

August 26, 2008

Creek

I spoke to LaNeesha Scott of the US Army Core of Engineers.

She says that if we plan to put even a little fill or rip-rap below the normal level of the water, we need to send them a letter and get their determination whether or not we need a permit to do it.

Here is what I think this means.

Let us say we plan to get a truck load of rip-rap and dump it over the bank. If so, we need to write them a letter and tell them and get their determination. They can send us a letter that says no permit is needed if it is considered unlikely to "get in the water."

Why should we be proactive and establish a relationship with them.

1. They have a lot of say as to what we can and cannot do.
2. We need them to have a positive feeling that we are working within the system.
3. If we have worked with us in the past they are likely to be more empathetic.

This is what I think we should do.

We need to send them a letter saying we want to _____, and begin to establish a working relationship with them.

We can put whatever we want in the blank. Get Rick's opinion or suggestion. I would think "dump x truck loads of rip-rap at the end of building 1189" should be enough to get their attention and start a dialog.

Other notes:

We also need a determination as to jurisdiction.

1. Is the creek "federal waters"?
2. Is the creek "state waters"?
3. Is the creek "county waters"?
4. Some combination of the above?

We should be able to get a letter from Cobb County Zoning Dept. on this issue.