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UNITED STATES DEPARTMENT OF COMMERCE  
National Oceanic and Atmospheric Administration  
NATIONAL MARINE FISHERIES SERVICE  
Southeast Regional Office  
9721 Executive Center Drive North  
St. Petersburg, Florida 33702  
(727)570-5317; FAX 570-5300

SEP 5 2000 F/SER4:MT:sr

Colonel James G. May  
District Engineer, Jacksonville District  
Department of the Army, Corps of Engineers  
Regulatory Division, South Permits Branch  
P.O. Box 4970  
Jacksonville, Florida 32232-0019

Dear Colonel May:

Please reference the public notice dated July 18, 2000, and our letter dated August 16, 2000 (copy enclosed) regarding permit application number 200000380 (IP-DSG) submitted by Town of Palm Beach, to renourish approximately 10,032 feet of beach shoreline of the Atlantic Ocean at Phipps Ocean Park Beach, Palm Beach County, Florida. As specified in Part IV 3(a) of the 1992 404q Memorandum of Agreement (MOA) between our agencies, the enclosed letter advises that the activities specified in the public notice may adversely affect aquatic resources of national importance.

Pursuant to Part IV 3(b) of the MOA, I have reviewed the findings of my field staff, and I have determined that the proposed work will substantially and unacceptably impact nationally important aquatic resources. Therefore, I request that you fully consider the views and recommendations of the National Marine Fisheries Service in making your final decision. I also encourage continued efforts to resolve this matter at the field level and have requested that my field staff cooperate in any related effort.

Sincerely,

Carol S. Ballew  
Acting Regional Administrator

Enclosure

