, upon a finding by the District Engineer that there is noncompliance with any of the terms or conditions of this GP, or that there is noncompliance with a related nationwide or individual permit, or that there is a violation of Federal law associated with the activity, or that the immediate suspension of the activity authorized herein would be in the general public interest. Such suspension shall be effective upon receipt by the permittee of a written notice thereof which shall indicate: (1) the extent of the suspension; (2) the reasons for such action; and (3) any corrective or preventive measures to be taken by the permittee which are deemed necessary by the District Engineer to abate imminent hazards to the general public interest. The permittee shall take immediate action to comply with the provisions of such notice. Within 10 days following receipt of a notice of suspension, the permittee may request a public hearing in order to present information relevant to a decision as to whether the authorization should be reinstated, modified, or revoked. If a hearing is requested, it shall be conducted pursuant to procedures prescribed by the Chief of Engineers. After completion of the hearing, or within a reasonable time after issuance of the suspension notice to the permittee, if no hearing is requested, the authorization will either be reinstated, modified, or revoked.

15. The permittee shall adhere to the alternative measures specified in the Alaska Department of Environmental Conservation's Certificate of Reasonable Assurance, dated May 2, 2012. A copy of the certification is attached to the GP. These measures will remain conditions of the GP unless expressly modified or deleted, in writing, by the District Engineer or his authorized representative.

### **APPLICATION PROCEDURES**

A party wishing to perform work under GP 2006-214-M1 must review the terms and conditions of the permit and follow the application procedures as written. In order for a proposed project to be considered for authorization under this GP, an application form (see attached example) must be completed and submitted to the City Engineer, City of Nome, on the corner of Front and Hunter Streets, Post Office Box 281, Nome, Alaska 99762, telephone (907) 443-5242, FAX (907) 443-5349. Application forms and copies of the GP are available at the City Engineer's office.

### **AUTHORIZATION PROCESS:**

If the proposed project complies with the terms and conditions of the GP, the City of Nome will notify the applicant by providing him/her with a completed "Opinion of Compliance" form, which is part of the application. No work is authorized without first receiving a positive Opinion of Compliance from the City of Nome. If the project does not comply with the terms and conditions of the GP, the City of Nome will inform the applicant of the reasons for non-compliance with the same form. The applicant should contact the Corps of Engineers to determine if application for a nationwide permit or individual permit would be necessary. Anyone may request written confirmation of whether their proposed work requires authorization.

The City of Nome shall submit copies of all GP application forms and Opinion of Compliance forms to the Alaska District, Corps of Engineers, Regulatory Division, North Branch, on a quarterly basis.

All work in marine waters requires an individual Department of Army Section 10 Permit or nationwide permit authorization.

### **LIMITATIONS**

This GP applies only to activities authorized under Section 404 of the Clean Water Act.

This GP does not apply if Essential Fish Habitat is adversely affected.

This GP does not apply to marine or estuarine waters under any circumstances.

This GP does not apply to State designated Critical Habitat Areas or Game Refuges and Sanctuaries, unless the activity is specifically authorized by the agency with jurisdiction over these lands.

This GP does not apply to construction activities within any unit of the National Wildlife Refuge System, National Park System, or component of the National Wild and Scenic River System (existing or nominated).

The lead role that Federal and State land management agencies have in identifying, evaluating, and pursuing consultation on cultural resources is recognized. This consultation has a basis under Section 106 of the National Historic Preservation Act

and any agency's cultural resources conservation implementing regulations. This GP does not authorize construction activities that would adversely affect archaeological, cultural or historic properties which the National Park Service has listed on, or has determined eligible for listing on, the National Register of Historic Places unless coordination with the State Historic Preservation officer (SHPO), and if necessary, the Advisory Council on Historic Preservation is completed as per Section 106 of the National Historic Preservation Act.

Authorization granted under this GP applies only to work subject to the regulatory authority of the U.S. Army Corps of Engineers. GP authorization does not obviate or affect in any manner the requirements or the need to meet any other required Federal, State or local governmental authorizations (e.g., local land use codes or regulations). If the proposed work authorized under this GP is subsequently modified by any other Federal, State, or local governmental authorization, a modification of the authorization to perform activities under this GP may need to be obtained from the Corps.

### **INSPECTION:**

The District Commander, or his designated representative, may inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished in accordance with the terms and conditions of this GP.

### **STATE CERTIFICATION**

Pursuant to Section 401 of the Clean Water Act (Public Law 95-217), the Alaska Department of Environmental Conservation has issued a Certificate of Reasonable Assurance for the GP. A copy is attached to the GP.

### **MONITORING**

Soon after the beginning of each year this office shall conduct an annual review of all projects authorized during the previous year. Pertinent information from these cases shall be compiled into a report and entered in the official GP file. Copies of this report shall be made available to the interested public, and to local, state and federal agencies for their information upon request.

In addition, periodic field inspections shall be undertaken by this office of projects authorized under the GP. Reports shall be prepared for all field inspections and entered into the official GP file. The Regulatory Division shall maintain a file of GP-related documents and monitoring efforts.

Information contained in the GP file shall provide the basis for the decision whether or not to revise or renew the GP. If it is determined that projects authorized by this GP result in greater than minimal adverse environmental impacts, then the GP shall be modified, suspended, or revoked to prevent further impacts.

### **LIMITS OF THIS AUTHORIZATION**

- 1) This GP does not grant any property rights, either in real estate or material, or any exclusive privileges; and it does not authorize any injury to property, invasion of rights, or infringement of Federal, State, or local laws or regulations.
- 2) This GP does not authorize the interference with any existing or proposed federal projects.
- 3) This authorization does not obviate the need for other Federal, State, and local permits, licenses, or approvals that may be required for the proposed work.

### **LIMITS OF FEDERAL LIABILITY**

In issuing this GP, the Federal Government does not assume any liability for the following:

- 1) Damages to the permitted project or uses thereof as a result of other permitted or non-permitted activities or from natural causes.
- 2) Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States which are not contrary to the public interest.
- 3) Damages to persons, property, or to other permitted or non-permitted activities or structures caused by an activity authorized by this GP.

- 1) Damages to the permitted project or uses thereof as a result of other permitted or non-permitted activities or from natural causes.
- 2) Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States which are not contrary to the public interest.
- 3) Damages to persons, property, or to other permitted or non-permitted activities or structures caused by an activity authorized by this GP.
- 4) Design or construction deficiencies associated with the permitted work.
- 5) Damage claims associated with any future modification, suspension, or revocation of this permit.

#### **REEVALUATION OF PERMIT DECISION**

The Corps of Engineers may reevaluate its decision to issue a GP authorization to any person or agency at any time the circumstances warrant. Circumstances that could require a reevaluation include, but are not limited to, the following:

- 1) The permittee fails to comply with the terms and conditions of this permit.
- 2) The information provided by the permittee in support of the application proves to have been false, incomplete, or inaccurate.
- 3) Significant new information surfaces which this office did not consider in reaching the original public interest decision.

Such a reevaluation may result in a determination that it is appropriate to use the suspension, modification, and revocation procedures contained in 33 CFR 325.7 or enforcement procedures such as those contained in 33 CF 326.4 and 326.5. The referenced enforcement procedures provide for terms and conditions of your permit and for the initiation of legal action where appropriate. You will be required to pay for any corrective measures ordered by this office, and if you fail to comply with such directive, this office may in certain situations (such as those specified in 33 CFR 209.170) accomplish, the corrective measures by contract or otherwise and bill you for the cost.

#### **PENALTIES FOR NONCOMPLIANCE/VIOLATIONS**

Failure to comply with the terms and conditions of this GP may result in suspension of the work, revocation of the permit, removal of fill material or other structure, restoration of areas subject to Corps jurisdiction, and/or impositions of penalties as provided by law. The discharge of fill material not in accordance with the terms and conditions of this GP constitutes a violation of Section 301 of the Clean Water Act (33 U.S.C. 1319), and upon conviction thereof is punishable, in accordance with Section 309 of the Clean Water Act, by a fine of not less than \$2,500, nor more than \$25,000, per day of violation, or imprisonment of not more than one year, or both. That individual is also subject to a civil penalty not to exceed \$25,000 per day of the violation.

#### **TERM**

This GP is effective for 5 years from the date of issuance unless otherwise modified, suspended, or revoked. Authorized work must be completed within 12 months after the expiration date of this GP.

FOR THE DISTRICT COMMANDER:



William A. Kelley  
Chief, North Branch  
Regulatory Division  
Alaska District, Corps of Engineers

Compliance Determination for the Section 404(b) (1) Guidelines  
(40 CFR 230.7 General Permits)

This information from the combined decision document is published here in accordance with 40 CFR 230.7(b).

**9.2 Evaluation of Compliance with 404(b)(1) Guidelines.**

**9.2.1 Alternatives Test (40 CFR 230.10(a)):** Per 40 CFR 230.7(b)(1), consideration of alternatives in 40 CFR 230.10(a) are not directly applicable to General permits.

**9.2.1.1 Based on the discussion in 3.0 are there available, practicable alternatives having less adverse impact on the aquatic ecosystem and without other significant adverse environmental consequences that do not involve discharges into "waters of the U.S." or at other locations within these waters? N/A**

**9.2.1.2 Based on 3.0 if the project is in a special aquatic site and is not water dependent, has the applicant clearly demonstrated that there are no practicable alternative sites available? N/A**

**9.2.2 Special Restrictions (40 CFR 230.10(b)). Will the discharge:**

**7.2.2.1 Violate state water quality standards?: No**

**9.2.2.2 Violate toxic effluent standards [under Section 307] of the Clean Water Act?: No**

**9.2.2.3 Jeopardize endangered or threatened species or their critical habitat?: No**

**9.2.2.4 Violate standards set by the Department of Commerce to protect marine sanctuaries?: No**

**9.2.3 Other restrictions (40 CFR 230.10(c)): Will the discharge contribute to significant degradation of "waters of the U.S." through adverse impacts to:**

**9.2.3.1 Human health or welfare, through pollution of municipal water supplies, fish, shellfish, wildlife and/or special aquatic sites?: No**

**9.2.3.2 Life stages of aquatic life and/or wildlife?: No**

**9.2.3.3 Diversity, productivity, and stability of the aquatic life and other wildlife? Or wildlife habitat or loss of the capacity of wetlands to assimilate nutrients, purify water or reduce wave energy?: No**

**9.2.3.4 Recreational, aesthetic, and/or economic values?: No**

**9.2.4 Actions to minimize potential adverse impacts [mitigation](40 CFR 230.10(d)). Will all appropriate and practicable steps [40 CFR 230.70-77] be taken to minimize adverse impacts of the discharge on the aquatic ecosystem?: Yes**

**9.2.5 Section 230.7(a), Conditions for the issuance of General permits:**

**9.2.5.1 Are the activities in such category similar in nature and similar in their impact upon water quality and the aquatic environment? Yes**

**9.2.5.2 Will the activities in such category have only minimal adverse effects when performed separately? Yes**

**9.2.5.3 Will the activities in such category have only minimal cumulative adverse effects on water quality and the aquatic environment? Yes**



**STATE OF ALASKA  
DEPARTMENT OF ENVIRONMENTAL CONSERVATION  
CERTIFICATE OF REASONABLE ASSURANCE**

A Certificate of Reasonable Assurance, in accordance with Section 401 of the Federal Clean Water Act and the Alaska Water Quality Standards is issued to: US Army Corps of Engineers (USACE), Regulatory Division (1145); CEPOA-RD, P.O. Box 6898; JBER, Alaska 99506-0898 to the Nome General Permit Reissuance, SPN-2006-214-M1. USACE contact: Don Kuhle, 907-753-2780.

The proposed activity is located within the Nome municipality boundaries set in the 2012 copy of the Nome General Permit. The activities intended for re-authorization under this permit are essentially the same as in prior years, but would include an additional 232.77 acres of wetlands, including intertidal lands.

Public notice of the application for this certification was given as required by 18 AAC 15.180.

A State Water Quality Certification is required under Section 401 because the proposed activity will be authorized by a U.S. Army Corps of Engineers permit, reference number SPN-2006-214-M1, and a discharge may result from the proposed activity.

The DEC reviewed the application and certifies that there is reasonable assurance that the proposed activity, as well as any discharge which may result, will comply with applicable provisions of Section 401 of the Clean Water Act and the Alaska Water Quality Standards, 18 AAC 70, provided that the following alternative measures are adhered to.

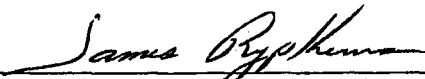
1. Reasonable precautions and controls must be used to prevent incidental and accidental discharge of petroleum products or other hazardous substances. Fuel storage and handling activities for equipment must be sited and conducted so there is no petroleum contamination of the ground, surface runoff or water bodies.
2. During construction, spill response equipment and supplies such as sorbent pads shall be available and used immediately to contain and cleanup oil, fuel, hydraulic fluid, antifreeze, or other pollutant spills. Any spill amount must be reported in accordance with Discharge Notification and Reporting Requirements (AS 46.03.755 and 18 AAC 75 Article 3). Most importantly, the applicant must contact by telephone the DEC Area Response Team for Central Alaska at (907) 269-3063 during work hours or 1-800-478-9300 after hours. Also, the applicant must contact by telephone the National Response Center at 1-800-424-8802. Report all spills.
3. Construction equipment shall not be operated below the ordinary high water mark if equipment is leaking fuel, oil, hydraulic fluid, or any other hazardous material. Operation of tracked or wheeled equipment in the water shall be kept to a minimum. Equipment shall be inspected on a daily basis for leaks. If leaks are found the equipment shall not be used and pulled from service until the leak is repaired.
4. Runoff discharged to surface water (including wetlands) from a construction site disturbing one or more acres must be covered under Alaska's General Permit for Storm Water Discharges from Large and Small Construction Activities in Alaska (AKR100000). This permit requires a Storm Water Pollution Prevention Plan (SWPPP).

For projects that disturb more than five acres, this SWPPP must also be submitted to DEC (William Ashton, 907-269-6283) prior to construction.

5. Prior to fill placement, a silt fence or similar structure shall be installed on a line parallel to and within 5' of the proposed fill toe of slope within all wetland areas that contain standing water that is connected to any natural body of water or where the fill toe is within 25' of such a water body. This structure shall remain in place until the fill has been stabilized or contained in another manner. Silt fences will not have to be installed if the construction activity is occurring during the time that the water is in a frozen state.
6. In wetlands that during the summer contain surface water that is connected to natural bodies of water, fill placed during winter construction must be stabilized or contained in the spring prior to breakup to insure that silts are not carried from the fill to the natural bodies of water in the summer.
7. All work areas, material access routes, and surrounding wetlands involved with any road realignment shall be clearly delineated and marked in such a way that equipment operators do not operate outside of the marked areas.
8. Natural drainage patterns shall be maintained, to the extent practicable, without introducing ponding or drying.
9. Culvert installation for streams that cross trails and roads shall not occur within the flowing waters of the stream. Culvert installation techniques such as stream diversion, dam and pump, or stream fluming shall be incorporated into the installation activity to insure that silt laden water is not carried into sensitive fish habitat. If the stream is intermittent, culvert installation shall occur when the stream bed is dry.
10. Culverts shall be placed as needed to provide cross drainage and drain ditches to avoid long sections of water running in the ditches on the cut-side of the road.

This certification expires five (5) years after the date the certification is signed. If your project is not completed by then and work under U.S Army Corps of Engineers Permit will continue, you must submit an application for renewal of this certification no later than 30 days before the expiration date (18 AAC 15.100).

Date May 2, 2012

  
James Rypkema, Section Manager  
Storm Water and Wetlands

APPLICATION FOR DEPARTMENT OF THE ARMY GENERAL PERMIT 2006-214  
CITY OF NOME, ALASKA

This form must be completed and submitted to the City Engineer, City of Nome, Post Office Box 281, 102 Division Street, Nome, Alaska 99762, telephone (907) 443-6603, fax: (907) 443-5345 prior to any discharge of dredged and/or fill material into wetlands covered under General Permit (GP) 2006-214. A map showing the specific areas covered under the GP can be viewed at the City Engineer's office. Proposed discharges outside of the GP area, or discharges that do not comply with the terms and conditions of the GP must either comply with one of the Nationwide Permits (33 CFR Part 330) or must receive an individual Department of the Army permit prior to construction. Additional information can be obtained from the Alaska District, Corps of Engineers, Regulatory Branch, Post Office Box 6898, Elmendorf Air Force Base, Alaska 99506-0898, telephone (800) 478-2712 toll free in Alaska, or direct at (907) 753-2712, fax (907) 753-5567, or visit our web site at: [www.poa.usace.army.mil/reg](http://www.poa.usace.army.mil/reg).

**1. Applicant Information**

- a. Applicant's name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone number: \_\_\_\_\_
- b. Agent's name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone number: \_\_\_\_\_

**2. Project Description**

- a. Project type: \_\_\_ Residential/\_\_\_ Public Facility/\_\_\_ Commercial/\_\_\_ Other(specify below)
- b. Brief description of proposed work: \_\_\_\_\_  
\_\_\_\_\_
- c. Location: Subdivision \_\_\_\_\_, Lot\_\_\_\_, Block\_\_\_\_, Street address \_\_\_\_\_
- d. Purpose of fill (e.g. road, driveway, house pad, etc.): \_\_\_\_\_
- e. Dimensions of fill(in feet): length\_\_\_\_, width\_\_\_\_, depth\_\_\_\_, area(sq feet)\_\_\_\_\_

**3. Site Plans**

Provide drawings that show the following in the appropriate spaces on page 2 of this form (attached):

- a. Vicinity map showing the location of the project in Nome.
- b. Overview and cross section drawings of existing and proposed fill area with dimensions in feet.
- c. Proposed structures that would be built on fill area with dimensions in feet. Show existing structures for reference.
- d. Lot lines.
- e. Natural features such as lakes, streams, and drainages.
- f. Existing roads and/or driveways leading to the project site.
- e. Drawings should be to scale if possible.

4. Signature of Applicant/Agent: I certify that, to the best of my knowledge, the information contained in this application is true, complete, and accurate.

- a. Applicant's signature: \_\_\_\_\_ date \_\_\_\_\_
- b. Agent's signature (if applicable): \_\_\_\_\_ date \_\_\_\_\_

APPLICATION FOR DEPARTMENT OF THE ARMY  
GENERAL PERMIT 2006-214, City of Nome, Alaska

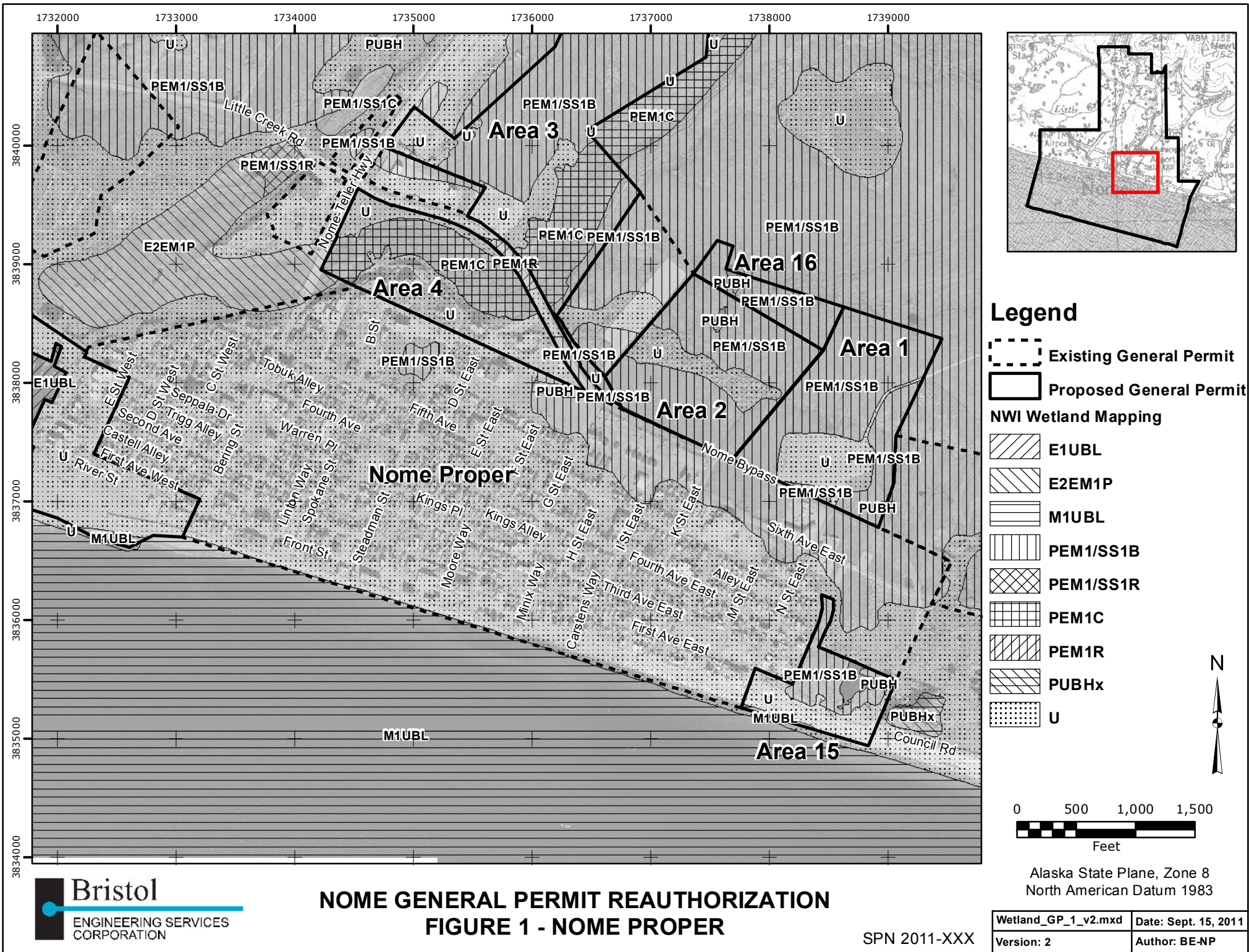
Vicinity Map

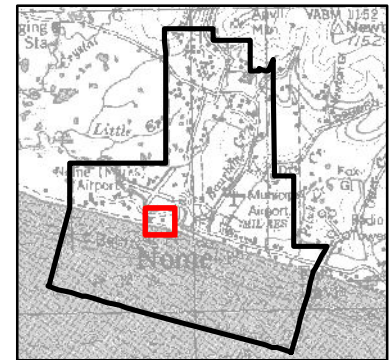
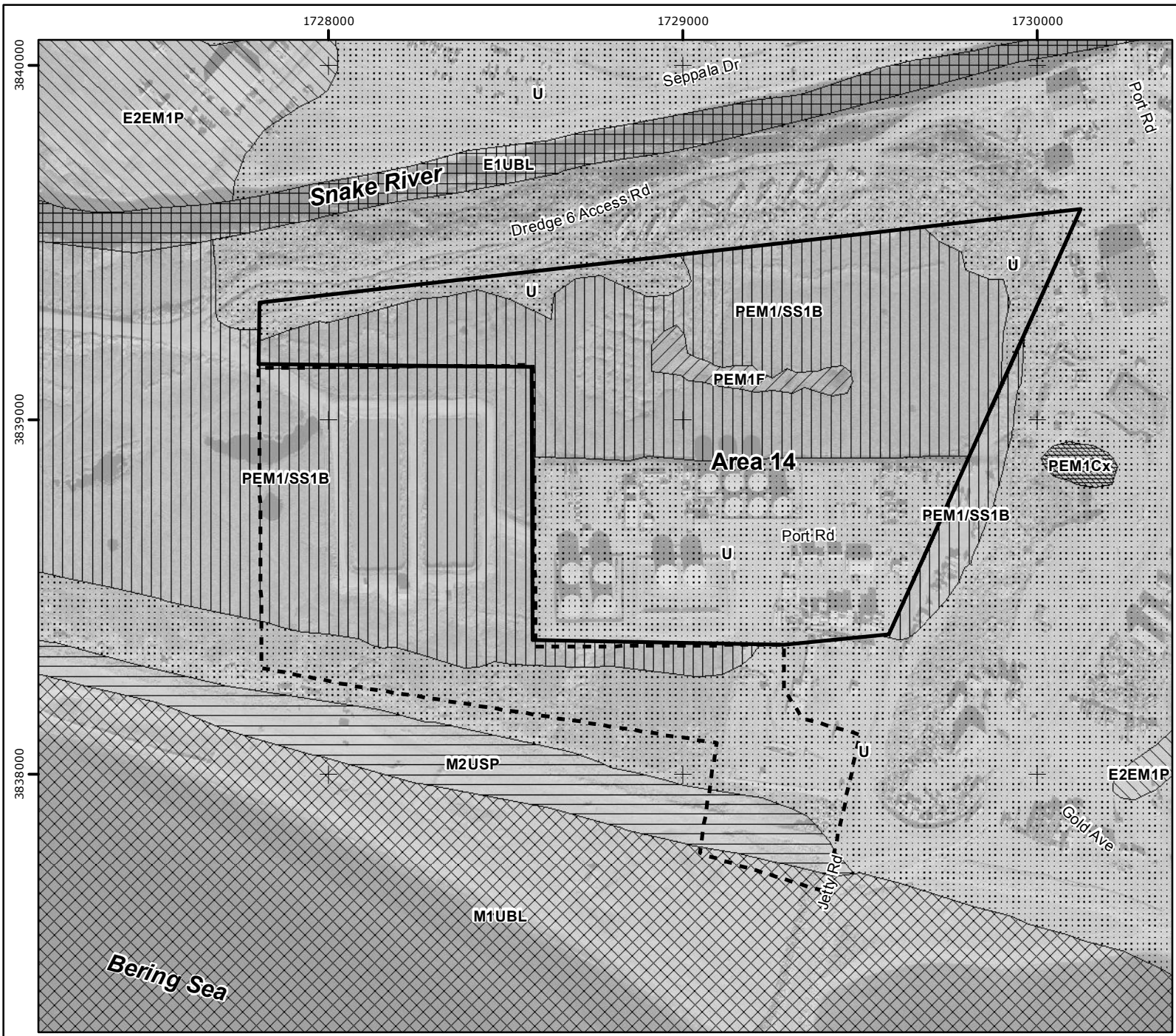
Cross Section

Overview



Drawing by: \_\_\_\_\_  
Date: \_\_\_\_\_  
Scale (if applicable): \_\_\_\_\_













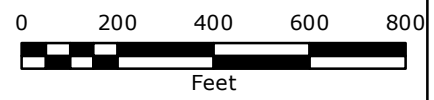


**Legend**

-  Existing General Permit
-  Proposed General Permit

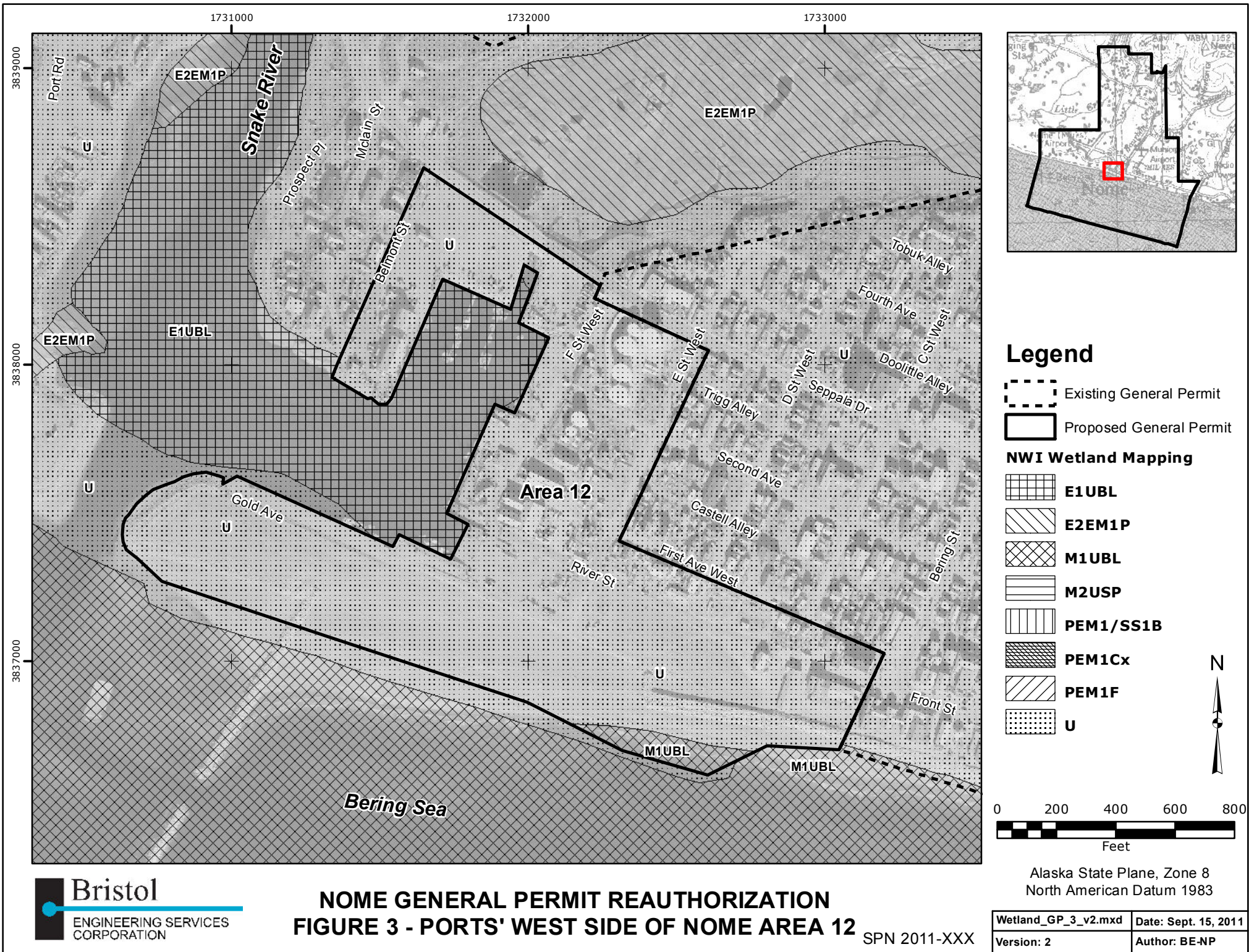
**NWI Wetland Mapping**

-  E1UBL
-  E2EM1P
-  M1UBL
-  M2USP
-  PEM1/SS1B
-  PEM1Ccx
-  PEM1F
-  U

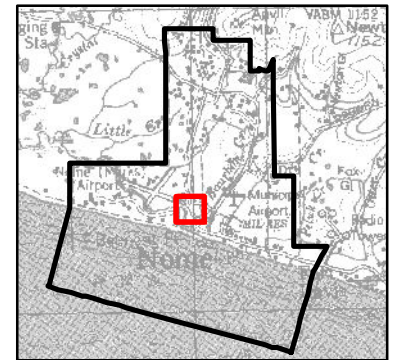
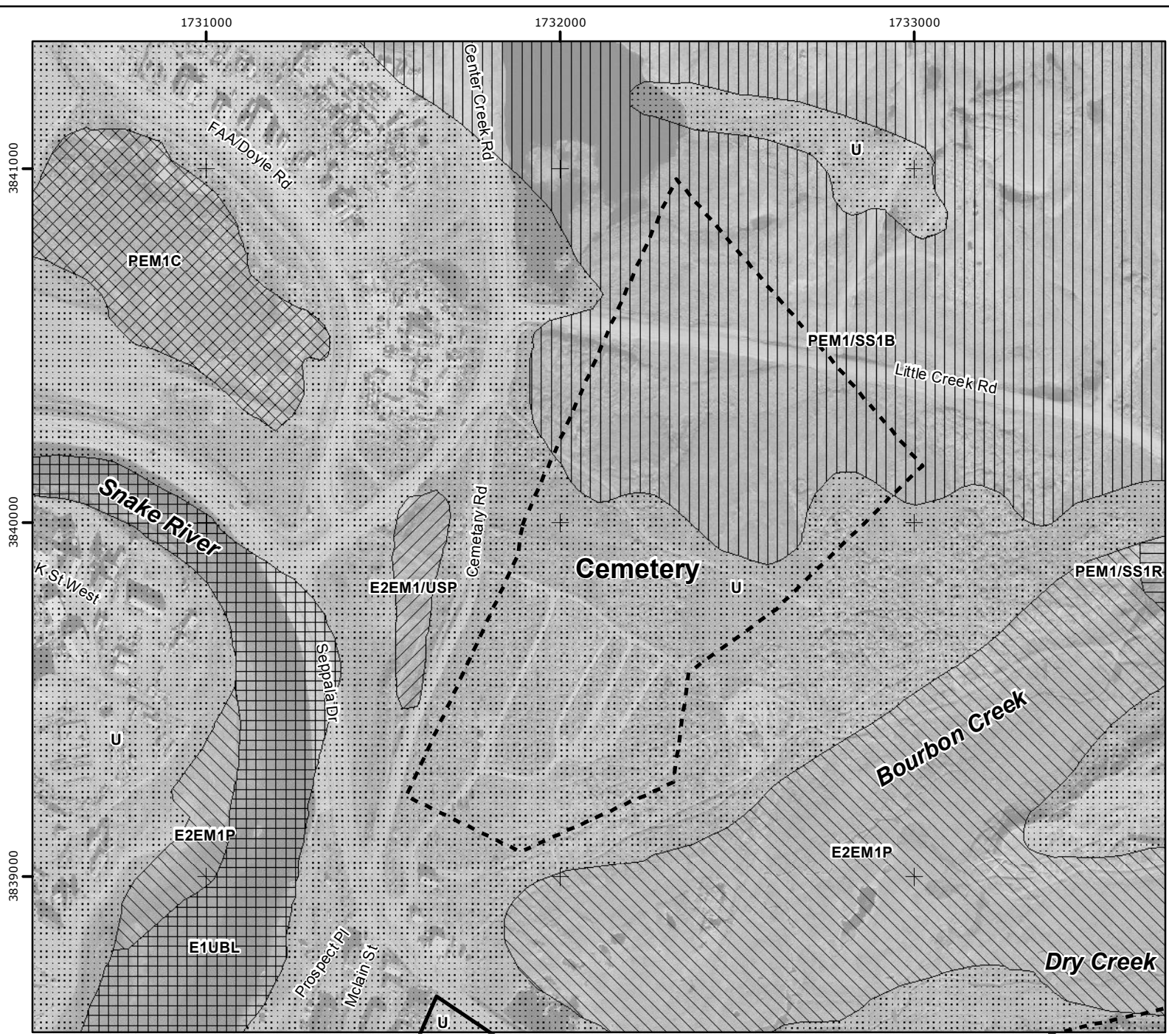


Alaska State Plane, Zone 8  
North American Datum 1983

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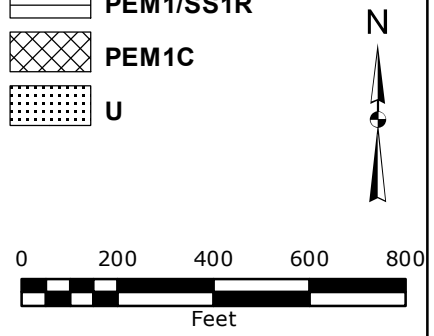




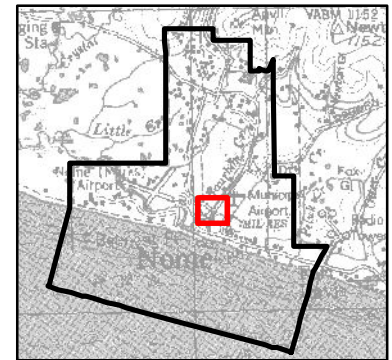
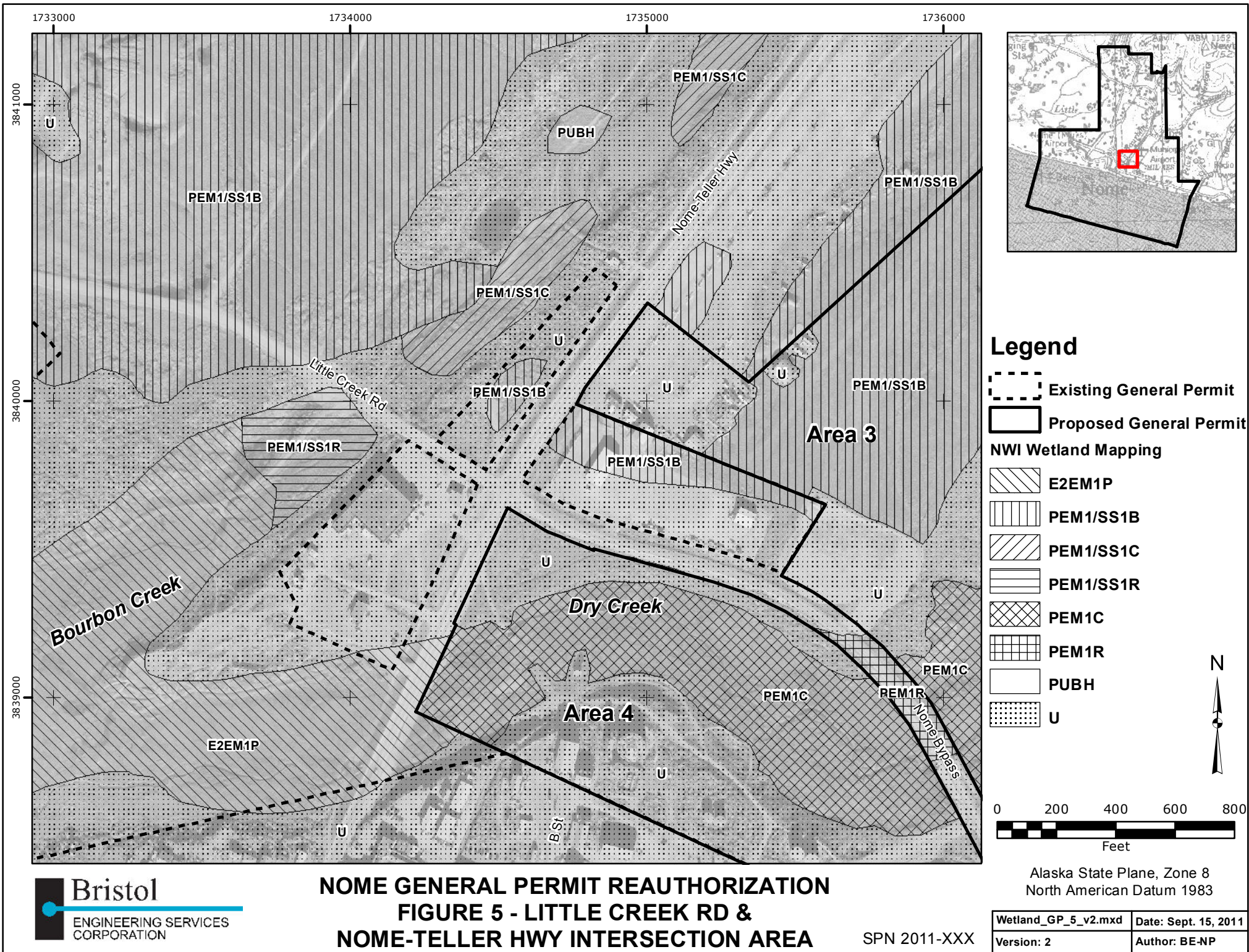


**Legend**

- Existing General Permit
- Proposed General Permit
- NWI Wetland Mapping**
- E1UBL
- E2EM1/USP
- E2EM1P
- PEM1/SS1B
- PEM1/SS1R
- PEM1C
- U



Alaska State Plane, Zone 8  
North American Datum 1983



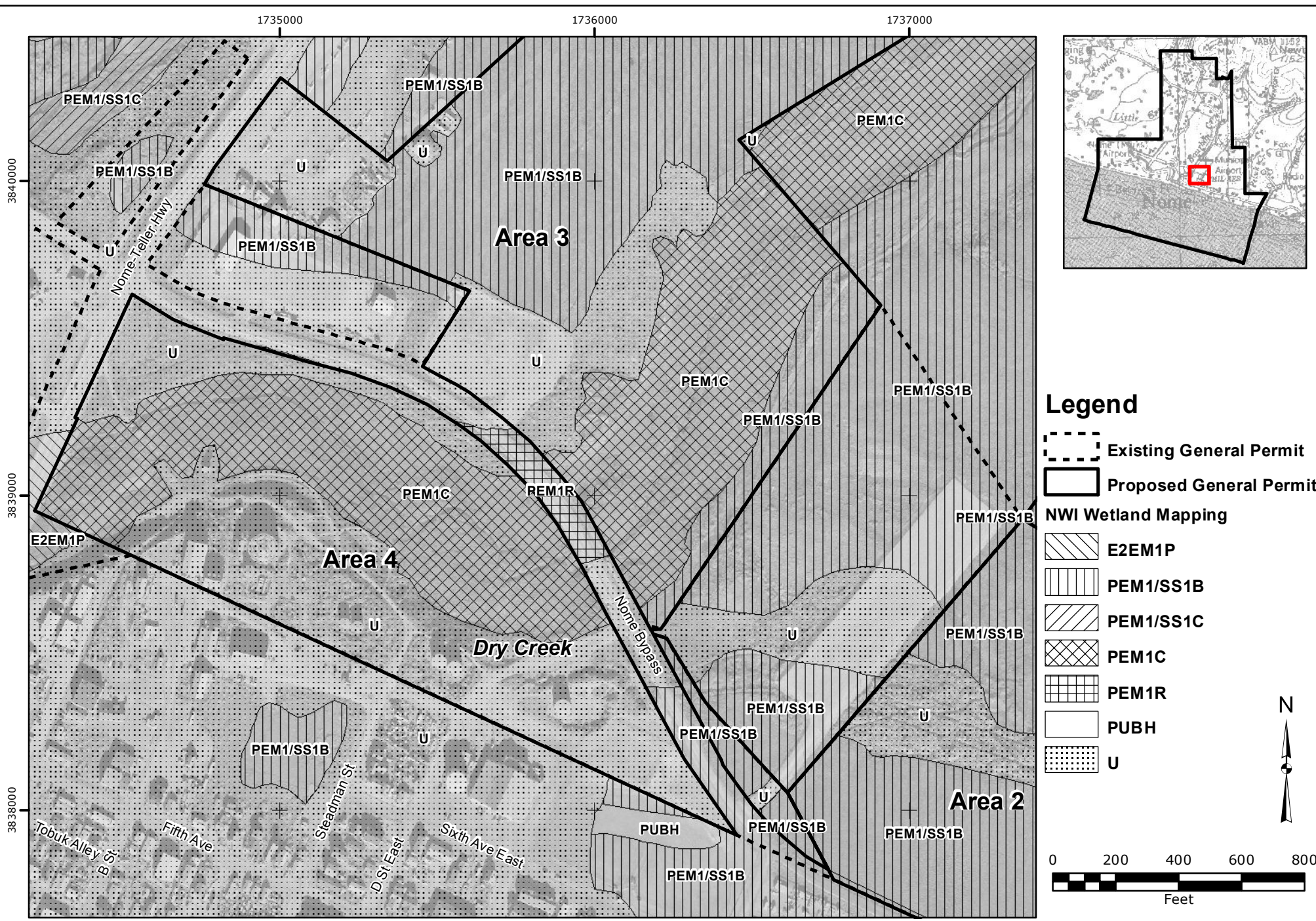
**Legend**

- Existing General Permit
- Proposed General Permit

**NWI Wetland Mapping**

- E2EM1P
- PEM1/SS1B
- PEM1/SS1C
- PEM1/SS1R
- PEM1C
- PEM1R
- PUBH
- U

0 200 400 600 800  
Feet



### Legend

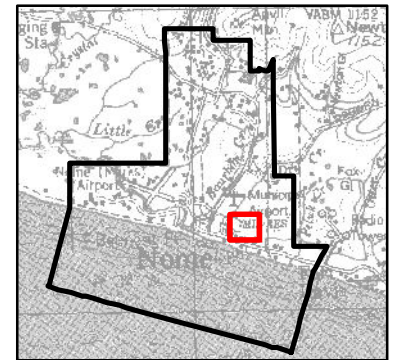
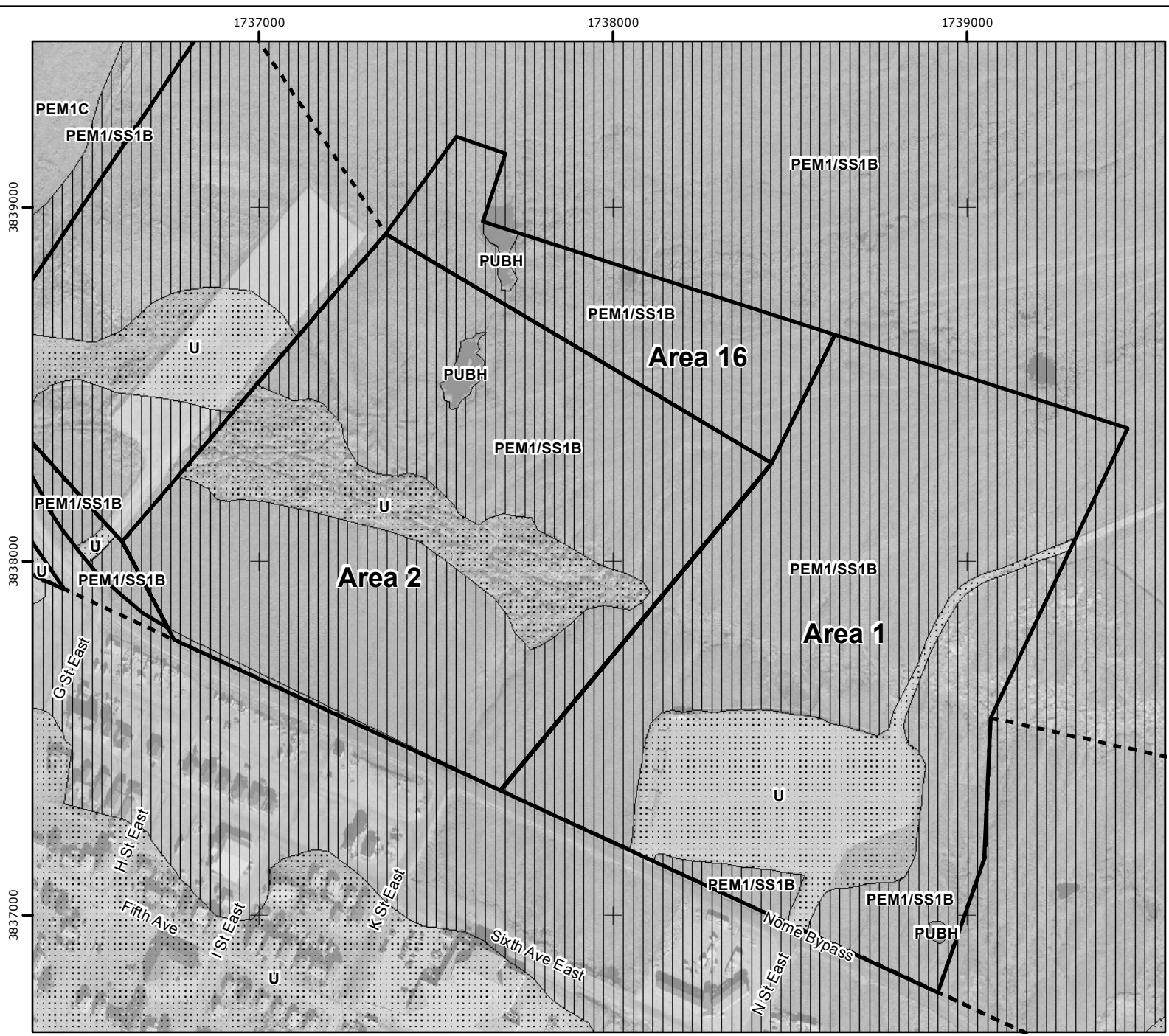
- Existing General Permit
- Proposed General Permit

#### NWI Wetland Mapping

- E2EM1P
- PEM1/SS1B
- PEM1/SS1C
- PEM1C
- PEM1R
- PUBH
- U

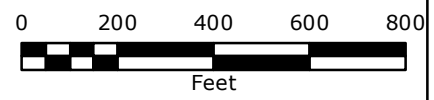
N

0 200 400 600 800  
Feet



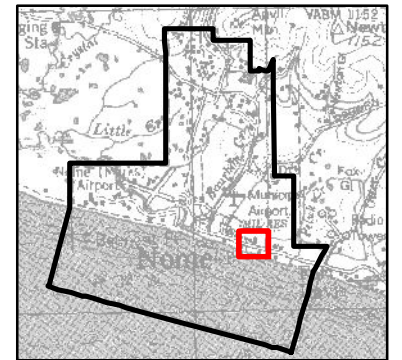
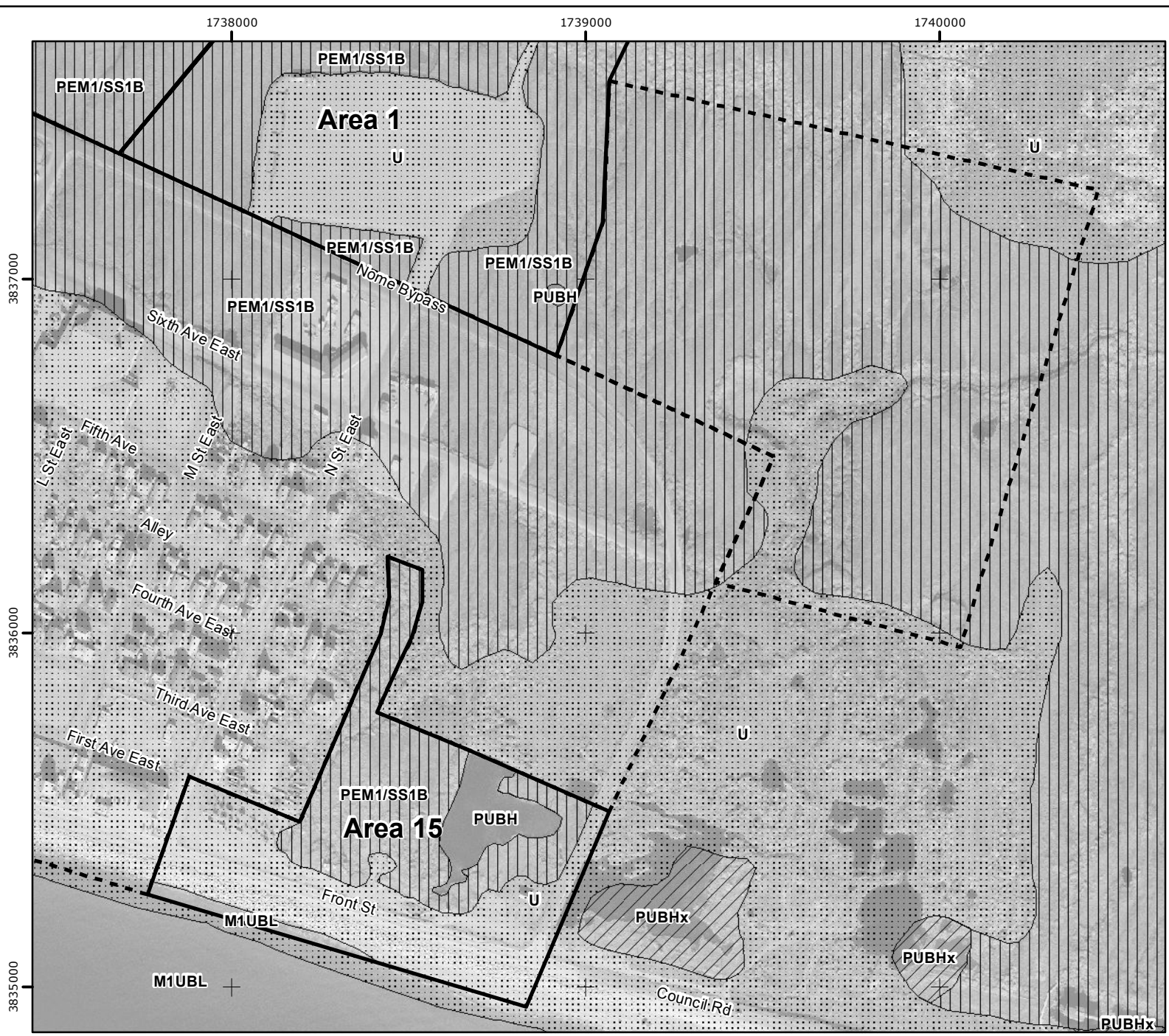
**Legend**

- Existing General Permit
- Proposed General Permit
- NWI Wetland Mapping**
- PEM1/SS1B
- PUBH
- U



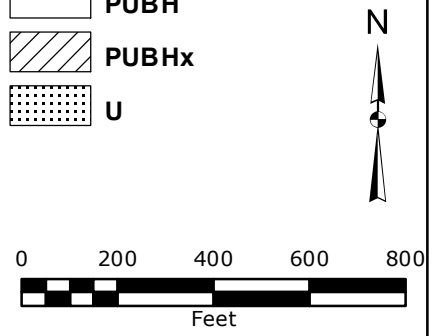
Alaska State Plane, Zone 8  
North American Datum 1983

Wetland_GP_7_v2.mxd	Date: Sept. 15, 2011
Version: 2	Author: BE-NP

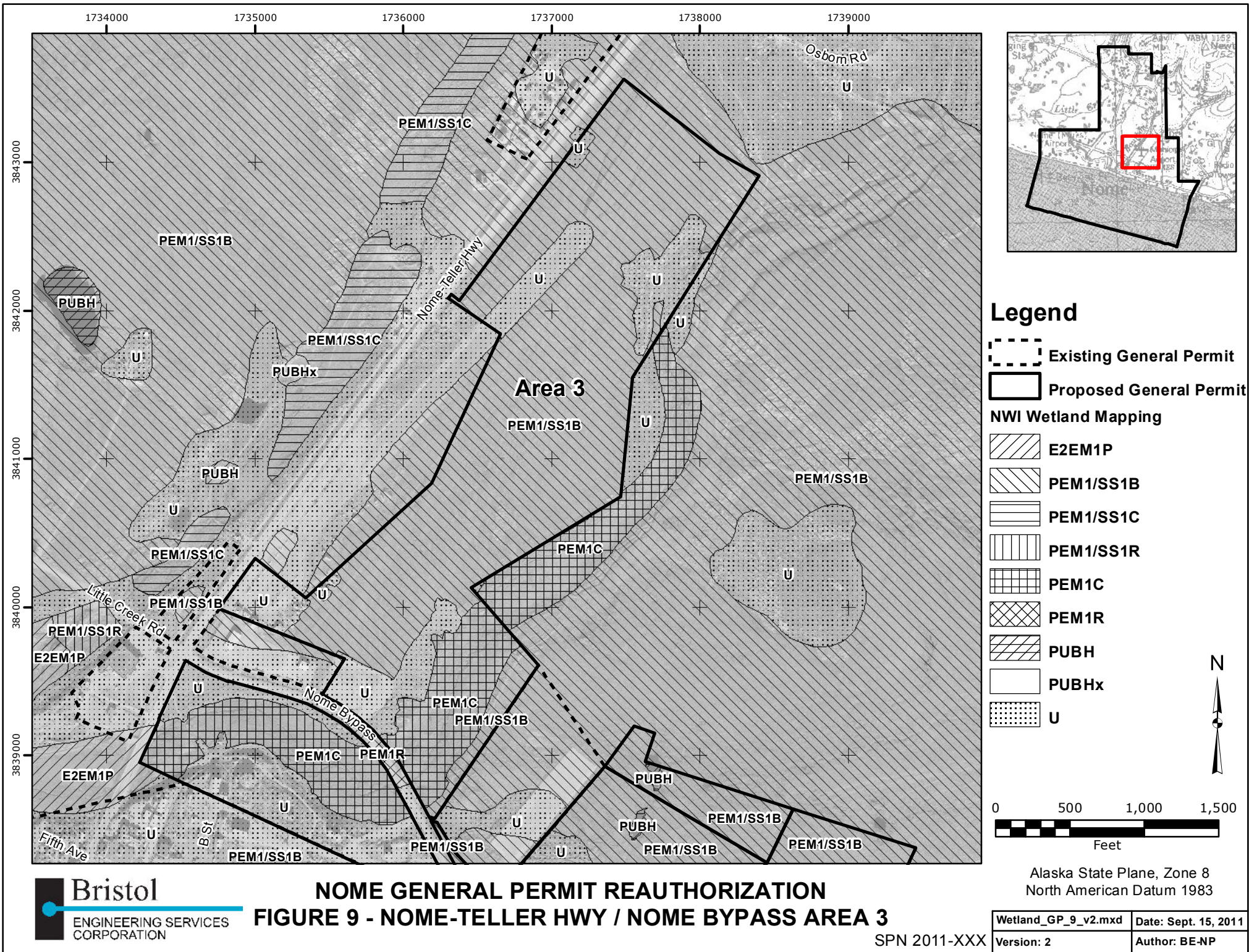


**Legend**

- Existing General Permit
- Proposed General Permit
- NWI Wetland Mapping**
- PEM1/SS1B
- PUBH
- PUBHx
- U

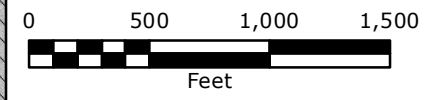


Alaska State Plane, Zone 8  
North American Datum 1983

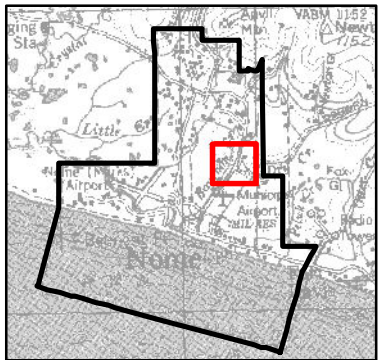
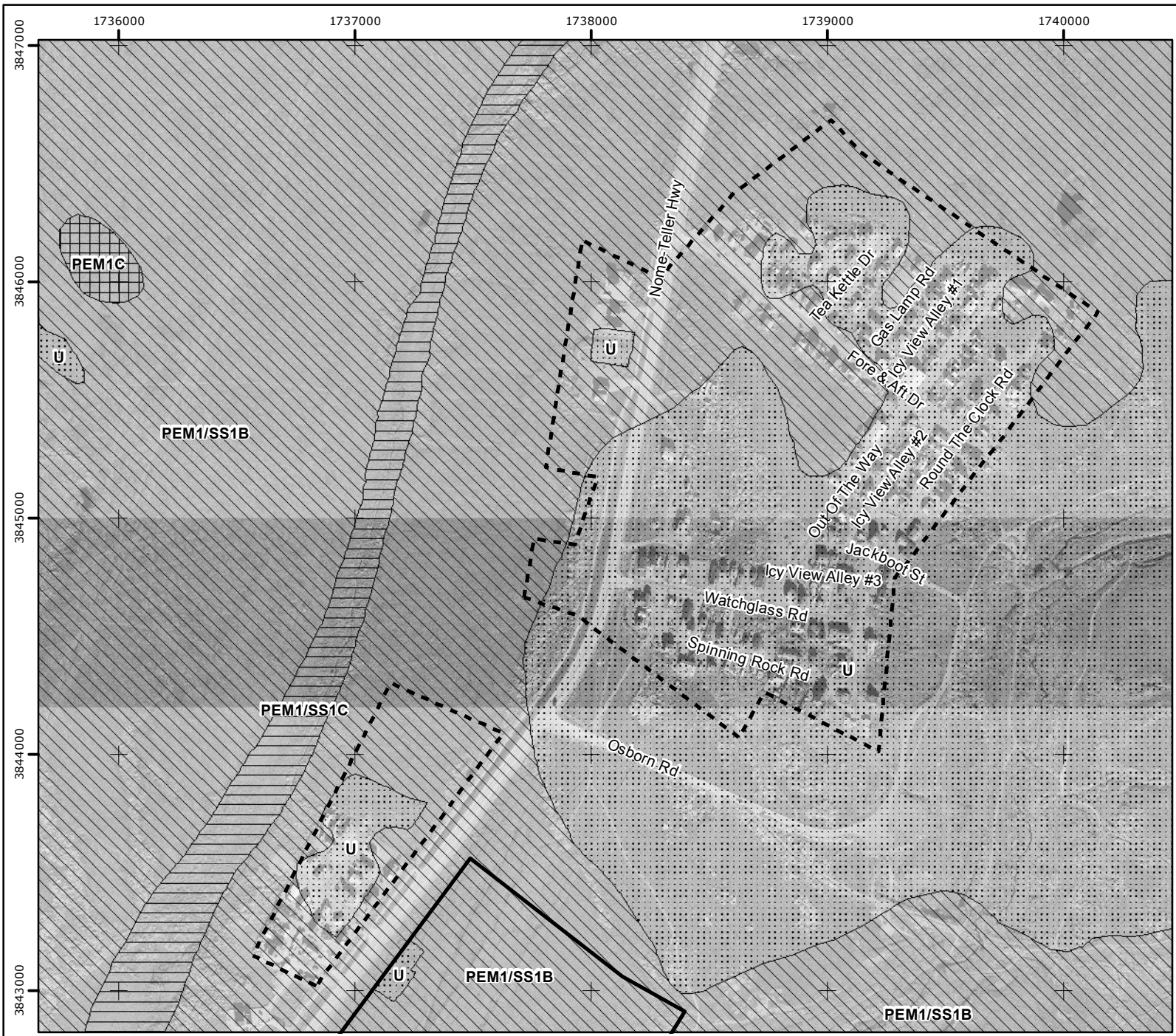


**Legend**







- Existing General Permit
- Proposed General Permit
- NWI Wetland Mapping**
- E2EM1P
- PEM1/SS1B
- PEM1/SS1C
- PEM1/SS1R
- PEM1C
- PEM1R
- PUBH
- PUBHx
- U

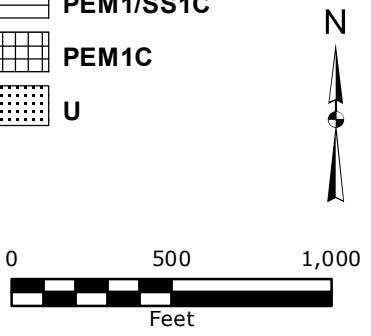


Alaska State Plane, Zone 8  
North American Datum 1983



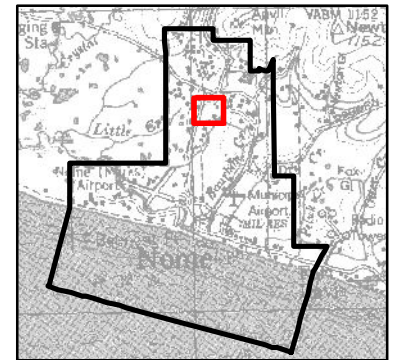
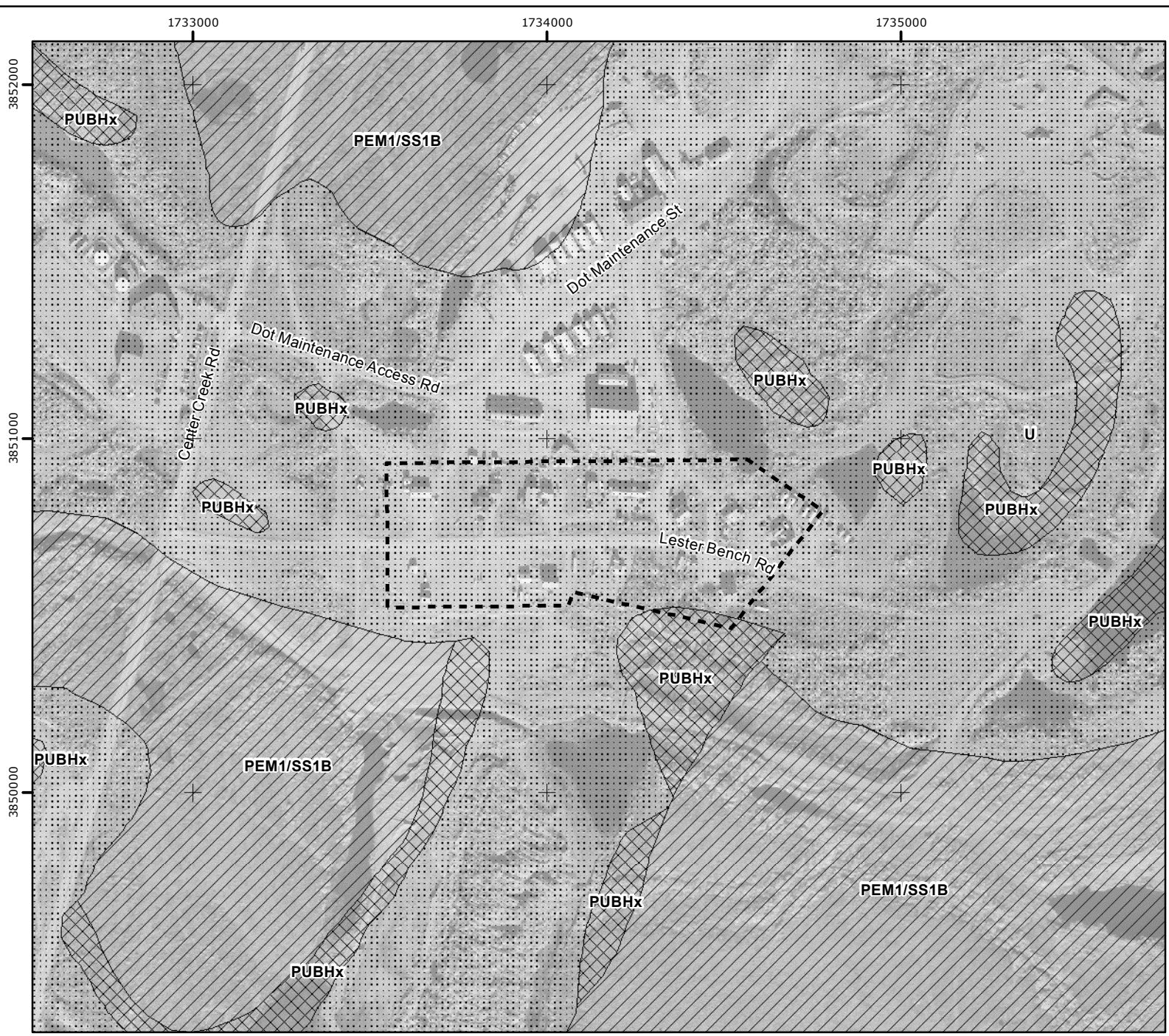
**Legend**

-  Existing General Permit
-  Proposed General Permit
- NWI Wetland Mapping**
-  PEM1/SS1B
-  PEM1/SS1C
-  PEM1C
-  U








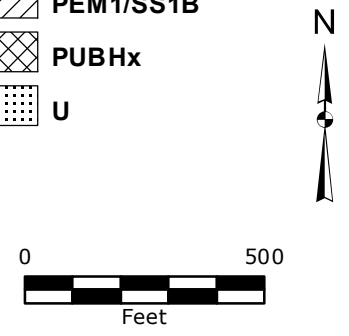
Alaska State Plane, Zone 8  
North American Datum 1983

Wetland_GP_10_v2.mxd	Date: Sept. 15, 2011
Version: 2	Author: BE-NP

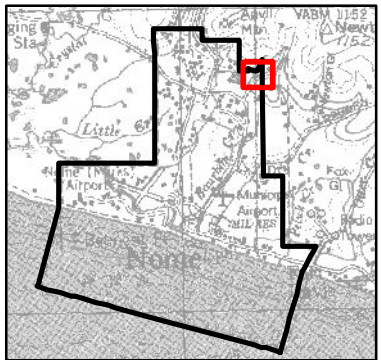
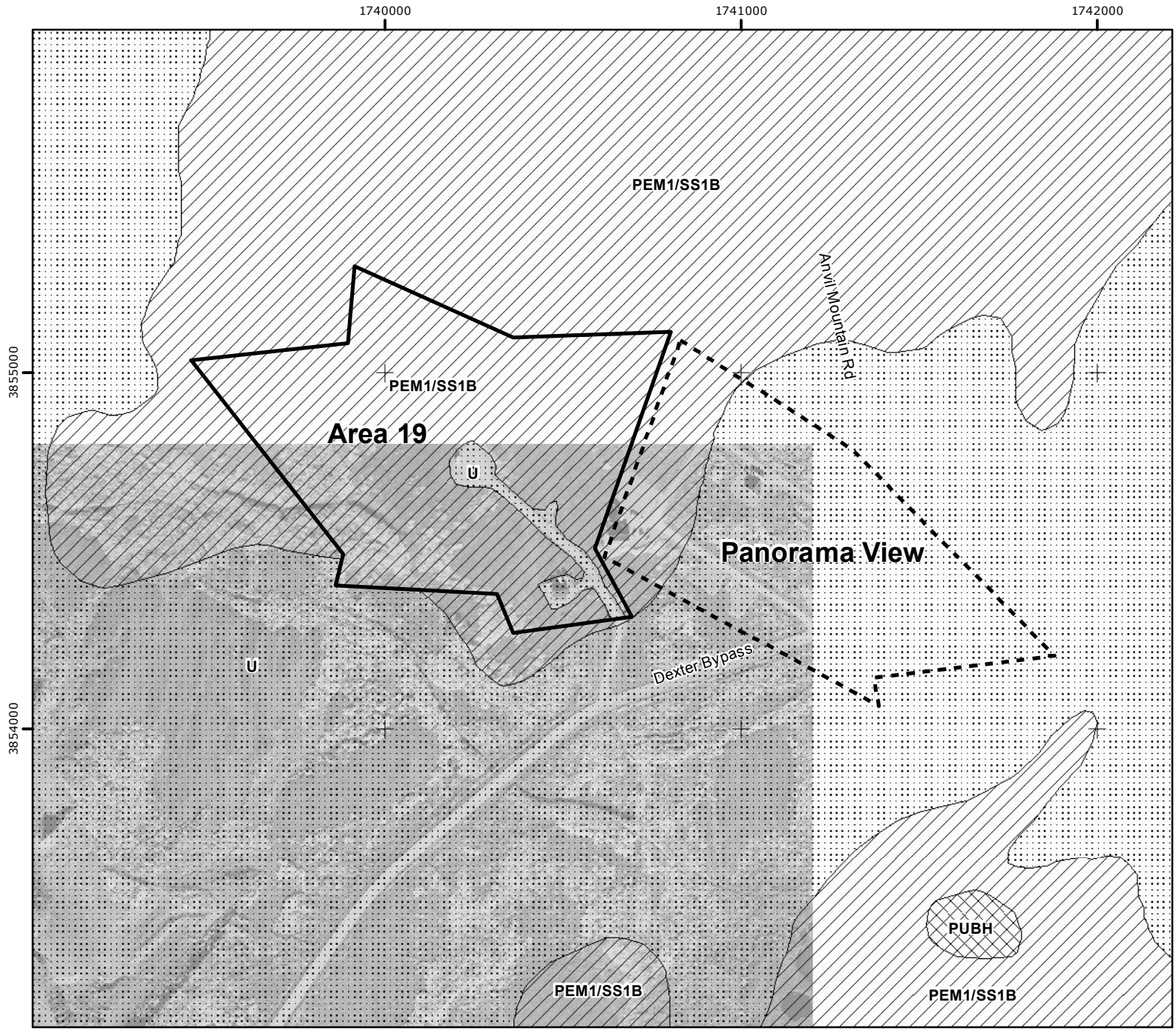


**Legend**






-  Existing General Permit
-  Proposed General Permit
- NWI Wetland Mapping**
-  PEM1/SS1B
-  PUBHx
-  U

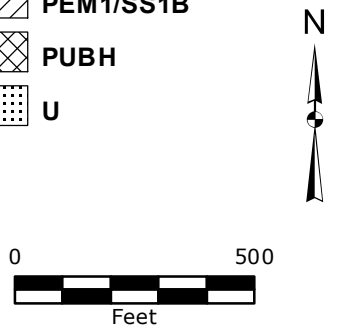






**Legend**

-  Existing General Permit
-  Proposed General Permit
- NWI Wetland Mapping**
-  PEM1/SS1B
-  PUBH
-  U



Alaska State Plane, Zone 8  
North American Datum 1983

Wetland_GP_12_v2.mxd	Date: Sept. 15, 2011
Version: 2	Author: BE-NP