



DEPARTMENT OF THE ARMY
U.S. ARMY ENGINEER DISTRICT, SACRAMENTO
CORPS OF ENGINEERS
1325 J STREET
SACRAMENTO CA 95814-2922

REPLY TO
ATTENTION OF

June 18, 2012

Regulatory Division (SPK-2012-00607-UO)

Mr. Tom Lecheminant
3525 West 7520 South
West Jordan, Utah 84084

Dear Mr. Lecheminant:

This concerns your proposed Pond Expansion project in uplands near the intersection of Toll Gate Canon Road and Willow Way. The project is located in Section 20, Township 1 North, Range 4 East, Salt Lake Meridian, Latitude 40.8046°, Longitude -111.5111°, Summit County, Utah (Enclosure 1).

Based on the information you have provided, a site visit on June 13, 2012, and the attached sketch of your proposed project (Enclosure 2), we have determined that the proposed work to expand on an existing manmade pond in upland areas will not result in the discharge of dredged or fill material within waters of the United States. Therefore, a Department of the Army Permit is not required for this work. Measures should be taken to prevent construction materials and/or activities from entering any waters of the United States. Appropriate soil erosion and sediment controls should be implemented onsite to achieve this end.

Our disclaimer of jurisdiction is only for this activity as it pertains to Section 404 of the Federal Clean Water Act and does not refer to, nor affect jurisdiction over any waters present on site. Other Federal, State, and local laws may apply to your activities. Therefore, in addition to contacting other Federal and local agencies, you should also contact state regulatory authorities to determine whether your activities may require other authorizations or permits.

We appreciate your feedback. Please tell us how we are doing by completing the customer survey on our website at www.spk.usace.army.mil/Missions/Regulatory.aspx, under *Customer Service Survey*.

Please refer to identification number SPK-2012-00607-UO in any correspondence concerning this project. If you have any questions, please contact me by telephone at 801-295-8380 ext. 17, by email at Timothy.R.Witman@usace.army.mil, or by mail at the Utah Regulatory Office, 533 West 2600 South, Suite 150, Bountiful, Utah 84010.

Sincerely,

A handwritten signature in black ink, appearing to read "Timothy Witman", written over a horizontal line.

Timothy Witman
Regulatory Project Manager

Enclosures