

From: HQ-Section408 [<mailto:HQ-Section408@usace.army.mil>]
Sent: Wednesday, January 31, 2018 12:39 PM
Subject: USACE New Draft Policy Document for Section 408 Requests

The purpose of this email is to provide information about an upcoming opportunity to provide the US Army Corps of Engineers (USACE) feedback on new draft procedures.

Through the Civil Works program, USACE serves the public by providing the Nation with quality and responsive management of the Nation's water resources. As a result, USACE, in partnership with stakeholders, has constructed many Civil Works projects across the Nation's landscape. Given the widespread locations of these projects, many embedded within communities, over time there may be a need for others outside of USACE to alter or occupy these projects and their associated lands. Reasons for alterations could include improvements to the projects; relocation of part of the project; or, installing utilities or other non-project features.

Section 14 of the Rivers and Harbors Act of 1899, which has since been amended several times and is codified at 33 USC 408 (Section 408), provides that USACE may grant permission to another party to alter a Civil Works project upon a determination that the proposed alteration will not be injurious to the public interest and will not impair the usefulness of the Civil Works project.

On February 5, USACE will provide an opportunity for all interested parties to provide feedback on the revised USACE procedures (draft Engineer Circular (EC) 1165-2-220) for processing requests pursuant to Section 408. A Federal Register notice will be posted on February 5 announcing the availability of the USACE draft EC and initiating a 30-day comment period. At that time, the draft EC will be posted with directions on how to submit comments on the USACE Section 408 website (<http://www.usace.army.mil/Missions/Civil-Works/Section408/>) and at <http://www.regulations.gov> (docket number COE-2018-0003). All comments received will be made publicly available on regulations.gov under docket number COE-2018-0003.

During the 30-day public review period, USACE will conduct two identical webinars to provide an overview of the draft EC 1165-2-220 and key changes. The details for both webinars are below. There are 200 webinar ports and 500 audio ports available for each webinar, so space is limited. These webinars will not be recorded, but the [presentation slides are attached](#) and will be posted at <http://www.usace.army.mil/Missions/Civil-Works/Section408/>.

Webinar 1: Wednesday, February 7, 2018 at 2:00pm - 3:00pm Eastern Standard Time

Join Online: <https://usace.webex.com>

Meeting Title: New Section 408 Policy Document
Meeting number (same as host room ID): 968 784 150
Meeting password: Sec408

You will be prompted for your name and email.

Join by Phone:
Call-in toll-free number: 1-877-336-1839 (US)
Access Code: 5149509

Webinar 2: Thursday, February 8, 2018 at 10:30am - 11:30am Eastern Standard Time

Join Online: <https://usace.webex.com>

Meeting Title: New Section 408 Policy Document

Meeting number (same as host ID): 968 130 658

Meeting password: Sec408

You will be prompted for your name and email.

Join by Phone:

Call-in toll-free number: 1-877-336-1839 (US)

Access Code: 5149509

If you have trouble joining the webinar you can go to <https://help.webex.com/docs/DOC-5412>.

The new draft procedures incorporate many improvements that addresses stakeholder concerns related to efficiency and responsiveness. We look forward to receiving your feedback. Please direct any questions to HQ-Section408@usace.army.mil and feel free to provide this information to others.