CECW-PM

MEMORANDUM FOR Commander, North Atlantic Division, ATTN: CENAD-ET-P

SUBJECT: Implementation of Section 522 of the Water Resources Development Act of 2000 (WRDA 2000) – Muddy River, Brookline and Boston, Massachusetts

1. Section 522 of WRDA 2000, directs the Secretary to carry out the project for flood damage reduction and environmental restoration, Muddy River, Brookline and Massachusetts, substantially in accordance with the plans, and subject to conditions, described in the draft evaluation report of the New England District Engineer entitled "Phase I Muddy River Master Plan", dated June 2000.

2. Section 522 does not reference the total cost of the project nor does it specify project cost sharing. The referenced June 2000 Phase I Master Plan draft report estimates the total cost of the city of Boston's conceptual Master Plan and discusses project cost sharing only in general terms. In order to determine project cost sharing, the decision document in support of a Project Cooperation Agreement must evaluate ~~practicable~~ alternatives and identify the plan that maximizes National Economic Development (NED) benefits. Cost sharing for the project authorized by Section 522 of WRDA 2000, should follow normal Corps policy. The report must also satisfy the requirements of the National Environmental Policy Act (NEPA). If the recommended plan is a multipurpose plan that includes both flood control and ecosystem restoration, the plan that trades off NED and National Ecosystem Restoration (NER) benefits to maximize the sum of net contributions to the NED and NER must be determined. The decision document must identify the NED/NER plan, the authorized plan (if different from the NED/NER plan), and the locally preferred plan, if different from the authorized plan.

3. Funds provided in the Fiscal Year 2001 Energy and Water Development Appropriations Act will be used to negotiate and execute a design agreement with the non-Federal project sponsor, to conduct design work on the project authorized by Section 522 of WRDA 2000.

FOR THE COMMANDER:

JAMES F. JOHNSON
Chief, Planning and Policy Division
Directorate of Civil Works

CF: CECW-P
CECW-ZD
CECW-PD
RET TO CECW-PM:

OASA(CW) Clearance: James J. Smyth
5-22-01