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LETTER REGARDING NORTH CAROLINA DEPARTMENT OF ENVIRONMENT AND  
NATURAL RESOURCES CONCURRENCE FOR THE PROPOSED SEDIMENT AND WATER  
SAMPLING FORMER SKEET AND TRAP RANGE MCAS CHERRY POINT NC

01/23/2009

NORTH CAROLINA DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES



North Carolina Department of Environment and Natural Resources  
**Division of Coastal Management**

Beverly Eaves Perdue, Governor

**James H. Gregson, Director**

Dee Freeman, Secretary

January 23, 2009

D. A. McFarland  
Supervisory Environmental Engineer  
Marine Corps Air Station  
Postal Service Center Box 8003  
Cherry Point, NC 28533-0003

**SUBJECT: CD09-005 – Consistency Concurrence for the Proposed Sediment Environmental Investigation (DCM#20080167)**

Dear Mr. McFarland:

We received your Negative Determination on December 23, 2008 for proposed sediment and water sampling. Investigative activities will include surface soil, sediment, and surface water sampling in and adjacent to Marine Corps Air Station (MCAS) Cherry Point. The proposed project will occur in the vicinity and at the site of the former Skeet and Trap Range #1, Cherry Point MCAS, Craven County, North Carolina

North Carolina's coastal zone management program consists of, but is not limited to, the Coastal Area Management Act, the State's Dredge and Fill Law, Chapter 7 of Title 15A of North Carolina's Administrative Code, and the land use plan of the County and/or local municipality in which the proposed project is located. It is the objective of the Division of Coastal Management (DCM) to manage the State's coastal resources to ensure that proposed Federal activities would be compatible with safeguarding and perpetuating the biological, social, economic, and aesthetic values of the State's coastal waters.

To solicit public comments, DCM circulated a description of the proposed project to State agencies that would have a regulatory interest. No comments asserting that the proposed activity would be inconsistent with the State's coastal management program were received. However, the North Carolina Department of Cultural Resources noted the presence of an archeological site within the project area. A copy of the responses received has been attached for reference.

DCM has reviewed the submitted information pursuant to the management objectives and enforceable policies of Subchapters 15A NCAC 07H and 15A NCAC 07M of Chapter 7 of Title 15A of North Carolina's Administrative Code which are a part of the State's certified coastal management program and concurs that the proposed Federal activity, as conditioned below, is consistent, to the maximum extent practicable, with the enforceable policies of North Carolina's coastal management program.

400 Commerce Avenue, Morehead City, North Carolina 28557-3421  
Phone: 252-808-2808 \ FAX: 252-247-3330 \ Internet: [www.nccoastalmanagement.net](http://www.nccoastalmanagement.net)

In order to be found consistent with North Carolina's coastal management, the US Marine Corps (Applicant) shall comply with the following conditions of concurrence.

- The Applicant, prior to initiating any land disturbing activities, shall arrange for an archeological assessment of site 31CV16 and shall otherwise comply with the recommendations made by the North Carolina Department of Cultural Resources, State Historic Preservation Office, memorandum of January 12, 2009. A copy of this memorandum is attached.

This letter of concurrence is contingent on the Federal agency agreeing with the conditions stated above. In the event that the Federal agency does not agree with the conditions of concurrence, this letter effectively becomes a letter of State "*Objection*". Should the Federal agency not agree with the conditions stated above, a letter of non-agreement should be sent to DCM. The procedures of 15 CFR 930.43 would then need to be followed.

Should the proposed action be modified, a revised consistency determination could be necessary. This might take the form of either a supplemental consistency determination pursuant to 15 CFR 930.46, or a new consistency determination pursuant to 15 CFR 930.36. Likewise, if further project assessments reveal environmental effects not previously considered by the proposed development, a supplemental consistency certification may be required. If you have any questions, please contact Stephen Rynas at 252-808-2808. Thank you for your consideration of the North Carolina Coastal Management Program.

Sincerely,



Doug Huggett  
Manager, Major Permits and Consistency Unit

Cc: Jim Gregson, Division of Coastal Management  
Tere Barrett, Division of Coastal Management  
Renee Gledhill Early, NC State Historic Preservation Office



1/13/09  
STATE HISTORIC PRESERVATION OFFICE

North Carolina Department of Environment and Natural Resources  
Division of Coastal Management

Michael F. Easley, Governor

James H. Gregson, Director

William G. Ross Jr., Secretary

MEMORANDUM

December 31, 2008

ER 09-0007  
A- 1/12/09  
6572  
See letter

TO: Renee Gledhill-Early  
State Historic Preservation Office  
4617 Mail Service Center  
Raleigh, NC 27699-4617

MOREHEAD CITY DCM

FROM: Stephen Rynas, AICP; Federal Consistency Coordinator

SUBJECT: Proposed Sediment Environmental Investigation (DCM#20080167)

Due 1/14/09

LOCATION: Former Skeet and Trap Range #1, Cherry Point MCAS, Craven County, North Carolina

This document is being circulated for consistency review and comment by **January 16, 2009**. The Marine Corps is proposing sediment sampling in the Neuse River. The Marine Corps in July 2008 had prepared and distributed for review a draft work plan for this project. A final work plan will soon be submitted. If you wish to receive a copy of the final work plan please let me know and I will send you a copy. Your responses will assist us in determining whether the proposed project would be consistent with the State's Coastal Management Program. If the proposed project does not conform to your requirements, please identify the measures that would be necessary to bring the proposed project into conformance. If you have any additional questions regarding the proposed project you may contact me at 252-808-2808.

REPLY

- \_\_\_\_\_ No Comment.
- \_\_\_\_\_ This office supports the project as proposed.
- X\_\_\_\_\_ Comments to this project are attached.
- \_\_\_\_\_ This office objects to the project as proposed.

Signed: Renee Gledhill-Early

Date: 1-13-09

CORRECTIONS

Please identify any corrections, additions, or deletions that should be made in terms of contact information.

RETURN COMPLETED FORM

to  
Stephen Rynas, Federal Consistency Coordinator  
NC Division of Coastal Management  
400 Commerce Avenue  
Morehead City, NC 28557-3421



RECEIVED  
JAN 13 2009  
NORTH CAROLINA DEPARTMENT OF CULTURAL RESOURCES  
DIVISION OF HISTORICAL RESOURCES

**North Carolina Department of Cultural Resources**  
**State Historic Preservation Office**

Peter B. Sandbeck, Administrator

Office of Archives and History  
Division of Historical Resources  
David Brook, Director

Beverly Eaves Perdue, Governor  
Linda A. Carlisle, Secretary  
Jeffrey J. Crow, Deputy Secretary

January 12, 2009

MEMORANDUM

TO: Stephen Rynas, AICP,  
Federal Consistency Coordinator  
NC Division of Coastal Management, DENR

FROM: Peter Sandbeck *Resub for Peter Sandbeck*

SUBJECT: Consistency Review, Proposed Sediment Environmental Investigation, Cherry Point MCAS,  
DCM# 20080167, Craven County, ER 09-0007

Thank you for your memorandum of December 31, 2008. We have reviewed the document for the above project and offer the following comments.

The proposed project is located adjacent to the Neuse River within the MCAS at Cherry Point. Archaeological site 31CV16 is recorded within the project area and is described as a clam shell midden with prehistoric ceramics. This site has never been assessed in terms of the National Register of Historic Places (NRHP). As a result, the following recommendations are presented below.

Prior to initiation of any ground disturbing activities within the project area, the MCAS, Cherry Point shall arrange for an archaeological assessment of site 31CV16. Efforts will be made to relocate and assess this site in terms of its eligibility potential for listing on the NRHP. If a site is determined to be eligible for the NRHP the MCAS shall determine whether the site will be adversely affected by the project activities; and, if so, will develop and implement an appropriate mitigation plan. Two copies of all resulting archaeological reports, as well as one copy of any associated site form, should be forwarded to the Office of State Archaeology through this office for review and comment as soon as they are available and in advance of any construction or ground disturbance activities.

A list of archaeological consultants who have conducted or expressed an interest in contract work in North Carolina is available at [www.arch.dcr.state.nc.us/consults.htm](http://www.arch.dcr.state.nc.us/consults.htm). The archaeologists listed, or any other experienced archaeologist, may be contacted to conduct the recommended survey. All activities associated with the archaeological investigations shall be coordinated with the Office of State Archaeology prior to beginning any archaeological fieldwork.

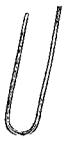
The above comments are made pursuant to Section 106 of the National Historic Preservation Act and the Advisory Council on Historic Preservation's Regulations for Compliance with Section 106 codified at 36 CFR Part 800.

Thank you for your cooperation and consideration. If you have questions concerning the above comment, please contact Renee Gledhill-Earley, environmental review coordinator, at 919-807-6579. In all future communication concerning this project, please cite the above-referenced tracking number.

cc: D. A. McFarland, United States Marine Corps  
Doug Huggett, Division of Coastal Management

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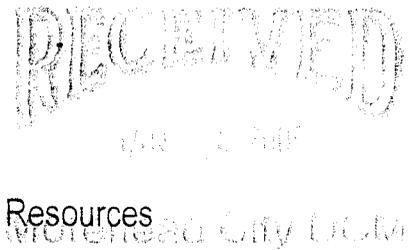


North Carolina Department of Environment and Natural Resources  
Division of Coastal Management

Michael F. Easley, Governor

James H. Gregson, Director

William G. Ross Jr., Secretary



**MEMORANDUM**

December 31, 2008

TO: Patty Fowler  
Shellfish Sanitation and Recreational Water Quality Section  
NC DENR - Division of Environmental Health  
PO Box 769  
Morehead City, NC 28557-0769

FROM: Stephen Rynas, AICP; Federal Consistency Coordinator

SUBJECT: Proposed Sediment Environmental Investigation (DCM#20080167)

LOCATION: Former Skeet and Trap Range #1, Cherry Point MCAS, Craven County, North Carolina



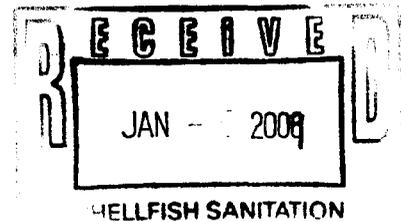
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REPLY

- No Comment.
- This office supports the project as proposed.
- Comments to this project are attached.
- This office objects to the project as proposed.

Signed: *Chick* for Patt. Fowler

Date: 1/5/09



CORRECTIONS

Please identify any corrections, additions, or deletions that should be made in terms of contact information.

RETURN COMPLETED FORM

to  
Stephen Rynas, Federal Consistency Coordinator  
NC Division of Coastal Management  
400 Commerce Avenue  
Morehead City, NC 28557-3421



North Carolina Department of Environment and Natural Resources  
Division of Coastal Management

Michael F. Easley, Governor

James H. Gregson, Director

William G. Ross Jr., Secretary

**MEMORANDUM**

December 31, 2008

TO:

County of Craven  
2824 Neuse Boulevard  
New Bern, NC 28456-2839

RECEIVED  
DEC 31 2008

BY: *ab*

FROM:

Stephen Rynas, AICP; Federal Consistency Coordinator

SUBJECT:

Proposed Sediment Environmental Investigation (DCM#20080167)

LOCATION:

Former Skeet and Trap Range #1, Cherry Point MCAS, Craven County, North Carolina

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REPLY

- No Comment.
- This office supports the project as proposed.
- Comments to this project are attached.
- This office objects to the project as proposed.

Signed: *[Signature]*

Date: 1/5/09

CORRECTIONS

Please identify any corrections, additions, or deletions that should be made in terms of contact information.

RETURN COMPLETED FORM

to  
Stephen Rynas, Federal Consistency Coordinator  
NC Division of Coastal Management  
400 Commerce Avenue  
Morehead City, NC 28557-3421



North Carolina Department of Environment and Natural Resources  
Division of Coastal Management

Michael F. Easley, Governor

James H. Gregson, Director

William G. Ross Jr., Secretary

**MEMORANDUM**

December 31, 2008

TO: John Fear  
Coastal Reserve Program - Beaufort  
101 Pivers Island Road  
Beaufort, NC 28516-9701

FROM: Stephen Rynas, AICP; Federal Consistency Coordinator

SUBJECT: Proposed Sediment Environmental Investigation (DCM#20080167)

LOCATION: Former Skeet and Trap Range #1, Cherry Point MCAS, Craven County, North Carolina

This document is being circulated for consistency review and comment by **January 16, 2009**. The Marine Corps is proposing sediment sampling in the Neuse River. The Marine Corps in July 2008 had prepared and distributed for review a draft work plan for this project. A final work plan will soon be submitted. If you wish to receive a copy of the final work plan please let me know and I will send you a copy. Your responses will assist us in determining whether the proposed project would be consistent with the State's Coastal Management Program. If the proposed project does not conform to your requirements, please identify the measures that would be necessary to bring the proposed project into conformance. If you have any additional questions regarding the proposed project you may contact me at 252-808-2808.

REPLY

- No Comment.
- This office supports the project as proposed.
- Comments to this project are attached.
- This office objects to the project as proposed.

Signed: John Fear

Date: 1-5-09

CORRECTIONS

Please identify any corrections, additions, or deletions that should be made in terms of contact information.

RETURN COMPLETED FORM

to  
Stephen Rynas, Federal Consistency Coordinator  
NC Division of Coastal Management  
400 Commerce Avenue  
Morehead City, NC 28557-3421



North Carolina Department of Environment and Natural Resources  
Division of Coastal Management

Michael F. Easley, Governor

James H. Gregson, Director

William G. Ross Jr., Secretary

**MEMORANDUM**

December 31, 2008

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JAN 09 2009

Morehead City DCM

TO: Brian Strong  
NCDENR - Division of Parks and Recreation  
512 North Salisbury Street, Seventh Floor  
Raleigh, NC 27604-1170

FROM: Stephen Rynas, AICP: Federal Consistency Coordinator

SUBJECT: Proposed Sediment Environmental Investigation (DCM#200801)

LOCATION: Former Skeet and Trap Range #1, Cherry Point MCAS, Craven County, North Carolina

This document is being circulated for consistency review and comment by **January 16, 2009**. The Marine Corps is proposing sediment sampling in the Neuse River. The Marine Corps prepared and distributed for review a draft work plan for this project. A final work plan will soon be submitted. If you wish to receive a copy of the final work plan please let me know. Your responses will assist us in determining whether the proposed project would be consistent with the State's Coastal Management Program. If the proposed project does not conform to your requirements, please identify the measures that would be necessary to bring the proposed project into conformance. If you have any additional questions regarding the proposed project you may contact me at 252-808-2808.

**January 16, 2009.** The Marine Corps in July 2008 had an environmental assessment and I will send you a copy of the final work plan. I would be consistent with your requirements. If you have any questions regarding the proposed project you may contact me at 252-808-2808.

REPLY

- No Comment.
- This office supports the project as proposed.
- Comments to this project are attached.
- This office objects to the project as proposed.

Signed: Armine Davis

Date: 1/9/09

CORRECTIONS

Please identify any corrections, additions, or deletions that should be made in terms of contact information.

RETURN COMPLETED FORM

to  
Stephen Rynas, Federal Consistency Coordinator  
NC Division of Coastal Management  
400 Commerce Avenue  
Morehead City, NC 28557-3421



North Carolina Department of Environment and Natural Resources  
Division of Coastal Management

Michael F. Easley, Governor

James H. Gregson, Director

William G. Ross Jr., Secretary

**MEMORANDUM**

December 31, 2008

2008.01.05.03

TO: Maria Dunn  
Division of Inland Fisheries, Habitat Conservation Program  
NC Wildlife Resources Commission  
943 Washington Square Mall  
Washington, NC 27889-1638

RECEIVED  
JAN 13 2009

Morehead City DCM

FROM: Stephen Rynas, AICP; Federal Consistency Coordinator

SUBJECT: Proposed Sediment Environmental Investigation (DCM#20080167)

LOCATION: Former Skeet and Trap Range #1, Cherry Point MCAS, Craven County, North Carolina

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REPLY

- No Comment.
- This office supports the project as proposed.
- Comments to this project are attached.
- This office objects to the project as proposed.

Signed: Maria T. Dunn

Date: 1-13-08

CORRECTIONS

Please identify any corrections, additions, or deletions that should be made in terms of contact information.

RETURN COMPLETED FORM

to  
Stephen Rynas, Federal Consistency Coordinator  
NC Division of Coastal Management  
400 Commerce Avenue  
Morehead City, NC 28557-3421





North Carolina Department of Environment and Natural Resources  
Division of Coastal Management

Michael F. Easley, Governor

James H. Gregson, Director

William G. Ross Jr., Secretary

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MEMORANDUM

**MEMORANDUM**

December 31, 2008

TO: Vivian Cristy (401 Water Quality)  
DWQ - 401 Water Quality Certification (Washington)  
NCDENR - Division of Water Quality  
943 Washington Square Mall  
Washington, NC 27889-1638

DEC 31 2008

FROM: Stephen Rynas, AICP; Federal Consistency Coordinator

SUBJECT: Proposed Sediment Environmental Investigation (DCM#20080167)

LOCATION: Former Skeet and Trap Range #1, Cherry Point MCAS, Craven County, North Carolina

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REPLY

- No Comment.
- This office supports the project as proposed.
- Comments to this project are attached.
- This office objects to the project as proposed.

Signed: AL Hodges

Date: 1-13-09

CORRECTIONS

Please identify any corrections, additions, or deletions that should be made in terms of contact information.

RETURN COMPLETED FORM

to  
Stephen Rynas, Federal Consistency Coordinator  
NC Division of Coastal Management  
400 Commerce Avenue  
Morehead City, NC 28557-3421

*fish*

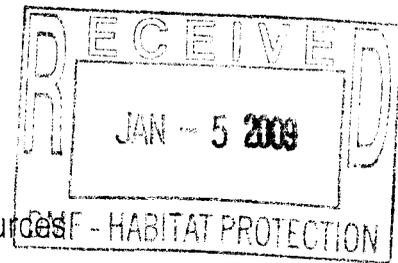


North Carolina Department of Environment and Natural Resources  
Division of Coastal Management

Michael F. Easley, Governor

James H. Gregson, Director

William G. Ross Jr., Secretary

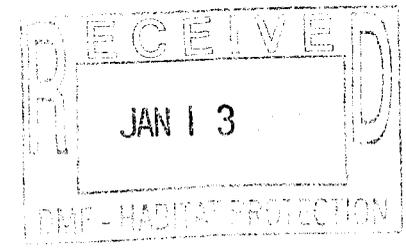
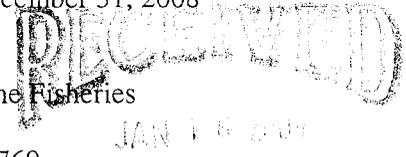


(E)  
*1/15/09*

**MEMORANDUM**

December 31, 2008

TO: Anne Deaton  
NCDENR - Division of Marine Fisheries  
PO Box 769  
Morehead City, NC 28557-0769



FROM: Stephen Rynas, AICP; Federal Consistency Coordinator

SUBJECT: Proposed Sediment Environmental Investigation (DCM#20080167)

LOCATION: Former Skeet and Trap Range #1, Cherry Point MCAS, Craven County, North Carolina

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REPLY

- No Comment.
- This office supports the project as proposed.
- Comments to this project are attached.
- This office objects to the project as proposed.

Signed: *Pat R. Hughes*  
*Anne Deaton*

Date: *1/6/09*  
*1-11-09*

CORRECTIONS

Please identify any corrections, additions, or deletions that should be made in terms of contact information.

RETURN COMPLETED FORM

to  
Stephen Rynas, Federal Consistency Coordinator  
NC Division of Coastal Management  
400 Commerce Avenue  
Morehead City, NC 28557-3421



North Carolina Department of Environment and Natural Resources  
Division of Coastal Management

Michael F. Easley, Governor

James H. Gregson, Director

William G. Ross Jr., Secretary

**MEMORANDUM**

December 31, 2008

TO: Barry Guthrie  
Division of Coastal Management - Morehead  
400 Commerce Avenue  
Morehead City, NC 28557-3421

FROM: Stephen Rynas, AICP; Federal Consistency Coordinator

SUBJECT: Proposed Sediment Environmental Investigation (DCM#20080167)

LOCATION: Former Skeet and Trap Range #1, Cherry Point MCAS, Craven County, North Carolina

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REPLY

- No Comment.
- This office supports the project as proposed.
- Comments to this project are attached.
- This office objects to the project as proposed.

Signed: *SM AW*

Date: 1/16/09

CORRECTIONS

Please identify any corrections, additions, or deletions that should be made in terms of contact information.

RETURN COMPLETED FORM

to  
Stephen Rynas, Federal Consistency Coordinator  
NC Division of Coastal Management  
400 Commerce Avenue  
Morehead City, NC 28557-3421