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NCBC GULFPORT
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LETTER FROM U S NAVY REGARDING THE TRANSMITTAL OF PRE-CONSTRUCTION
NOTIFICATION NCBC GULFPORT MS
4/2/2009
U S NAVY



DEPARTMENT OF THE NAVY
NAVAL CONSTRUCTION BATTALION CENTER
4902 MARVIN SHIELDS BLVD
GULFPORT, MS 39501-5001

IN REPLY REFER TO
April 2, 2009

Mr. Carl R. Olsen, Project Manager
U.S. Army Corps of Engineers, Mobile District
Regulatory Division, CESAM-RD
109 St. Joseph Street
Mobile, AL 36628-0001

**RE: Pre-construction Notification (SAM -2009-00389-CRO)
US Navy, Naval Construction Battalion Center (NCBC), Gulfport,
Mississippi**

Mr. Olsen:

The U.S. Navy, Naval Construction Battalion Center (NCBC) is submitting this Pre-construction Notification for its facility in Gulfport, Mississippi. The purpose of this letter fulfills the facility's requirement to submit notification to the District Engineer prior to commencing the activity.

The activity described in the Pre-construction Notification is exempt from permitting by Nationwide Permit 38. Nationwide Permit 38 states, "Activities undertaken entirely on a Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) by authority of CERCLA as approved or required by the EPA, are not required to obtain permits under Section 404 of the Clean Water Act or Section 10 of the Rivers and Harbors Act."

The regulatory agency with oversight authority of this project is the Mississippi Department of Environmental Quality (MDEQ). Because this project falls within the scope of MDEQ Agreed Order 3466-97, which requires the Navy to locate, remove and contain dioxin containing materials, we feel Mississippi Code Section 49-27-7-A-1 exemption applies as well.

If you have questions or require additional information, please contact me at 228-871-2026 or by email at jeff.muehlmann@navy.mil.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Muehlmann", is written over a circular stamp or seal.

Jeff Muehlmann
NCBC Environmental Director

Copy to: Willa Henriksen, Department of Marine Resources

**APPLICATION FOR DEPARTMENT OF THE ARMY PERMIT
(33 CFR 325)**

OMB APPROVAL NO. 0710-003

Public reporting burden for this collection of information is estimated to average 5 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Department of Defense, Washington Headquarters Service Directorate of Information Operations and Reports, 1215 Jefferson Davis Highway, Suite 1204, Arlington VA 22202-4302; and to the Office of Management and Budget, Paperwork Reduction Project (0710-003), Washington, DC 20503. Please **DO NOT RETURN** your form to either of those addresses. Completed applications must be submitted to the District Engineer having jurisdiction over the location of the proposed activity.

PRIVACY ACT STATEMENT

Authority: 33 USC 401, Section 10; 1413, Section 404. Principal Purpose: These laws require permits authorizing activities in, or affecting, navigable waters of the United States; the discharge of dredged or fill material into waters of the United States, and the transportation of dredged material for the purpose of dumping it into ocean waters. Routine uses: Information provided on this form will be used in evaluating the application for a permit. Disclosure: Disclosure of requested information is voluntary. If information is not provided, however, the permit application cannot be processed nor can a permit be issued.

One set of original drawings or good reproducible copies which show the location and character of the proposed activity must be attached to this application (see sample drawings and instructions) and be submitted to the District Engineer having jurisdiction over the proposed activity. An application that is not completed in full will be returned.

(ITEMS 1 THRU 4 TO BE FILLED BY THE CORPS)

1. APPLICATION NO.	2. FIELD OFFICE CODE	3. DATE RECEIVED	4. DATE APPLICATION COMPLETED
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(ITEMS BELOW TO BE FILLED BY APPLICANT)

5. APPLICANT'S NAME Naval Construction Battalion Center Gulfport	8. AUTHORIZED AGENT'S NAME & TITLE (an agent is not required)
6. APPLICANT'S ADDRESS 4902 Marvin Shields Blvd. Gulfport, MS 39501-5001	9. AGENT'S ADDRESS
7. APPLICANT'S PHONE NUMBERS WITH AREA CODE a. Residence b. Business 228-871-2026	10. AGENT'S PHONE NUMBERS WITH AREA CODE a. Residence b. Business

11. **STATEMENT OF AUTHORIZATION**

I hereby authorize N/A to act in my behalf as my agent in the processing of this application and to furnish, upon request, supplemental information in support of this permit application.

APPLICANT'S SIGNATURE

DATE

NAME, LOCATION, AND DESCRIPTION OF PROJECT OR ACTIVITY

12. PROJECT NAME OR TITLE (see instructions) Remediation of Installation Restoration Site Four	
13. NAME OF WATERBODY, IF KNOWN (if applicable) Long Beach Canal One	14. PROJECT STREET ADDRESS (if applicable) No street address
15. LOCATION OF PROJECT Harrison COUNTY MS STATE	
16. OTHER LOCATION DESCRIPTIONS, IF KNOWN (see instructions) See attached figure	
17. DIRECTIONS TO THE SITE Enter NCBC at the Broad Ave. gate, turn west on Marvin Shields Blvd., continue until the Blvd. ends at Colby Ave., turn north 300 yards to Seventh St., turn left into golf course. Site is 500 feet to the northwest.	

18. NATURE OF ACTIVITY (Description of project, include all features)

1. Restore the natural drainage of the ditch.
2. Rip rap the banks and bottom and grout the rock.

19. PROJECT PURPOSE (Describe the reason or purpose of the project, see instructions)

This project will comply with MDEQ Agreed Order 3466-97. The Order requires the Navy to investigate and remove all dioxin containing materials related to the storage of Agent Orange at NCBC Gulfport. Dioxin was detected in the bank of the canal and this permit is requested to line the bank along the former landfill to prevent future releases of dioxin.

USE BLOCKS 20-22 IF DREDGED AND/OR FILL MATERIAL IS TO BE DISCHARGED

20. REASON(S) FOR DISCHARGE

N/A

21. TYPE(S) OF MATERIAL BEING DISCHARGED AND THE AMOUNT OF EACH TYPE IN CUBIC YARDS

N/A

22. SURFACE AREA IN ACRES OF WETLANDS OR OTHER WATERS FILLED (see instructions)

N/A

23. IS ANY PORTION OF THE WORK ALREADY COMPLETE? YES NO IF YES, DESCRIBE THE WORK

24. ADDRESSES OF ADJOINING PROPERTY OWNERS, LESSEES, ETC. WHOSE PROPERTY ADJOINS THE WATERBODY (if more than can be entered here, please attach a supplemental list)

All work will be limited to U.S. Navy property.

25. LIST OF OTHER CERTIFICATIONS OR APPROVALS/DENIALS RECEIVED FROM OTHER FEDERAL, STATE, OR LOCAL AGENCIES FOR WORK DESCRIBED IN THIS APPLICATION

AGENCY	TYPE APPROVAL*	IDENTIFICATION NUMBER	DATE APPLIED	DATE APPROVED	DATE DENIED
MDEQ	Workplan	Site Four R/FS	Oct 2006	July 2009 (Est)	

* Would include but is not restricted to zoning, building and flood plain permits.

26. Application is hereby made for a permit or permits to authorize the work described in this application. I certify that the information in this application is complete and accurate. I further certify that I possess the authority to undertake the work described herein or am acting as the duly authorized agent of the applicant.

SIGNATURE OF APPLICANT

3 Apr. 09

DATE

SIGNATURE OF AGENT

DATE

The application must be signed by the person who desires to undertake the proposed activity (applicant) or it may be signed by a duly authorized agent if the statement in block 11 has been filled out and signed.

18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals, or covers up any trick, scheme, or disguises a material fact or makes any false, fictitious, or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious or fraudulent statements or entry, shall be fined not more than \$10,000 or imprisoned not more than five years or both.



DEPARTMENT OF THE NAVY
NAVAL CONSTRUCTION BATTALION CENTER
4902 MARVIN SHIELDS BLVD
GULFPORT, MS 39501-5001

IN REPLY REFER TO
December 31, 2008

Mr. Carl R. Olsen, Project Manager
U.S. Army Corps of Engineers, Mobile District
Regulatory Division, CESAM-RD
109 St. Joseph Street
Mobile, AL 36628-0001

RE: Pre-construction Notification
US Navy, Naval Construction Battalion Center (NCBC), Gulfport,
Mississippi

Mr. Olsen:

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If you have questions or require additional information, please contact me at 228-871-2026 or by email at jeff.muehlmann@navy.mil.

Sincerely,

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NCBC Environmental Director

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6. APPLICANT'S ADDRESS 4902 Marvin Shields Blvd Gulfport, MS 39501-5001	9. AGENT'S ADDRESS
7. APPLICANT'S PHONE NUMBERS WITH AREA CODE a. Residence b. Business 228-871-2026	10. AGENT'S PHONE NUMBERS WITH AREA CODE a. Residence b. Business

STATEMENT OF AUTHORIZATION

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APPLICANT'S SIGNATURE

DATE

NAME, LOCATION, AND DESCRIPTION OF PROJECT OR ACTIVITY

12. PROJECT NAME OR TITLE (see instructions) Remediation of Installation Restoration Site Five	
13. NAME OF WATERBODY, IF KNOWN (if applicable) NCBC drainage ditch entering Long Beach Canal 1	14. PROJECT STREET ADDRESS (if applicable) No street address
15. LOCATION OF PROJECT Harrison COUNTY MS STATE	
16. OTHER LOCATION DESCRIPTIONS, IF KNOWN (see instructions) See Attached Figure	
17. DIRECTIONS TO THE SITE Enter NCBC at Broad Ave, Gulfport; turn west on Marvin Shields Blvd.; continue until Blvd. ends. Project site is 200 feet to the west.	

18. NATURE OF ACTIVITY (Description of project, include all features)

- 1. Restore the natural drainage of the ditch.
- 2. Rip rap the banks and bottom and grout the rock.

19. PROJECT PURPOSE (Describe the reason or purpose of the project. See instructions)

This project will comply with MDEQ Agreed Order 3486-97. The Order requires the Navy to investigate and remove all dioxin containing materials related to the storage of Agent Orange at NCBC Gulfport. Dioxin was detected in the bank of the drainage ditch, this permit is requested to line the ditch along the former landfill to prevent future releases of dioxin.

USE BLOCKS 20-22 IF DREDGED AND/OR FILL MATERIAL IS TO BE DISCHARGED

20. REASON(S) FOR DISCHARGE

N/A

21. TYPE(S) OF MATERIAL BEING DISCHARGED AND THE AMOUNT OF EACH TYPE IN CUBIC YARDS

N/A

22. SURFACE AREA IN ACRES OF WETLANDS OR OTHER WATERS FILLED (see instructions)

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AGENCY	TYPE APPROVAL*	IDENTIFICATION NUMBER	DATE APPLIED	DATE APPROVED	DATE DENIED
MDEQ	Workplan	Site Five Remedial Design	June 2008	October 2008	

* Would include but is not restricted to zoning, building and flood plain permits.

26. Application is hereby made for a permit or permits to authorize the work described in this application. I certify that the information in this application is complete and accurate. I further certify that I possess the authority to undertake the work described herein or am acting as the duly authorized agent of the applicant.


31 Dec 08

SIGNATURE OF APPLICANT DATE SIGNATURE OF AGENT DATE

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