

ADDENDUM TO THE CONTRACT

for the

KAXDIGOOWU HEEN DEI TRAIL RELOCATION Contract No. MR BE19-177

ADDENDUM NO.: TWO CURRENT DEADLINE FOR BIDS:

July 25, 2019

PREVIOUS ADDENDA: ONE

ISSUED BY: City and Borough of Juneau

ENGINEERING DEPARTMENT

155 South Seward Street Juneau, Alaska 99801

DATE ADDENDUM ISSUED:

July 16, 2019

The following items of the contract are modified as herein indicated. All other items remain the same. This addendum has been issued and is posted online. Please refer to the CBJ Engineering Contracts Division webpage at: http://www.juneau.org/engineering-ftp/contracts/Contracts.php

PROJECT MANUAL:

Item No. 1 SECTION 00852, PERMITS, PART 1 – GENERAL, *replace* paragraph B of 1.1 INDEX OF PERMITS with the following, and add the accompanying permits, labeled Addendum No. 2:

B. U.S. Army Corps of Engineers permit POA-2018-00476, and Alaska Department of Environmental Conservation Certificate of Reasonable Assurance.

Greg Smitl

Contract Administrator

Total number of pages contained within this Addendum: 26



DEPARTMENT OF THE ARMY

ALASKA DISTRICT, U.S. ARMY CORPS OF ENGINEERS REGULATORY DIVISION
P.O. BOX 22270
JUNEAU, AK 99802-2270

July 15, 2019

Regulatory Division POA-2018-00476

City and Borough of Juneau Attention: Ms. Keri Williamson 155 Seward Street Juneau, Alaska 99801

Dear Ms. Williamson:

Enclosed is the signed Department of the Army (DA) permit, file number POA-2018-00476, Mendenhall River, which authorizes the placement of fill into waters of the United States (U.S.) to facilitate the relocation of the Kaxdigoowu Heen Dei Trail. The project site is located within Section 25, T. 40 S., R. 65 E., Copper River Meridian; USGS Quad Map Juneau B-2; Starting at Latitude 58.371057° N., Longitude - 134.602786° W.; Ending at Latitude 58.375857° N., Longitude -134.601454° W.; Located at the Mendenhall Bridge Glacier Highway pullout, in Juneau, Alaska. Also enclosed is a Notice of Authorization which should be posted in a prominent location near the authorized work.

If changes to the plans or location of the work are necessary for any reason, plans must be submitted to us immediately. Federal law requires approval of any changes before construction begins.

Nothing in this letter excuses you from compliance with other Federal, State, or local statutes, ordinances, or regulations.

Please contact Matthew Brody via email at Matthew.T.Brody@usace.army.mil, by mail at the address above, or by phone at (907) 790-4493, if you have questions. For more information about the Regulatory Program, please visit our website at www.poa.usace.army.mil/Missions/Regulatory.

Sincerely,

Randal Vigil Project Manager

United States Army Corps of Engineers Mendenhall River

A permit to: Remove the existing Kaxdigoowu Heen Dei Trail and place fill into wetlands to construct a new trail route.

at: <u>Section 25, T. 40 S., R. 65 E., Copper River Meridian; USGS Quad Map Juneau B-2; Starting at Latitude 58.371057° N., Longitude -134.602786° W.; Ending at Latitude 58.375857° N., Longitude -134.601454° W.; Located at the Mendenhall Bridge Glacier Highway pullout, in Juneau, Alaska.</u>

has been issued to: Keri Williamson - City and Borough of Juneau

on: July 15, 2019 and expires: July 31, 2024

Address of Permittee: 155 Seward Street, Juneau, Alaska 99801

Permit Number:

POA-2018-00476

FOR: District Commander
Randal Vigil

Project Manager

REGULATORY DIVISION

(Proponent: CECW-O)

ENG FORM 4336, Jul 81 (33 CFR 320-330) EDITION OF JUL 70 MAY BE USED

DEPARTMENT OF THE ARMY PERMIT

Permittee:	City and Borough of Juneau – Keri Williamson
Permit No.:	POA-2018-00476
Issuina Offi	ce: U.S. Army Engineer District Alaska

NOTE: The term "you" and its derivatives, as used in this permit, means the permittee or any future transferee. The term "this office" refers to the appropriate district or division office of the Corps of Engineers (Corps) having jurisdiction over the permitted activity or the appropriate official of that office acting under the authority of the commanding officer.

You are authorized to perform work in accordance with the terms and conditions specified below.

Project Description:

- 1. The placement of 950-cubic yards of shot rock and useable excavation. 105-cubic yards of D-1 gravel, and 90-cubic yards of asphalt into 0.78-acres of wetlands along 2,005-linear feet of new trail
- 2. The installation of a 28-foot long 18-inch diameter corrugated polyethylene pipe culvert
- 3. The placement of a 38-foot long 24-inch diameter corrugated polyethylene pipe culvert
- 4. The excavation and removal of approximately 975-cubic yards of existing trail along 1,970-linear feet from 0.36-acres of previously filled wetlands
- 5. The re-vegetation of 0.36-acres previously filled with native vegetation to allow the area to return to its original conditions
- 6. The temporary placement of 140-cubic yards of fill material into wetlands on top of geotextile fabric to facilitate the removal of the existing trail and the construction of the new trail.

All work will be performed in accordance with the attached plan, sheets [1-16], dated [March 5, 2019].

Project Location: The project site is located within Section 25, T. 40 S., R. 65 E., Copper River Meridian; USGS Quad Map Juneau B-2; Starting at Latitude 58.371057° N., Longitude -134.602786° W.; Ending at Latitude 58.375857° N., Longitude -134.601454° W.; Located at the Mendenhall Bridge Glacier Highway pullout, in Juneau, Alaska.

ENG FORM 1721, Nov 86 EDITION OF SEP 82 IS OBSOLETE (33 CFR 325 (Appendix A))

Permit Conditions:

General Conditions:

- 1. The time limit for completing the work authorized ends on <u>July 31, 2024</u>. If you find that you need more time to complete the authorized activity, submit your request for a time extension to this office for consideration at least one month before the above date is reached.
- 2. You must maintain the activity authorized by this permit in conformance with the terms and conditions of this permit. You are not relieved of this requirement if you abandon the permitted activity, although you may make a good faith transfer to a third party in compliance with General Condition 4 below. Should you wish to cease to maintain the authorized activity or should you desire to abandon it without a good faith transfer, you must obtain a modification of this permit from this office, which may require restoration of the area.
- 3. If you discover any previously unknown historic or archeological remains while accomplishing the activity authorized by this permit, you must immediately notify this office of what you have found. We will initiate the Federal and State coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.
- 4. If you sell the property associated with this permit, you must obtain the signature of the new owner in the space provided and forward a copy of the permit to this office to validate the transfer of this authorization.
- 5. If a conditioned water quality certification has been issued for your project, you must comply with the conditions specified in the certification as special conditions to this permit. For your convenience, a copy of the certification is attached if it contains such conditions.
- 6. You must 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 in accordance with the terms and conditions of your permit.

Special Conditions:

1. <u>Self-Certification</u>: Within 60 days of completion of the work authorized by this permit, the Permittee shall complete the attached "Self-Certification Statement of Compliance" form (Attachment 2) and submit it to the Corps. In the event that the completed work deviates in any manner from the authorized work, the Permittee shall describe the deviations between the work authorized by this permit and the work as constructed on the "Self-Certification Statement of Compliance" form. The description of any deviations on the "Self-Certification Statement of Compliance" form does not constitute approval of any deviations by the Corps.

ENG FORM 1721, Nov 86

EDITION OF SEP 82 IS OBSOLETE

(33 CFR 325 (Appendix A))

Further Information:

- 1. Congressional Authorities: You have been authorized to undertake the activity described above pursuant to:
 - (X) Section 404 of the Clean Water Act (33 U.S.C. 1344).
- 2. Limits of this authorization.
- a. This permit does not obviate the need to obtain other Federal, State, or local authorization required by law.
 - b. This permit does not grant any property rights or exclusive privileges.
 - c. This permit does not authorize any injury to the property or rights of others.
- d. This permit does not authorize interference with any existing or proposed Federal project.
- 3. Limits of Federal Liability. In issuing this permit, the Federal Government does not assume any liability for the following:
- a. Damages to the permitted project or uses thereof as a result of other permitted or un-permitted activities or from natural causes.
- b. 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 in the public interest.
- c. Damages to persons, property, or to other permitted or un-permitted activities or structures caused by the activity authorized by this permit.
 - d. Design or construction deficiencies associated with the permitted work.
- e. Damage claims associated with any future modification, suspension, or revocation of this permit.
- 4. Reliance on Applicant's Data: The determination of this office that issuance of this permit is not contrary to the public interest was made in reliance on the information you provided.
- 5. Re-evaluation of Permit Decision. This office may re-evaluate its decision on this permit at any time the circumstances warrant. Circumstances that could require a revaluation include, but are not limited to, the following:
 - a. You fail to comply with the terms and conditions of this permit.
- b. The information provided by you in support of your permit application proves to have been false, incomplete, or inaccurate (See 4 above).

ENG FORM 1721, Nov 86

EDITION OF SEP 82 IS OBSOLETE

(33 CFR 325 (Appendix A))

c. Significant new information surfaces which this office did not consider in reaching the original public interest decision.

Such a re-evaluation 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 CFR 326.4 and 326.5. The referenced enforcement procedures provide for the issuance of an administrative order requiring you to comply with the 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.

6. Extensions. General Condition 1 establishes a time limit for the completion of the activity authorized by this permit. Unless there are circumstances requiring either a prompt completion of the authorized activity or a reevaluation of the public interest decision, the Corps will normally give favorable consideration to a request for an extension of this time limit.

Your signature below, as permittee, indicates that you accept and agree to comply with the terms and conditions of this permit.

phill	7/15/2019
City and Borough of Juneau – Keri Williamson	(DATE)

This permit becomes effective when the Federal official, designated to act for the Secretary of the Army, has signed below.

FOR (DISTRICT COMMANDER)

July 15, 2019

(DATE)

Colonel Phillip J. Borders

Randal Vigil

South Branch, Regulatory Division

When the structures or work authorized by this permit are still in existence at the time the property is transferred the terms and conditions of this permit will continue to be binding on the new owner(s) of the property. To validate the transfer of this permit and the associated liabilities associated with compliance with its terms and conditions have the transferee sign and date below.

(TRANSFEREE) (DATE)

ENG FORM 1721, Nov 86

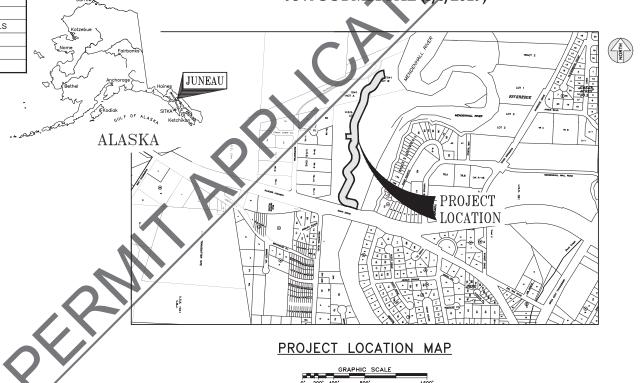
EDITION OF SEP 82 IS OBSOLETE

(33 CFR 325 (Appendix A))

SHEET INDEX		
SHEET No.	DESCRIPTION	
C001	COVER SHEET	
C002	GENERAL NOTES, ABBREVIATIONS AND SYMBOLS	
C100	EXISTING SITE CONDITIONS SURVEY	
C101	EXISTING SITE CONDITIONS SURVEY	
C200	TRAIL PLAN VIEW STA 10+00 to STA 16+67	
C201	TRAIL PLAN VIEW STA 16+67 to STA 23+00	
C202	TRAIL PLAN VIEW STA 23+00 to STA 29+58	
C203	TRAIL PLAN VIEW STA 29+58 to STA 30+65	
C300	TRAIL PROFILE VIEW STA 10+00 to STA 15+80	
C301	TRAIL PROFILE VIEW STA 15+80 to STA 21+80	
C302	TRAIL PROFILE VIEW STA 21+80 to STA 27+80	
C303	TRAIL PROFILE VIEW STA 27+80 to STA 30+60	
C400	TYPICAL SECTION AND CONSTRUCTION DETAILS	
C401	EROSION AND SEDIMENT CONTROL DETAILS	
C402	TRAFFIC CONTROL AND PEDESTRIAN PLANS	
C500	EXISTING TRAIL RECLAMATION PLAN	

KAXDIGOOWU HEEN DEI TRAIL RELOCATION CBJ CONTRACT No. BE19-177

CITY & BOROUGH OF JUNEAU, ALASKA 95% SUBMITTAL (3/5/2019)



DESION __ECR_
DRAWN __ECR_
CHECK __JMP
APPROVED _JMP
No. __DATE REVISION





SIBMITAL SUBMITAL

KAXDIGOOWU HEEN DEI TRAIL RELOCATION CBJ CONTRACT No. BE19-177

CITY & BOROUGH OF JUNEAU, ALASKA

COVER SHEET

DATE: Moreh 5, 2019 PDC No. 19000JN

C001

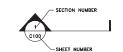
Kaxdigoowu Heen Dei Trail Relocation

MR BE19-177

Addendum No. 2

GENERAL CONSTRUCTION NOTES

- CBJ ENGINEERING STANDARD DETAILS BOOK FOR CIVIL ENGINEERING PROJECTS AND SUBDIVISION IMPROVEMENTS DATED AUGUST, 2011 AND CBJ ENGINEERING STANDARD SPECIFICATIONS DATED DECEMBER, 2003 ARE MADE A PART OF THIS CONTRACT, WITH CURRENT REVISIONS AS APPLICABLE.
- 2. THE CONTRACTOR SHALL VERIFY ALL DIMENSIONS, ELEVATIONS AND SITE CONDITIONS BEFORE STARTING WORK. THE ENGINEER SHALL IMMEDIATELY BE NOTIFIED IN WRITING OF ANY DISCREPANCIES.
- 3. CONTRACTOR TO USE EXTREME CARE DURING CONSTRUCTION OF THE TRAIL TO TO MINIMIZE DAMAGE TO THE SURROUNDING WETLANDS AND VEGETATION.
- . CLEARING WORK SHALL CONSIST OF REMOVING VEGETATION AND DEBRIS ABOVE THE ORIGINAL GROUND SURFACE. TREES DESIGNATED TO BE REMOVED SHALL BE REMOVED COMPLETELY INCLUDING ROOT SYSTEMS. ANY OVERHANDING TREE LIMBS ABOVE THE PATH REMAINING AFTER CLEARING SHALL BE TRIMMED TO A HEIGHT OF 10' ABOVE THE TRAIL FINNISH SURFALL BY THE TRAIL BY THE SHALL BY THE SHALL
- 5. DURING CONSTRUCTION THE KAXDIGOOWU HEEN DEI TRAIL WILL REMAIN CLOSED TO ALL PUBLIC PEDESTRIAN TRAFFIC. TRAIL CLOSURE SHALL BE POSTED BY THE CONTRACTOR WITH 17PE III BARRICADES AT THE ENTRANCE AND EXIT OF THE CONSTRUCTION AREA AND THE EXISTING TRAIL WITH R11-2 SIGNS READING "ROAD CLOSED", SEE SHEET CAUGE FOR ADDITIONAL INFORMATION.
- 6. TRAIL GRADES AND ALIGNMENTS SHOWN ON THESE PLANS ARE SUBJECT TO MINOR REVISIONS AS APPROVED BY THE ENGINEER.
- 7. CULYERT LENGTHS, LOCATIONS AND SLOPES ARE APPROXIMATE AND ARE SUBJECT TO FIELD REVISIONS AS APPROVED BY THE ENGINEER.
- 8. CONNECTIONS TO EXISTING TRAILS AND PAVED PATHS ARE APPROXIMATE AND SHALL BE FIELD VERIFIED BY THE CONTRACTOR PRIOR TO BEGINNING CONSTRUCTION.
- 9. PROPERTY LINE LOCATIONS USED IN THESE PLANS WERE DERIVED FROM RECORD PLATS AND DO NOT REPRESENT A SUBDIVISION BOUNDARY SURVEY.
- 10. THE CONTRACTOR SHALL DELIVER ALL ASPHALT PAYEMENT REMOVED FROM THIS PROJECT TO A STOCKPILE AREA IN THE CBJ LEMON CREEK PIT TO BE DESIGNATED BY THE ENGINEER. CONTACT THE CBJ PIT MANAGER, ALEC VENECHUK 586-0874, FOR THE EXACT LOCATION OF THE STOCKPILE AREA.
- 11. ALL ITEMS DESIGNATED TO BE REMOVED SHALL BE DISPOSED OF AT AN APPROVED DISPOSAL SITE, EXCEPT AS NOTED IN THE CONTRACT DOCUMENTS.
- 12. THE CONTRACTOR SHALL NOT STORE MATERIALS OR EQUIPMENT OR OPERATE EQUIPMENT WITH ITS TRACKS OR WHEELS PLACED ON PRIVATE PROPERTY WITHOUT THE WRITTEN APPROVAL OF THE PROPERTY OWNER.
- 13. CONTRACTOR SHALL REFERENCE ALL SYSTING PROPERTY COMMER WOHWHENTS (I.E. BRASS CAP MONUMENTS, REAMS ON CHIESELD X'S) PRIOR TO CONSTRUCTION THAT WILL BE DISTURBED DURNE HIS WORKE, AND REMONIBENT ATTER CONSTRUCTION OFFERTIONS, ALL WORK SHALL BURNEY HAVE DONE BY, OR UNDER THE DIRECTION OF, AN ALASKA REGISTERED LAND SURVEYOR, ALL EXISTING PROPERTY CORNERS ARE NOT NECESSARILY SHOWN ON THE PLANS.
- 14. THE PLAN DRAWINGS DO NOT NECESSARILY SHOW ALL TREES AND VEGETATION THAT MAY BE ENCOUNTERED DURING TRAIL CONSTRUCTION ACTIVITIES. NO TREES OR VEGETATION ARE TO BE REMOVED OR DAMAGED, UNLESS SHOWN ON THE DRAWINGS OR DIRECTED BY THE ENGINEER.
- 15. THE CONTRACTOR SHALL INSTALL AND MAINTAIN ENGINEER APPROVED EROSION CONTROL DEVICES DURING TRAIL CONSTRUCTION PER SECTION 01570 REQUIREMENTS.
- 16. THE CONTRACTOR'S HOURS OF OPERATION SHALL BE IN COMPLIANCE WITH THE CBJ NOISE ORDINANCE. 17. NO SUBSURFACE INVESTIGATION OF THE EXISTING SOIL CONDITIONS WAS PERFORMED FOR THIS PROJECT.
- 18. CBJ ENGINEERING DEPARTMENT HAS APPLIED FOR A U.S. ARMY CORPS OF ENGINEERS PERMIT FOR CONSTRUCTION OF THIS TRAIL.



REFERENCE BUBBLE EXPLANATION

ABBREVIATIONS

APPROXIMATE
BACK OF CURB
BOULEVARD
BEGINNING OF PROJECT
CATCH BASIN
CITY & BOROUGH OF JUNEAU
CHORD BEARING
CHORD LEARING APPROX CENTERLINE
CAST IRON
CLEAR
CORRUGATED METAL PIPE CORRUGATED METAL PIPE
CONCRETE
CONTINUOUS
CORRUGATED POLYETHYLENE PIPE
CONNECT TO EXISTING
DIAMETER
EASTING
EXISTING GRADE
EAST JORDAN IRON WORKS
FLEVATION EAST JORDAN IRON WELEVATION
END OF PROJECT
EDGE OF PAVEMENT
EXYSTING
EXPANSION
FINISH GRADE
FLOW LINE
GATE VALVE
HIGH PRESSURE
HIVER ELEVATION
LENGTH
LOW POINT
LEYSTING
LOW FINISH
HIGH DENSITY
HIGH PRESSURE
HIVERT ELEVATION
LENGTH
LOW POINT
LEYSTING
LOW POINT
LEYSTING
HIGH DENSITY
HIGH PRESSURE
HIVERT ELEVATION
LENGTH
LOW POINT
LEYSTING
HIGH PRESSURE

INTERSECTION

OINT ON LINE
POWER POLE
POINT OF REVERSE CURVATURE
POINT OF TANGENCY
POLYVINYL CHLORIDE
RADIUS
RIGHT-OF-WAY
RADIUS POINT
RIGHT

RADIUS POINT
RIGHT
STATION
STATION
STORM WATER POLLUTION PREVENTION PLAN
TANGENT
TOP BACK OF GUTTER
TEMPORATY BLONG MARK
TOP OF PIPE
TYPICA
TOP OF PIPE
TYPICA
UPENTCAL CURVE
VERTICAL
VERTICAL
WERTICAL
WERTICAL
WERTICAL
WITH

SYMBOLS

uuuu

EXISTING PROPOSED • A

uuuu

-0-

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(B4)

PROJECT BASELINE

DRAINAGE FLOW LINE

PRIMARY MONUMENT (RECOVERED)

MAG NAIL (ESTABLISHED)

TEMPORARY BENCH MARK

PROPERTY / BOUNDARY LINE

1' WIDE SOCIAL PATH STORM DRAIN PIPE

STORM DRAIN CATCH BASIN

CURB & GUTTER, TYPE I

ASPHALT SURFACE CONCRETE SURFACE

POWER POLE

SIGN

ACCESSIBLE RAMP

GROUND CONTOUR

PARK BENCH

DESIGN ECR ECR JMP No. DATE





SUBMITAL

KAXDIGOOWU HEEN DEI TRAIL RELOCATION CBJ CONTRACT No. BE19-177

CITY & BOROUGH OF JUNEAU, ALASKA

GENERAL NOTES, ABBREVIATIONS AND SYMBOLS

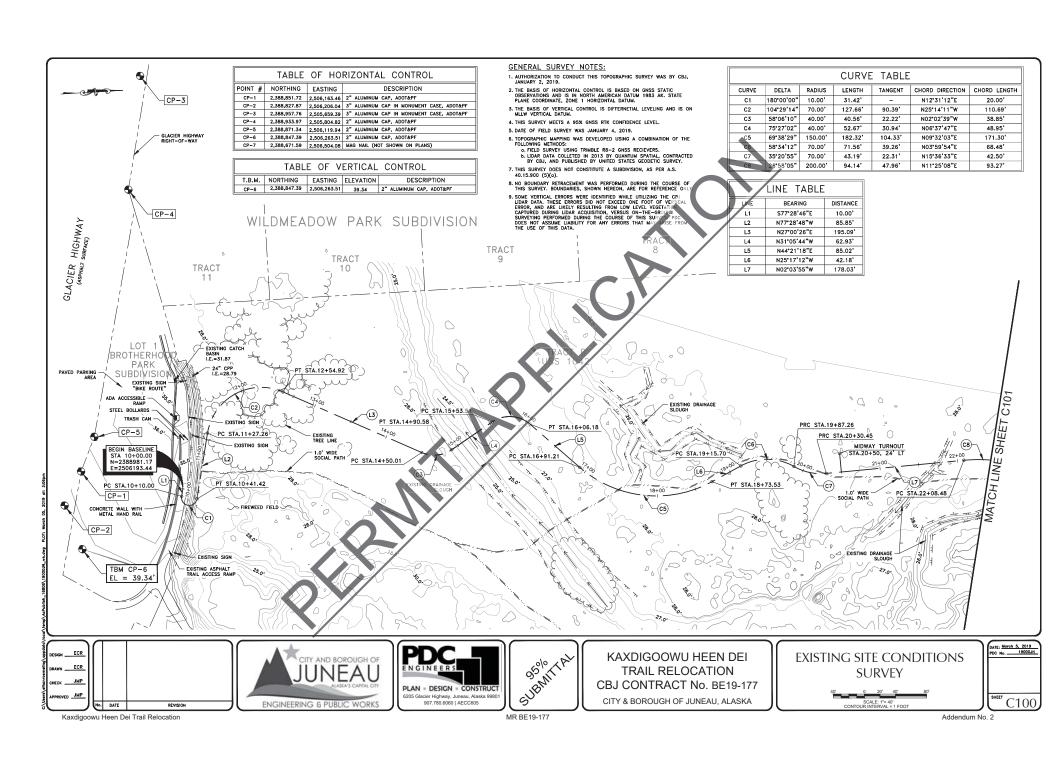
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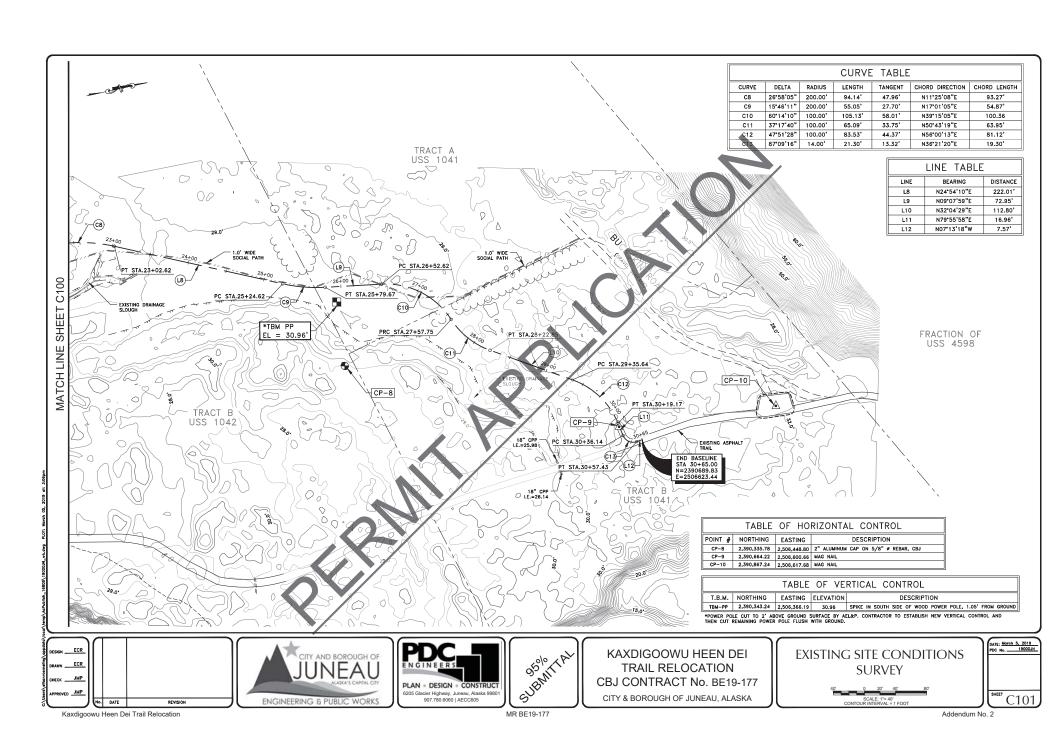
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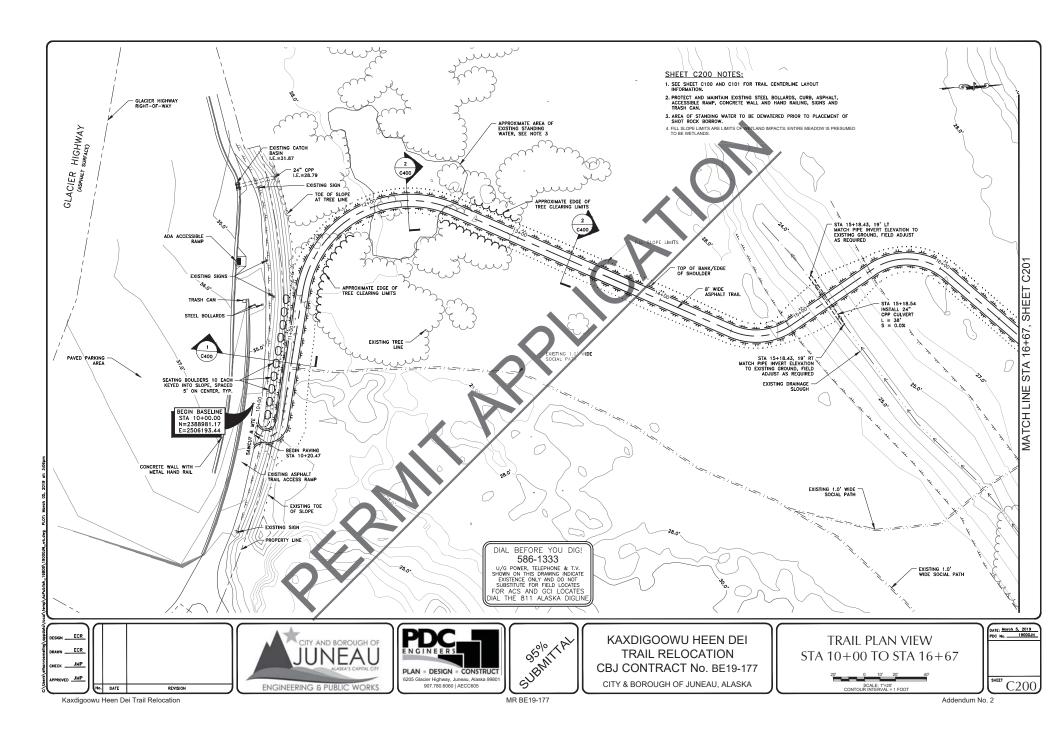
Kaxdigoowu Heen Dei Trail Relocation

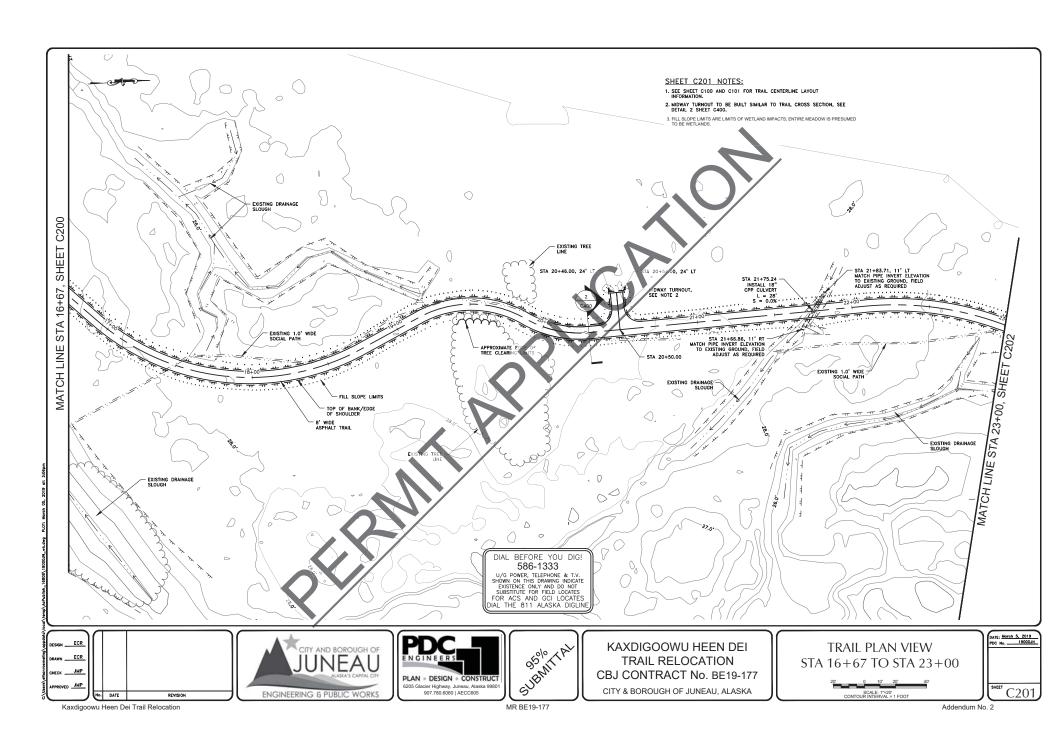
MR BE19-177

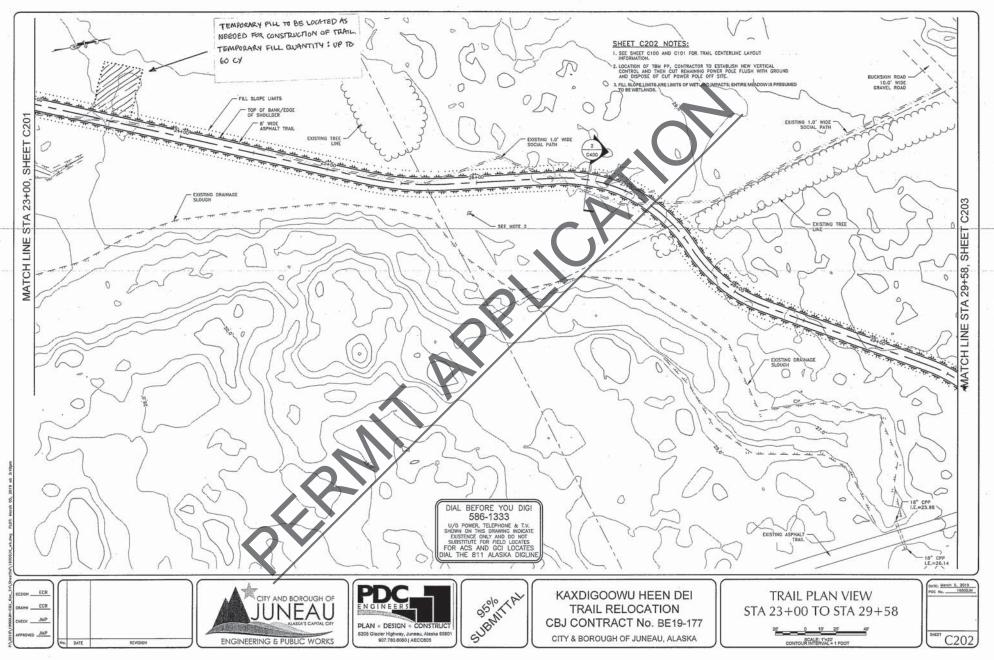
Addendum No. 2

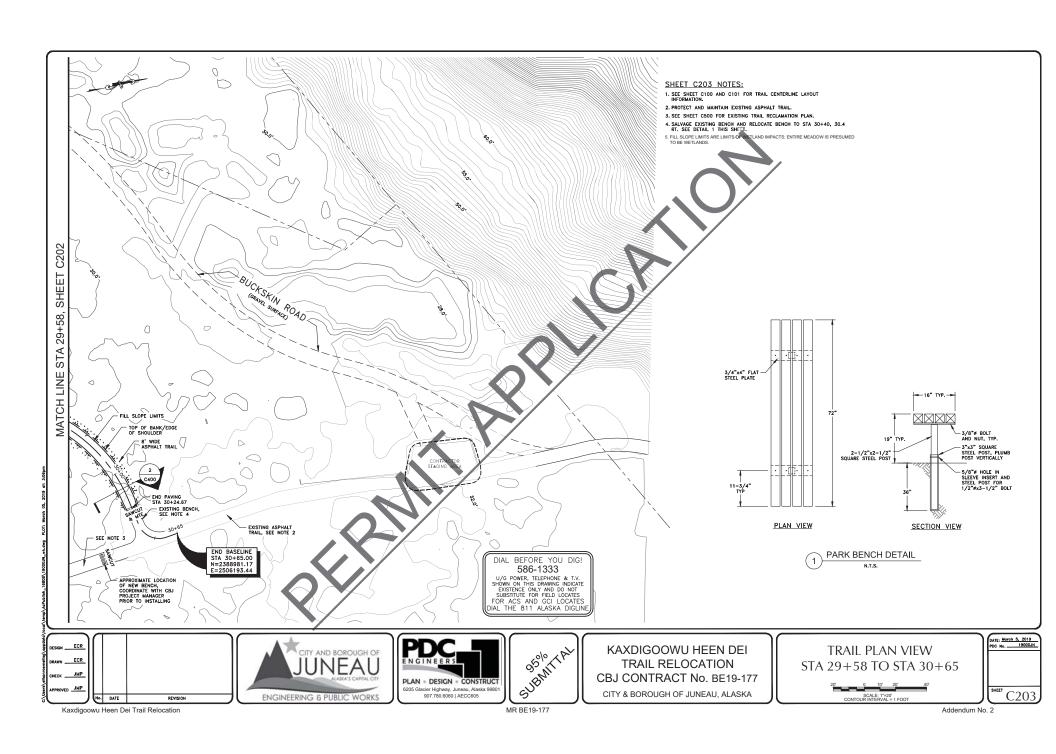


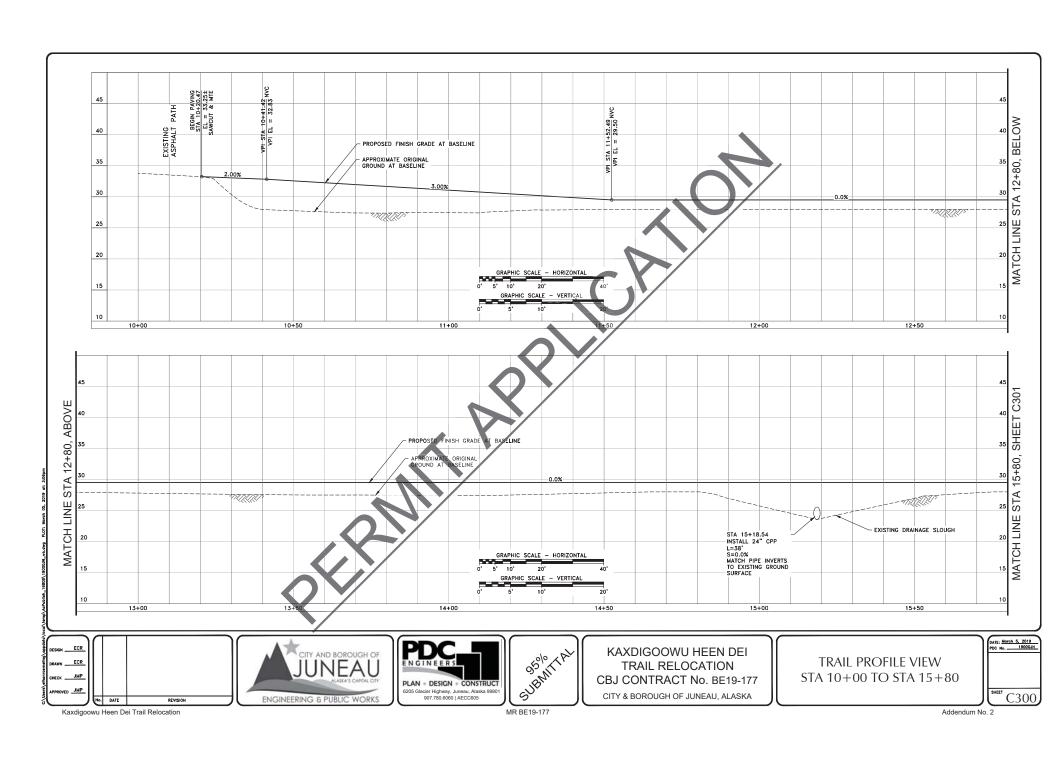


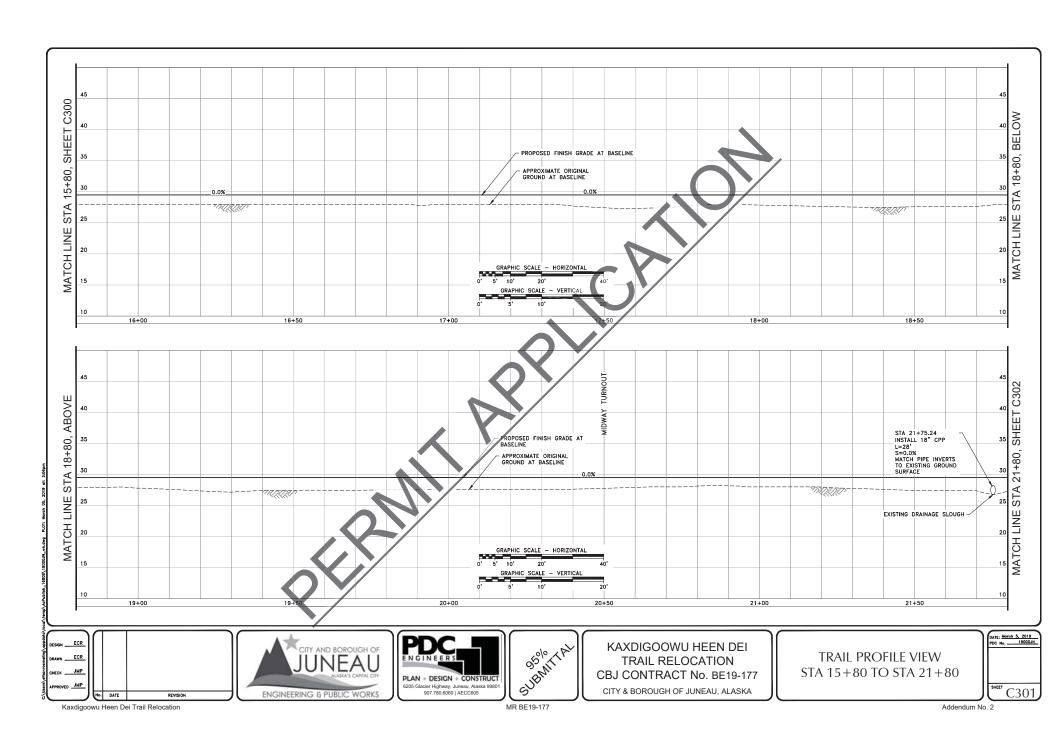


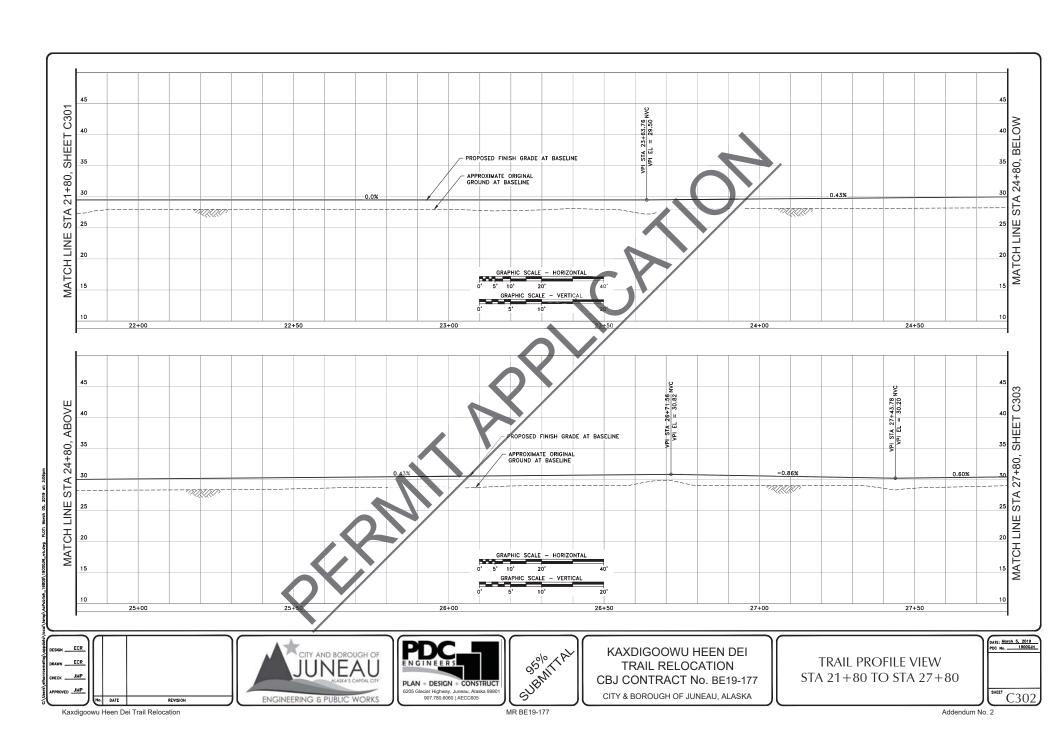


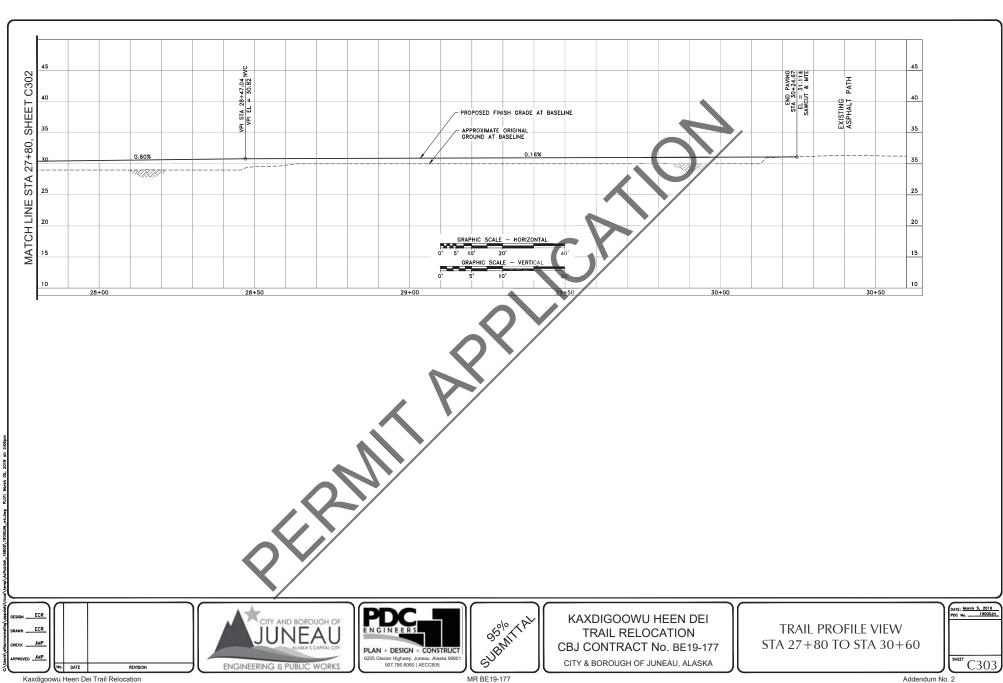




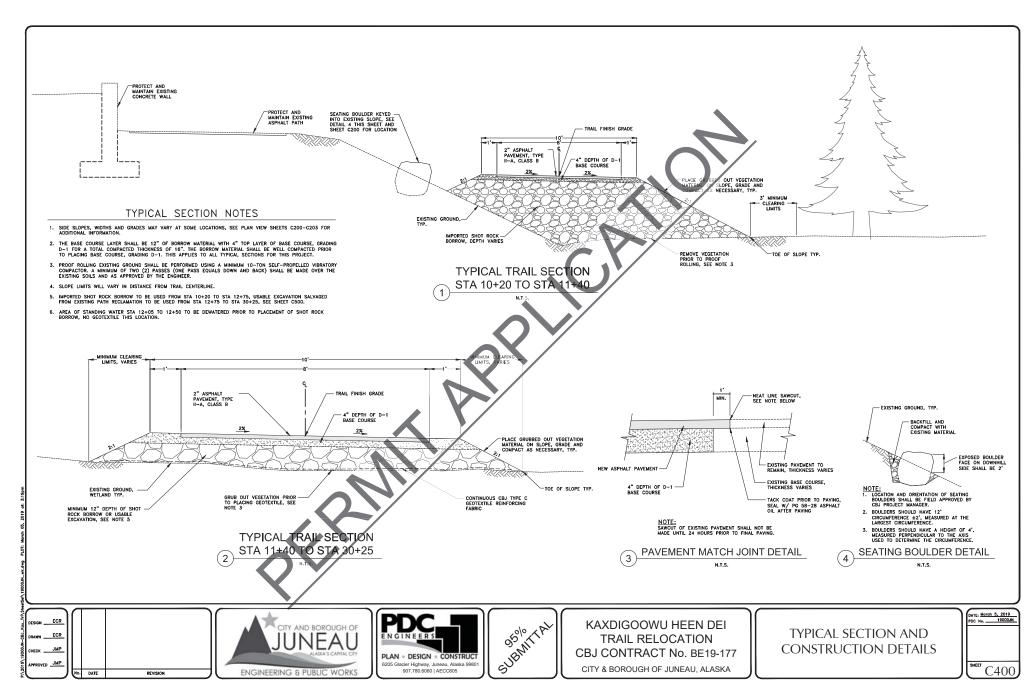


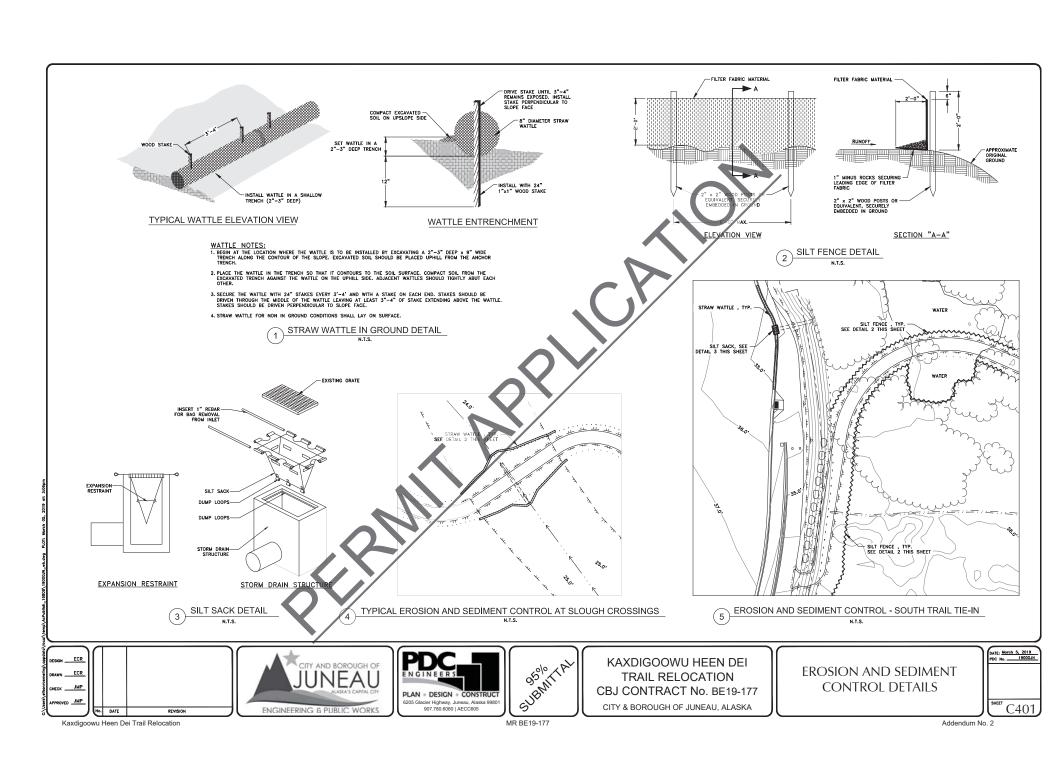


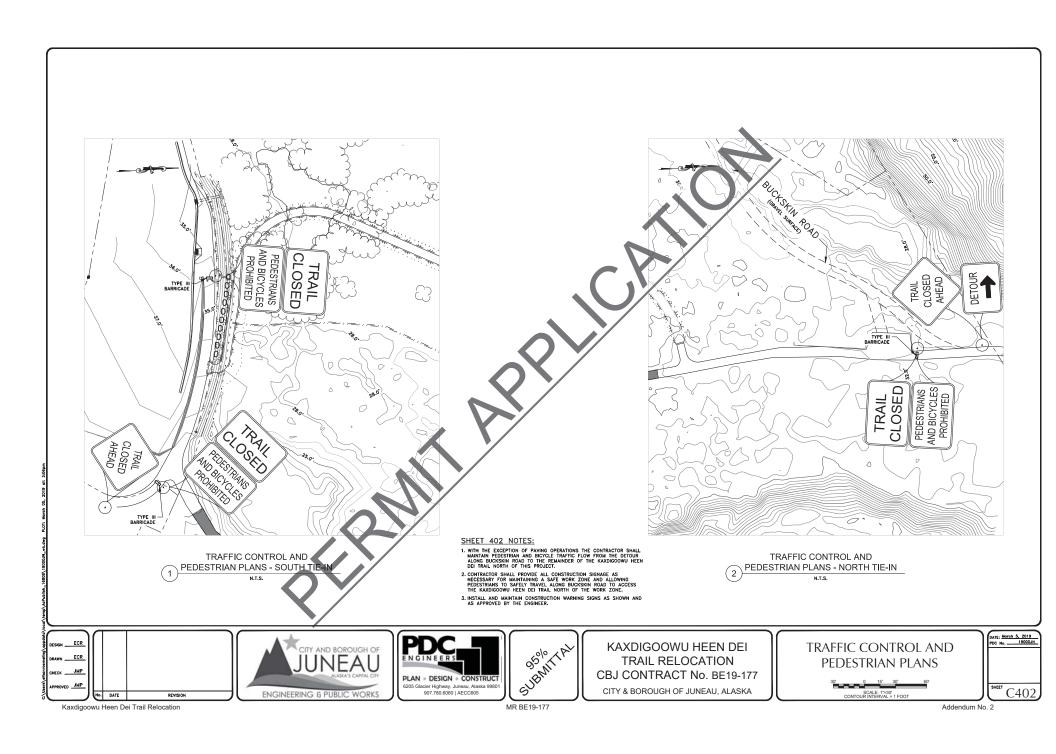


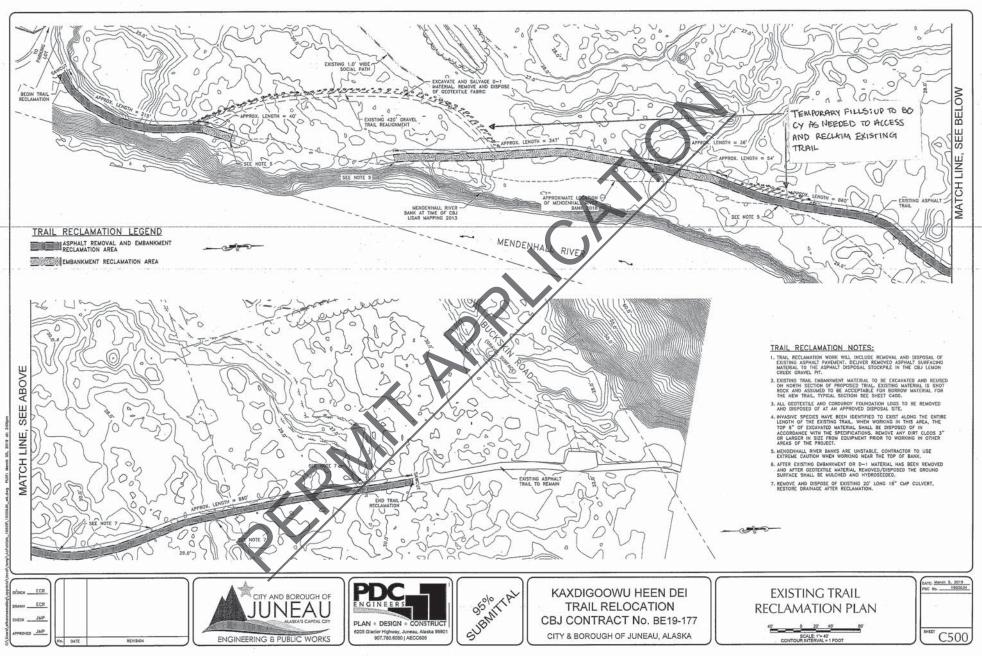


Addendum No. 2











Department of Environmental Conservation

DIVISION OF WATER

Wastewater Discharge Authorization Program

555 Cordova Street Anchorage, Alaska 99501-2617 Main: 907.269.6285 Fax: 907.334.2415

www.dec.alaska.gov/water/wwdp

May 22, 2019

City and Borough of Juneau Attn: Keri Williamson 155 South Seward Street Juneau, Alaska 99801

Re: City and Borough of Juneau, Kaxdigoowu Heen Die Trail Improvements POA-2018-476, Mendenhall River

Dear Ms. Williamson:

In accordance with Section 401 of the Federal Clean Water Act of 1977 and provisions of the Alaska Water Quality Standards, the Department of Environmental Conservation (DEC) is issuing the enclosed Certificate of Reasonable Assurance for placement of dredged and/or fill material in waters of the U.S., including wetlands and streams, associated with re-routing and improving a portion of the Kaxdigoowu Heen Die Trial to provide erosion control along the trail.

DEC regulations provide that any person who disagrees with this decision may request an informal review by the Division Director in accordance with 18 AAC 15.185 or an adjudicatory hearing in accordance with 18 AAC 15.195 – 18 AAC 15.340. An informal review request must be delivered to the Director, Division of Water, 555 Cordova Street, Anchorage, AK 99501, within 20 days of the permit decision. Visit http://dec.alaska.gov/commish/ReviewGuidance.htm for information on Administrative Appeals of Department decisions.

An adjudicatory hearing request must be delivered to the Commissioner of the Department of Environmental Conservation, 410 Willoughby Avenue, Suite 303, PO Box 111800, Juneau, AK 99811-1800, within 30 days of the permit decision. If a hearing is not requested within 30 days, the right to appeal is waived.

By copy of this letter we are advising the U.S. Army Corps of Engineers of our actions and enclosing a copy of the certification for their use.

Sincerely,

James Rypkema

Program Manager, Storm Water and Wetlands

Enclosure: 401 Certificate of Reasonable Assurance

cc: (with encl.)
Matthew Brody, USACE, Anchorage

Kate Kanouse, ADF&G/Habitat Anchorage USFWS Field Office Matt LaCroix, EPA, AK Operations

STATE OF ALASKA DEPARTMENT OF ENVIRONMENTAL CONSERVATION CERTIFICATE OF REASONABLE ASSURANCE

In accordance with Section 401 of the Federal Clean Water Act (CWA) and the Alaska Water Quality Standards (18 AAC 70), a Certificate of Reasonable Assurance, is issued to City and Borough of Juneau, Attn: Keri Williamson at 155 South Seward Street, Juneau, Alaska 99801, for placement of dredged and/or fill material in waters of the U.S. including wetlands and streams associated with re-routing and improving a portion of the Kaxdigoowu Heen Die Trial to provide erosion control along the trail.

The purpose of the project is to re-route a portion of the Kaxdigoowu Heen Dei trail away from the Mendenhall River to mitigate past erosion along the trail. The project involves:

- Placement of 950-cubic yards of shot rock and useable excavation, 105-cubic yards of D-1 gravel, and 90-cubic yards of asphalt into 0.78-acres of wetlands along 2,005-linear feet of new trail;
- Installation of a 28-foot long 18-inch diameter corrugated polyethylene pipe culvert;
- Placement of a 38-foot long 24-inch diameter corrugated polyethylene pipe culvert;
- Excavation and removal of approximately 975-cubic yards of existing trail along 1,970-linear feet from 0.36-acres of previously filled wetlands;
- Re-vegetation of 0.36-acres previously filled with native vegetation to allow the area to return to its original conditions; and
- Temporary placement of 140-cubic yards of fill material into wetlands on top of geotextile fabric to facilitate the removal of the existing trail and the construction of the new trail.

A state issued water quality certification is required under Section 401 because the proposed activity will be authorized by a U.S. Army Corps of Engineers permit (POA-2018-476) and a discharge of pollutants to waters of the U.S. located in the State of Alaska may result from the proposed activity. Public notice of the application for this certification was given as required by 18 AAC 15.180 in the Corps Public Notice POA-2018-476 posted from April 30 to May 15, 2019.

The proposed activity is located within Section 25, T. 40 S., R. 65 E., Copper River Meridian; Latitude 58.371057°; Longitude -134.602786° in Juneau, Alaska.

The Department of Environmental Conservation (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 CWA and the Alaska Water Quality Standards, 18 AAC 70, provided that the following additional 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, subsurface, or surface waterbodies.
- 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). The applicant must contact by telephone the DEC Area Response Team for Southeast Alaska (907) 465-5340 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.

- 3. 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.
- 4. All work areas, material access routes, and surrounding wetlands involved in the construction project shall be clearly delineated and marked in such a way that equipment operators do not operate outside of the marked areas.
- 5. Natural drainage patterns shall be maintained, to the extent practicable, without introducing ponding or drying.
- 6. Excavated or fill material, including overburden, shall be placed so that it is stable, meaning after placement the material does not show signs of excessive erosion. Indicators of excess erosion include: gullying, head cutting, caving, block slippage, material sloughing, etc. The material must be contained with siltation best management practices (BMPs) to preclude reentry into any waters of the U.S., which includes wetlands.
- 7. Include the following BMPs to handle storm water and total storm water volume discharges as they apply to the site:
 - a. Divert storm water from off-site around the site so that it does not flow onto the project site and cause erosion of exposed soils;
 - b. Slow down or contain storm water that may collect and concentrate within a site and cause erosion of exposed soils;
 - c. Place velocity dissipation devices (e.g., check dams, sediment traps, or riprap) along the length of any conveyance channel to provide a non-erosive flow velocity. Also place velocity dissipation devices where discharges from the conveyance channel or structure join a water course to prevent erosion and to protect the channel embankment, outlet, adjacent stream bank slopes, and downstream waters.
- 8. Fill material (including dredge material) must be clean sand, gravel or rock, free from petroleum products and toxic contaminants in toxic amounts.
- 9. Any disturbed ground and exposed soil not covered with fill must be stabilized and re-vegetated with endemic species, grasses, or other suitable vegetation in an appropriate manner to minimize erosion and sedimentation, so that a durable vegetative cover is established in a timely manner.

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).

May 22, 2019 Date:

James Rypkenia, Program Manager

Storm Water and Wetlands