



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

REPLY TO  
ATTENTION OF

CECW-SAD

JUL 22 2011

MEMORANDUM FOR Commander, U.S. Army Corps of Engineers, South Atlantic Division,  
Atlanta, Georgia, 30303

SUBJECT: Request for Independent External Peer Review (IEPR) Exclusion for the C-51  
Stormwater Treatment Area 1 East Modifications Report

1. HQUSACE has reviewed the IEPR exclusion request for the C-51 project. Based on applicable laws and policy, sufficient rationale exists to support a request for exclusion. Approval of the exclusion request was based on the following information.
2. The replacement of the existing cable suspended rake systems and plastic trash racks would not likely result in a reformulation of the project or a requirement for a new project authorization and was unlikely to warrant consideration for IEPR or IEPR exclusion. Similar consideration was given to replacing the joint sealant and pressure grouting. The other work recommended for the 41 existing culverts, particularly the addition of concrete aprons and wing walls to stabilize the culverts and grading and replacement riprap for the discharge areas merit consideration as to whether these changes, or other possible alternatives, would benefit from an external peer review.
3. The subject project meets one of the mandatory triggers for a Type I IEPR per Section 2034 of the Water Resources Development Act of 2007 and EC 1165-2-209. While the project does not represent a threat to health and safety, is not controversial, and has not had a request for IEPR from the Governor of an affected State or the head of a Federal or state agency, the project has a cost estimate greater than \$45 million. When the project cost exceeds \$45 million, a project may be excluded from IEPR only when no other mandatory conditions are met, the project does not include an Environmental Impact Statement, the various aspects of the problems or opportunities being addressed are not complex, and there is no controversy surrounding the study. It does not appear that the project formulation was based on novel methods, presents complex challenges for interpretation, contains precedent-setting methods or models, or presents conclusions that are likely to change prevailing practices. While the Non-Federal Sponsor requested dispute resolution on certain Stormwater Treatment Area 1 East (STA-1E) elements and the STA-1E project is discussed in recent litigation concerning the Everglades, we both agree that the trash rake systems and culverts should be addressed. There is no controversy surrounding the study.

Encl. 2

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4. Questions or concerns should be directed to Ms. Stacey Brown, Deputy Chief, South Atlantic Division Regional Integration Team, at 202-761-4106.



MERDITH W. TEMPLE  
Major General, U.S. Army  
Acting Commander