



State of Utah

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Office of the Governor  
PUBLIC LANDS POLICY COORDINATING OFFICE

KATHLEEN CLARKE  
*Director*

November 6, 2018

*Sent via electronic mail: [Kaleigh.Maze@usace.army.mil](mailto:Kaleigh.Maze@usace.army.mil)*

Kaleigh Maze  
U.S. Army Corps of Engineers  
Levees and Channels Branch  
1325 J Street  
Sacramento, California 95814-2922

**Subject: Draft Categorical Permission for Section 408 Requests**  
RDCC Project No. 65923

Dear Ms. Maze:

The State of Utah appreciates the opportunity to review the Draft Categorical Permission for Section 408 Requests. The State supports USACE efforts to expedite and streamline the review and decisions for Section 408 requests that are similar in nature and have similar impacts to the USACE project and environment.

As indicated in the draft document, the majority of Section 408 Requests entail minor alterations of a levee or channel, such as installation of irrigation pipes, horizontal directional drilling for placement of utility lines, and private recreational boat docks. The descriptions and criteria to be used to determine validation under the categorical permissions (CP) have been coordinated with Regulatory Division to ensure consistency between similar permitting actions. Moreover, the comprehensive review of the CP at five years and reevaluation after a shorter time period, if conditions warrant, safeguards the public interest as well supplements the usefulness of the project.

Beyond streamlining the review and simplifying the validation and decision making process for Section 408 Requests, CP alterations would also improve productivity in relation to time and cost. Please direct any written questions in regard to this correspondence to the Public Lands Policy Coordinating Office at the address below, or call to discuss any questions or concerns.

Sincerely,

Kathleen Clarke  
Director