

PIH Report Wording for Section 408 and Non-USACE Regulated Dams and/or Reservoirs

(7.8) Based on the condition that applies to the project, select the applicable PIH statement from the following:

Section 408 – USACE regulated dams, levees, or other civil works projects – Choose one from the following three conditions:

Condition 1. No USACE regulated levee, dam and/or other civil works project was identified within 500 feet of the project’s ROW or its construction limits.

PIH Statement: (7.8) No Section 408 coordination is required between NDOT and USACE for this project. No USACE regulated levee, dam and/or other civil works project was identified within 500 feet of the project’s ROW or its construction limits.

Condition 2. USACE regulated levee(s), dam(s) and/or other civil works project(s) were identified within 500 feet of the project’s ROW or its construction limits. The project scope will not alter, occupy, or use the USACE regulated levee(s), dam(s) and/or civil works project(s).

PIH Statement: (7.8) No Section 408 coordination will be completed between NDOT and USACE for this project. USACE regulated levee(s), dam(s) and/or other civil works project(s) were identified within 500 feet of the project’s ROW or its construction limits. The project scope will not alter, occupy, or use the USACE regulated levee(s), dam(s) and/or civil works project(s). USACE regulated levees, dams, and other civil works projects will be denoted as “Sensitive Areas” on the project plans to avoid activity within those areas.

Condition 3. USACE regulated levee(s), dam(s) and/or other civil works projects were identified within 500 feet of the project’s ROW or its construction limits. Project work will alter, occupy, or use the USACE regulated levee(s), dam(s) and/or other civil works project(s).

PIH Statement: (7.8) Coordination is required between NDOT and USACE to obtain 408 permission for the project. The proposed project scope will alter, occupy, or use USACE regulated levee(s), dam(s) and/or other civil works project(s).

Non-USACE Regulated Dam(s) and/or Reservoir(s) (State or other Federally Regulated Dams)

Select an additional condition for non-USACE regulated dam(s) and/or reservoir(s) that will capture other federally owned or state regulated dams or reservoirs which would require coordination with agencies other than the USACE. For example, other federal agencies include, but are not limited to, United States Bureau of Reclamation (USBR) or Natural Resources Conservation Service (NRCS). State regulated dams are regulated by Nebraska Department of Natural Resources (NeDNR).

Condition 1. No non-USACE federally regulated dams and/or reservoirs were identified within 500 feet of the project's ROW or its construction limits.

PIH Statement: No coordination is required between NDOT and NeDNR and/or non-USACE federal agency and/or the dam owner to obtain concurrence for the project work. No state or non-USACE regulated dams or reservoirs were identified within 500 feet of the project's ROW or its construction limits.

Condition 2. A non-USACE regulated dam and/or reservoir is located within the project's ROW or its construction limits.

PIH Statement: There is a state regulated dam or reservoir located within the project's ROW. Coordination is required between NDOT, NeDNR and the dam owner for the project work.