



**DEPARTMENT OF THE ARMY**  
HONOLULU DISTRICT, U.S. ARMY CORPS OF ENGINEERS  
FORT SHAFTER, HAWAII 96858-5440

July 14, 2023

SUBJECT: Nationwide Permit Verification for HDOT, Hakalau Bridge Rehabilitation, Hilo, Island of Hawaii, Hawaii Department of the Army File No. POH-2022-00091

Sergio Abcede  
Hawaii Department of Transportation  
869 Punchbowl Street  
Honolulu, HI 96813

Dear Mr. Abcede:

The Honolulu District, U.S. Army Corps of Engineers (Corps), Regulatory Branch has completed review of your Pre-Construction Notification dated June 28, 2022 requesting authorization for the proposed Hakalau Bridge Bent #8 scour repair located below the mean high water mark (MHW) within Hakalau Stream, in the vicinity of milepost 15.3 Hawaii Belt Road, Island of Hawaii (19.899306, -155.129915). Please reference Department of the Army (DA) file number POH-2022-00091 in any future correspondence related to this permit.

This letter verifies your activity complies with the terms and conditions of Nationwide Permit (NWP) #3, (Maintenance) issued on March 15, 2021. This NWP verification letter is being issued pursuant to Section 404 of the Clean Water Act for the discharge of dredged and/or fill material into waters of the U.S. and Section 10 of the Rivers and Harbors Act of 1899 for work or structures in, over, under or affecting navigable waters of the U.S. You are authorized to conduct the following work below the MHW as described below and as depicted on the enclosed drawings (Enclosure 1):

- Removal of loose material under the existing footing one stepped to be discharged in uplands.
- Construction of a temporary containment device.
- Discharge of 2CY of grout within the void underneath the existing footing.

Based upon the information and plans you provided, we hereby verify that the work described above, which would be performed in accordance with the enclosed plan (sheets 1-8), dated November 2021, is authorized by Nationwide Permit (NWP) No. 3, Maintenance. NWP No. 3 and its associated Regional and General Conditions can be accessed at: <https://www.poh.usace.army.mil/Missions/Regulatory/Permits/Nationwide-Permits/>. You must comply with all terms and conditions associated with NWP No. 3.

Verification of your project under this NWP is valid until **March 14, 2026** unless this NWP is modified, reissued, or revoked prior to that date. It is incumbent upon you to remain informed of changes to the NWPs. If the Corps modifies, reissues, or revokes any NWP at an earlier date, we will issue a public notice announcing the changes. Failure to comply with all terms and conditions of this NWP verification invalidates this authorization and could result in a violation of the Clean Water Act and/or Rivers and Harbors Act and subsequent enforcement action. This authorization does not relieve you of the responsibility to obtain any other federal, state, and/or local authorizations required by law.

Your project complies with the requirements of the Clean Water Act, Section 401 Blanket Water Quality Certification (WQC) WQC1092 issued for this Nationwide Permit by the State of Hawaii Department of Health, Clean Water Branch. You are responsible for complying with the attached General Conditions of this WQC (Enclosure 2).

Your project complies with the requirements of the Coastal Zone Management Consistency Concurrence for this Nationwide Permit issued by the State of Hawaii Department of Business, Economic Development and Tourism, Office of Planning during the Nationwide Permit reissuance process in 2021.

Finally, General Condition #30 requires a signed certification be submitted to this office upon completion of work. Therefore, please sign, date and return the enclosed *Compliance Certification* form (Enclosure 3) within 30 days of completion of work to the email address specified below or to the mailing address indicated on the letterhead above.

Thank you for your cooperation with the Honolulu District Regulatory Program. Should you have any questions related to this authorization, please contact me at 808-835-4307 or via e-mail at [Michael.A.Maaninen@usace.army.mil](mailto:Michael.A.Maaninen@usace.army.mil). You are encouraged to provide comments on your experience with the Honolulu District Regulatory Office by accessing our web-based customer survey form at <https://regulatory.ops.usace.army.mil/ords/f?p=136:4>.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael Maaninen". The signature is fluid and cursive, with the first name "Michael" and last name "Maaninen" clearly distinguishable.

Michael Maaninen  
Project Manager, Regulatory Branch

Enclosures

Electronic cc:

State of Hawaii Department of Health, Clean Water Branch

Darryl C Lum [darryl.lum@doh.hawaii.gov](mailto:darryl.lum@doh.hawaii.gov)

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State of Hawaii Office of Planning, Coastal Zone Management Program

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