

Reference: RGL 83-02

Subject: INTERAGENCY AGREEMENT-DOI/USDA

Title: IMPLEMENTING PROCEDURES FOR SECTION 404(Q) MOA'S WITH DEPARTMENTS OF AGRICULTURE & TRANSPORTATION

Issued: 01/25/83 Expires: 12/31/85

Originator: DAEN-CWO-N

Description: GUIDANCE ON MOA'S WITH USDA AND DOT CONCERNING SIGNATURE LEVEL FOR ELEVATION, ENVIRONMENTAL DOCUMENTATION, AND EARLY COORDINATION.

1. Reference:

a. MOA between USDA/DA, dated 7 January 1983.

b. MOA between DOT/DA, dated 18 January 1983.

2. The MOA procedures outlined in RGL 82-9 also apply to the referenced MOA.

3. USDA recommendations for denial or modification in accordance with paragraph 7.b(2) of reference 1.a. must be signed by the appropriate USDA official (AO) as identified in paragraph 6.a., or the acting AO. In the case of USDA or DOT actions or assisted/funded activities, it is not necessary to have a letter signed by a specific official within these agencies.

4. District commanders will assure that in accordance with paragraph 6.b. of reference 1.a. public notices will be promptly transmitted to the appropriate AO.

5. A major thrust of these MOA's is to reduce duplication of effort and delays in reaching permit decisions. District commanders will pursue vigorously the letter and intent of the MOA's. Both MOA's provide that USDA or DOT will take the lead for environmental documentation and the Corps will accept, to the maximum degree legally possible, the environmental documentation and findings of these agencies. Therefore, it is important that we inform these agencies early in the planning process of any environmental or other problems (including 404(b)(1) guidelines considerations) we may have identified with the portion of the activity/project requiring a DA permit.

FOR THE COMMANDER: