DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS
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WASHINGTON, DC 20314-1000

CECW-MVD

JUN 2 2 2016

MEMORANDUM FOR Commanders, Major Subordinate Commands

SUBJECT: Approved Model Memorandum of Agreement (MOA) for Additional Dredging If a Non-Federal Interest Pays All Costs

1. References:

a. Paragraph 7 of Memorandum, dated 11 February 2015, subject: Implementation Guidance for Sections 1015 and 1023 of the Water Resources Reform and Development Act of 2014 (WRRDA 2014), Contributed Funds (enclosure 1), which notes that the model Navigation Project Partnership Agreement (PPA) includes provisions for the dredging of non-federal berthing areas, channels, and slips at full non-Federal expense. As noted in the memorandum, this type of proposal does not involve Contributed Funds and is not subject to the Congressional notification requirements associated with Contributed Funds.

b. Memorandum, dated 26 August 2015, subject: Approved Model Memorandum of Agreement (MOA) for the Dredging of Local Service Facilities If a Non-Federal Interest Pays All Costs.

2. The MOA approved by Reference 1.b. has been updated and expanded to cover all additional dredging to be carried out at non-federal expense in connection with dredging of a federal navigation project. In lieu of amending an existing PPA, the attached updated Model MOA (enclosure 2) may be used, as appropriate. The responsibility for review and approval of an MOA that does not deviate from the approved model is delegated to the MSC Commander. Division counsel concurrence that the MOA does not deviate from the subject model, and is appropriate for use for the particular proposal, is required prior to approval. Authority to execute an MOA may further delegated to the district commander after its approval by the MSC Commander.

3. The MSC Commander is also delegated authority to approve non-substantive deviations to the model MOA. Division counsel review of such deviations, with a recommendation to approve such deviations, is required prior to approval by the MSC Commander. Where there is a question whether the deviation is substantive, HQUSACE is available for consultation. In addition, MOAs with substantive deviations, unique circumstances, or controversial matters must be coordinated with the respective HQUSACE RIT.

4. Questions should be directed to Mr. John Lucyshyn, Program Manager, Mississippi Valley Division Regional Integration Team, at (202) 761-4515

Encls

STEVEN L. STOCKTON, P.E.
Director of Civil Works

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