



MONTANA FISH, WILDLIFE & PARKS

ADDENDUM NO. 1

TO: ALL BIDDERS OF RECORD

PROJECT: WEST SLOPE FAS FWP

PROJECT #: 7153711

DATE: 1/28/2025

FROM: FWP/Triple Tree Engineering

Acknowledge receipt of this addendum by inserting its number and date in the Proposal Form and on the Bid Envelope. Failure to do so may subject bidder to disqualification.

This Addendum forms a part of the Contract Documents. Clarification and/or modifications are as follows:

1. A pre-bid meeting was conducted on-site on January 22, 2025 at 11:00 AM, Local Time. The minutes from the meeting are posted on the FWP website.
2. An outdated bid form was inadvertently included in the original specifications, resulting in contradictions between the bid form and Measurement and Payment section of the specifications. A new bid form and a new measurement and payment section of the specifications have been prepared.
 - ***Exhibit A*** includes the updated bid form. Please replace the bid form in the original bid documents with the bid form in Exhibit A.
 - ***Exhibit B*** includes an updated Measurement and Payment Section. Please replace the Measurement and Payment Section in the original bid documents with the Measurement and Payment Section in Exhibit B.
3. **Question:** There is soil separation fabric called out, but it is not a separate bid item or included with another bid item.
 - ***Response:*** *Soil separation fabric is incidental to "Excavation and Backfill" and "Class II Riprap". Reference revised bid form and Measurement/Payment in Exhibit A and Exhibit B.*

4. **Question:** Is topsoil stripping to be included in Bid Item 4 or Bid Item 5? According to Section 201 and 202 of the Special Provisions, topsoil stripping is to be performed during excavation and embankment (Bid Item 5), but Bid Item 4 is called "Clearing & Grubbing/Topsoil Stripping".
 - **Response:** *Topsoil stripping has been removed from all other bid items and is only part of bid item 4, Clearing and Grubbing/Topsoil Stripping". On-site stripped topsoil shall be utilized for surfacing of disturbed areas to a minimum depth of 4 inches. Placement of topsoil is incidental to other bid items. Reference revised bid form and Measurement/Payment in Exhibit A and Exhibit B.*

5. **Question:** Under which Bid Item should the soil separation fabric installation be included? Section 203 of the Specials state that the soil separation fabric will be paid for by the square yard installed, but there's not a specific Bid Item to provide a unit price for the work?
 - **Response:** *Soil separation fabric is incidental to "Excavation and Backfill" and "Class II Riprap". Reference revised bid form and Measurement/Payment in Exhibit A and Exhibit B.*

6. **Question:** Under which Bid Item should the culverts at the approach and the Round-A-Bout be included?
 - **Response:** *Bid items have been added for the 18" and 15" culverts. Reference revised bid form and Measurement/Payment in Exhibit A and Exhibit B.*

7. **Question:** Section 403 of the Specials say that payment for the SWPPP and project erosion control will be for the lump sum bid listed in the proposal, but there is not a Bid Item specific for this work. Is the SWPPP development and maintenance supposed to be included with an existing Bid Item?
 - **Response:** *Preparation and adherence to the requirements of the Stormwater Pollution Prevention Plan (SWPPP), if deemed necessary by the Contractor, shall be the Contractor's responsibility and is incidental to other bid items. The "Erosion Control Mat" and "Erosion Control Barrier" are required as part of the project even if not required by a SWPPP. Reference revised bid form and Measurement/Payment in Exhibit A and Exhibit B.*

8. **Question:** Does the quantity of "Crushed Gravel Surfacing" shown in Bid Item 15 (3,222 SY) include the 6 inches of crushed base course shown beneath the access road, parking, and Round-A-Bout?
 - **Response 5:** *No, the crushed gravel surfacing does not includes crushed base course. The 6-inches of crushed base course is incidental to the Asphalt surfacing bid item. Reference revised bid form and Measurement and Payment in Exhibit A and Exhibit B.*

9. **Question:** The 5'H x6'W x 13'L boulder included in the parking area near the approach is very large and will be difficult to obtain and transport. Can the boulder be smaller?
 - **Response:** *The boulder in this location has been removed from the project.*

10. **Question:** Please confirm the cattle guard sizes.
 - **Response:** *The cattle guard at the approach shall be 32 feet wide with a load rating of HS 20. The cattle guard at the west end of the site shall be 16 feet wide with a load rating of HS 20.*

11. **Question:** There are 2 types of barbed-wire fence described in the special provisions and shown on the drawings, but there's only 1 bid item for barbed-wire fence on the bid sheet.

- **Response:** *Two separate bid items have been included for barbed wire fence.*
 - i. *MDT Right of Way Barbed Wire Fence*
 - ii. *Southern Reclamation Area Barbed Wire Fence*

Reference revised bid form and Measurement and Payment in Exhibit A and Exhibit B.

12. **Question:** What is the length of the push-in-boat ramp?

- **Response:** *The total length of the boat ramp is 70 feet. At the time the survey was completed (in the month of December), the location of the water line resulted in approximately 35 feet of the boat ramp below the water level. Push-in boat ramp is required below the water level at the time of construction. The contractor shall prepare bid based on the amount of push in boat ramp estimated at the time of construction.*

13. **Question:** What is the length of the cattle guards?

- **Response:** *The length of the cattle guard at the entrance is 32 feet. The length of the cattle guard at the boat turnaround is 16 feet. The bid form and measurement & payment in Exhibit A and Exhibit B have been modified to include a separate bid item for each cattle guard, noting the above lengths.*

14. The Contractor shall operate in accordance with the following permits:

1. MDT Approach Permit
2. County Septic Permit
3. SPA 124 Permit
4. Floodplain Permit
5. Section 404 Permit
6. 318 Authorization
7. 401 Certification

The permits are included in **Exhibit C** for reference. Any work associated with maintaining compliance with the above permits shall be considered incidental to other bid items.

END OF ADDENDUM

EXHIBIT A
Revised Bid Form

BID PROPOSAL

Montana Fish, Wildlife & Parks
Design & Construction
P.O. Box 200701
1522 Ninth Avenue
Helena, Montana 59620-0701

Project Name: **West Slope Fishing Access Site**

FWP Project # **7153711**

The undersigned, having familiarized themselves with the conditions of the work and the contract documents as prepared by **Triple Tree Engineering, 1145 Cap Road, Helena, MT**, agrees to furnish all labor, materials, equipment, and services necessary to complete all general construction work, as bid herein, for a project entitled **West Slope Fishing Access Site** in accordance with the Contract Documents including all Addenda. The bidder agrees to perform all the work described below at the price shown as follows:

Reminder to Contractors: All Unit Prices must be filled in on the Bid Form for a valid bid (18-2-303 MCA).

Base Bid:

Item #	Description	Estimated Quantity	Unit Measure	Unit Price	Amount
1	Mobilization, bonding & submittals	1	LS		
2	Traffic Control	1	LS		
3	Construction Testing and Surveying	1	LS		
4	Clearing & Grubbing/Topsoil Stripping	1	LS		
5	Excavation & Backfill	1	LS		
6	Class II Riprap	26	CY		
7	16' Cattle Guard	1	EA		
8	32' Cattle Guard	1	EA		
9	Precast Vault Latrine	1	EA		
10	14' Double Panel Gate	1	EA		
11	16' Single Panel Gate	2	EA		
12	Barbed-Wire Fence (MDT)	167	LF		
13	Barbed-Wire Fence (Reclamation Area)	274	LF		
14	Smooth-Wire Fence	1030	LF		
15	Precast Parking Stops	19	EA		
16	Asphalt Surfacing	163	SY		

17	Crushed Gravel Surfacing	3222	SY		
18	5' Concrete Sidewalk	25	LF		
19	Concrete Handicap Parking	280	SF		
20	Concrete Boat Ramp	1	LS		
21	Site Revegetation	1	LS		
22	Barrier Rocks	1	LS		
23	Erosion Control Mat	1	LS		
24	Erosion Control Barrier	1516	LF		
25	18" Approach Culvert	70	LF		
26	15" Boat Launch Culvert	100	LF		
Total: \$ _____					

TOTAL BID:

_____ and _____/Dollars (\$_____)

**And certifies that they are a duly and regularly licensed contractor registered with the
Montana Department of Labor and Industry:**

FIRM NAME: _____

TELEPHONE #: _____ FAX#: _____

BY: _____

REGISTRATION # : _____

BUSINESS ADDRESS: _____

E-MAIL ADDRESS: _____

DATE: _____

This bidder acknowledges receipt of the following addenda:

ADDENDUM NO. _____ DATED: _____

ADDENDUM NO. _____ DATED: _____

ADDENDUM NO. _____ DATED: _____

EXHIBIT B

Revised Measurement and Payment

1. Mobilization, Bonding & Submittals

- ◆ General: This bid item shall include the costs associated with mobilizing to the project site, insurance, bonding, permitting, and submittals.
- ◆ Work Included:
 - All labor, tools, equipment, materials, royalties, and incidentals needed to complete the work as specified;
 - Transport and set up all equipment, materials, and other items needed to complete the project;
 - All permits, coordination, and compliance inspections required for the work;
 - Insurance and bonding;
 - Prepare and provide submittals, construction schedule, and all other paperwork required by the contract documents prior to construction startup.
- ◆ Measurement: Measurement shall be one lump sum bid item.
- ◆ Payment: Payment shall be by the price bid for the lump sum bid item listed in the proposal. 50% of this bid item is payable within the first pay request. The remaining 50% is payable upon completion of the project.

2. Traffic Control

- ◆ General: This bid item shall include any necessary traffic control during the project duration
- ◆ Work Included:
 - All labor, tools, equipment, materials, and incidentals needed to complete the work as specified;
 - Flaggers necessary during work within MDT R/W.
 - Necessary Signage for trucking required transporting material to and from site.
 - Construction signage necessary for traffic control while in MDT R/W.
 - All work related to staying in compliance with MDT approach permit and traffic control requirements.
 - Traffic Control as needed along County Road 102.
- ◆ Measurement: Measurement shall be one lump sum bid item.

- ◆ Payment: Payment shall be by the price bid for the lump sum bid item listed in the proposal.

3. **Construction Testing and Surveying**

- ◆ General: This bid item shall include any quality control testing required in the contract documents and as necessary for the contractor to complete the project as designed. This bid item shall also cover the survey of the proposed design for construction.
- ◆ Work Included:
 - Required testing as stated in the project plans, specifications;
 - Concrete Testing and Compaction Testing;
 - Furnishing necessary equipment necessary to perform the work, ensuring it is accurate and calibrated to meet required tolerances for the project. Equipment must be capable of providing precise measurement to establish control points, alignments, grades, and elevations as specified in the plans and specifications;
 - Establishing control points as needed;
 - Staking project limits, grading, utility staking, alignment staking, structure staking, and relevant documentation.
- ◆ This item shall also include but is not limited to, all other necessary equipment, tools and labor, and all work and incidentals necessary to complete this item.
- ◆ Measurement: Measurement shall be one lump sum bid item.
- ◆ Payment: Payment shall be by the price bid for the lump sum bid item listed in the proposal.

4. **Clear and Grubbing/Topsoil Stripping**

- ◆ General: This bid item shall include the removal of trees, stumps, brush, removal and storage of topsoil, and other matter that are within the boundaries of disturbance activities.

- ◆ Work Included:
 - All labor, tools, equipment, materials, and incidentals needed to complete the work as specified;
 - Clearing and Grubbing;
 - Export of material to off-site as required;
 - Locating proper off-site disposal location;
 - Watering and dust control;
- ◆ This item shall also include but is not limited to, all other necessary equipment, tools and labor, and all work and incidentals necessary to complete this item.
- ◆ Measurement: Measurement shall be one lump sum bid item.
- ◆ Payment: Payment shall be by the price bid for the lump sum bid item listed in the proposal.

5. Excavation & Backfill

- ◆ General: This bid item shall include unclassified excavation, embankment backfill, grading, and compaction of earthwork materials generated by the site.
- ◆ Work Included:
 - All labor, tools, equipment, materials, and incidentals needed to complete the work as specified;
 - Grading, embankment, excavation and compaction;
 - Export of material off-site as required;
 - Import of material if needed;
 - Watering and dust control;
 - Installation of separation fabric per project plans is incidental to this bid item.
- ◆ Measurement: Measurement shall be one lump sum bid item.
- ◆ Payment: Payment shall be by the price bid for the lump sum bid item listed in the proposal.

6. Class II Riprap

- ◆ General: This bid item shall include the installation of class II riprap.

- ◆ Work Included:
 - All labor, tools, equipment, materials, and incidentals needed to complete the work as specified;
 - Furnishing Class II riprap
 - Excavation and grading;
 - Export of material off site as required;
 - Riprap/drain rock installation adjacent to boat ramp structure;
 - Installation of separation fabric is incidental to this bid item.
- ◆ Measurement: Measurement shall be per cubic yard of riprap material installed. Measurement shall be to the nearest cubic yard.
- ◆ Payment: Payment shall be by the unit price bid per cubic yard of riprap installed.

7. 16' Cattle Guard

- ◆ General: This bid item shall include the installation of a 16' cattle guard.
- ◆ Cattle Guards shall have an HS20 traffic rating.
- ◆ Work Included:
 - All labor, tools, equipment, materials, and incidentals needed to complete the work as specified;
 - Excavation and embankment;
 - Provide and construct pressure treated timber foundation frame;
 - Provide and install cattle guard grid and end wings;
 - Provide and install single panel as required on both sides of cattle guard.
- ◆ Measurement: Measurement shall be per each cattle guard installed.
- ◆ Payment: Payment shall be by the unit price bid for each cattle guard installed.

8. 32' Cattle Guard

- ◆ General: This bid item shall include the installation of a 32' cattle guard.

- ◆ Cattle Guards shall have an HS20 traffic rating.
- ◆ Work Included:
 - All labor, tools, equipment, materials, and incidentals needed to complete the work as specified;
 - Excavation and embankment;
 - Provide and construct pressure treated timber foundation frame;
 - Provide and install cattle guard grid and end wings;
 - Provide and install single panel as required on both sides of cattle guard.
- ◆ Measurement: Measurement shall be per each cattle guard installed.
- ◆ Payment: Payment shall be by the unit price bid for each cattle guard installed.

9. Precast Vault Latrine

- ◆ General: This bid item shall include providing and installing precast concrete latrines.
- ◆ Work Included:
 - All labor, tools, equipment, materials, and incidentals needed to complete the work as specified;
 - Provide compaction testing from an independent testing firm;
 - Repair and replacement of any items not specifically mentioned elsewhere in these specifications;
 - Excavation and backfill;
 - Remove spoils generated by installation;
 - Provide and install crushed base course;
 - Provide and install precast concrete latrine;
 - Fine grading of disturbed area.
 - Ensuring county has chance to approve per septic permit requirements prior to backfill is considered incidental to this bid item.
- ◆ Measurement: Measurement shall be per each latrine installed.
- ◆ Payment: Payment shall be by the unit price bid for each latrine installed.

10. 14' Double Panel Gate

- ◆ General: This bid item shall include the installation of a 14-foot wide metal double panel gate.
- ◆ Work Included:
 - All labor, tools, equipment, materials, and incidentals needed to complete the work as specified;
 - Provide and install gate, gate hardware and closures;
 - Provide and install single panel as required on both sides of gate.
 - Provide and install open position wood posts.
- ◆ Measurement: Measurement shall be per each double panel metal gate installed.
- ◆ Payment: Payment shall be by the unit price bid for each double panel metal gate installed.

11. 16' Single Panel Gate

- ◆ General: This bid item shall include the installation of a 16-foot wide metal single panel gate.
- ◆ Work Included:
 - All labor, tools, equipment, materials, and incidentals needed to complete the work as specified;
 - Provide and install gate, gate hardware and closures;
 - Provide and install single panel as required;
 - Provide and install open position wood posts.
- ◆ Measurement: Measurement shall be per each single panel metal gate installed.
- ◆ Payment: Payment shall be by the unit price bid for each single panel metal gate installed.

12. Barbed-Wire Fence (MDT)

- ◆ General: This bid item shall include the installation of barbed wire fence along MDT R/W.

- ◆ Work Included:
 - All labor, tools, equipment, materials, and incidentals needed to complete the work as specified;
 - Line clearing;
 - Provide and install fence posts, panels, wire, staples;
 - Excavation and backfill for fence posts.
- ◆ Measurement: Measurement shall be per lineal foot of barbed wire fence installed along MDT R/W.
- ◆ Payment: Payment shall be by the unit price bid per lineal foot of barbed wire fence installed.

13. Barbed-Wire Fence (Reclamation Area)

- ◆ General: This bid item shall include the installation of barbed wire fence along the Southern Reclamation Area.
- ◆ Work Included:
 - All labor, tools, equipment, materials, and incidentals needed to complete the work as specified;
 - Line clearing;
 - Provide and install fence posts, panels, wire, staples;
 - Excavation and backfill for fence posts.
- ◆ Measurement: Measurement shall be per lineal foot of barbed wire fence installed at the Southern Reclamation Area.
- ◆ Payment: Payment shall be by the unit price bid per lineal foot of barbed wire fence installed.

14. Smooth-Wire Fence (Site)

- ◆ General: This bid item shall include the installation of smooth-wire fence within the project site.
- ◆ Work Included:
 - All labor, tools, equipment, materials, and incidentals needed to complete the work as specified;
 - Line clearing;
 - Provide and install fence posts, panels, wire, staples;
 - Excavation and backfill for fence posts.
- ◆ Measurement: Measurement shall be per lineal foot of smooth-wire fence installed within the project site.

- ◆ Payment: Payment shall be by the unit price bid per lineal foot of smooth-wire fence installed.

15. Precast Parking Stops

- ◆ General: This bid item shall include the placement of new precast concrete parking stops.
- ◆ Work Included:
 - All labor, tools, equipment, materials, and incidentals needed to complete the work as specified;
 - Provide and place parking stop;
 - Provide and install rebar and rebar end caps;
 - Any modifications to the parking stop necessary for installation;
- ◆ Measurement: Measurement shall be per each concrete parking stop installed.
- ◆ Payment: Payment shall be by the unit price bid for each concrete parking stop installed.

16. Asphalt Surfacing

- ◆ General: This bid item shall include the installation of asphalt surfacing for the proposed site approach.
- ◆ Work Included:
 - All labor, tools, equipment, materials, and incidentals needed to complete the work as specified;
 - Placement of underlying crushed base course with compaction;
 - Survey line and grade;
 - Provide required tack coat;
 - Provide and place, and compact asphalt;
 - Required testing of crushed base course and asphalt.

- ◆ Measurement: Measurement shall be per square yard of asphalt surfacing section installed.
- ◆ Payment: Payment shall be by the price bid per square yard of asphalt surfacing section installed.

17. Crushed Gravel Surfacing

- ◆ General: This bid item shall include the placement of the new gravel surfacing for roads and parking. This bid item does **NOT** include crushed base course for the asphalt paving bid item.
- ◆ Work Included:
 - All labor, tools, equipment, materials, and incidentals needed to complete the work as specified;
 - Grading to prepare subgrade;
 - Import, place, and compact crushed base course;
 - Import, place, and compact crushed top surfacing;
 - Compaction testing;
 - Watering and dust control;
 - Fine grading.
- ◆ Measurement: Measurement shall be per square yard of gravel surfacing section installed.
- ◆ Payment: Payment shall be by the unit price bid for each square yard of gravel surfacing section installed.

18. 5' Concrete Sidewalk

- ◆ General: This bid item shall include the installation of concrete sidewalk.
- ◆ Work Included:
 - All labor, tools, equipment, materials, and incidentals needed to complete the work as specified;
 - Placement of underlying crushed gravel with compaction;
 - Provide and place concrete;
 - Install contraction and expansion joints;
 - Finishing and brooming;
 - Hot and cold weather concreting procedures as needed.

- ◆ Measurement: Measurement shall be per length foot of sidewalk installed.
- ◆ Payment: Payment shall be by the price bid per length foot of sidewalk installed.

19. Concrete Handicap Parking

- ◆ General: This bid item shall include the installation of concrete ADA Parking Slab.
- ◆ Work Included:
 - All labor, tools, equipment, materials, and incidentals needed to complete the work as specified;
 - Placement of underlying crushed gravel with compaction;
 - Provide and place concrete;
 - Install contraction and expansion joints;
 - Finishing and brooming;
 - Hot and cold weather concreting procedures.
- ◆ Measurement: Measurement shall be per square foot of ADA parking pad installed.
- ◆ Payment: Payment shall be by the price bid per square foot of ADA parking slab installed.

20. Concrete Boat Ramp

- ◆ General: This bid item shall include the installation of push-in and cast-in-place concrete boat ramp sections.
- ◆ Work Included:
 - All labor, tools, equipment, materials, and incidentals needed to complete the work as specified;
 - Excavation and embankment;
 - Tasks associated with meeting permitting requirements;
 - Provide and install slide rails and screened gravel construction pad, and concrete beam;
 - Install and compact screened gravel;
 - Form and pour concrete;
 - Slide slab into place;
 - Riprap/drain rock installation adjacent to structure;

- Provide and install turbidity curtain.
- ◆ Measurement: Measurement shall be one lump sum bid item.
- ◆ Payment: Payment shall be by the price bid for the lump sum bid item listed in the proposal.

21. Site Revegetation

- ◆ General: This bid item shall include the placement of topsoil, seeding, mulch and fertilizing of areas disturbed by construction, or explicitly called out in project plans.
- ◆ Work Included:
 - All labor, tools, equipment, materials, royalties, and incidentals needed to complete the work as specified;
 - Fine grading and conditioning of topsoil;
 - Provide and place seed, mulch and fertilizer;
 - Reclamation of topsoil as required;
 - Maintenance of seeded area as required by specifications.
- ◆ Measurement: Measurement shall be one lump sum bid item.
- ◆ Payment: Payment shall be by the price bid for the lump sum bid item listed in the proposal.

22. Barrier Rocks

- ◆ General: This bid item shall include the installation of proposed barrier rocks.
- ◆ Work Included:
 - All labor, tools, equipment, materials, and incidentals needed to complete the work as specified;
 - Furnishing rocks that meet project size specifications;
 - Barrier rock installation locations per project plans.
 - All excavation required to place each rock.
- ◆ Measurement: Measurement shall be one lump sum bid item.
- ◆ Payment: Payment shall be by the price bid for the lump sum bid item listed in the proposal.

23. Erosion Control Mat

- ◆ General: This bid item shall include installation of the erosion control mat.
- ◆ Work Included:
 - All labor, tools, equipment, materials, royalties, and incidentals needed to complete the work as specified;
 - Fine grading and conditioning of topsoil;
 - All additional hardware required to pin mat down on sloped surfaces;
 - Maintenance of mat area as required by specifications.
- ◆ Measurement: Measurement shall be one lump sum bid item.
- ◆ Payment: Payment shall be by the price bid for the lump sum bid item listed in the proposal.

24. Erosion Control Barrier

- ◆ General: This bid item shall include installation of the erosion control barrier.
- ◆ Work Included:
 - All labor, tools, equipment, materials, royalties, and incidentals needed to complete the work as specified;
 - Installation of silt fences per plans and specifications;
 - All additional hardware required to install erosion control barrier;
 - Maintenance of barrier as required by specifications.
- ◆ Measurement: Measurement shall be per foot of erosion barrier installed.
- ◆ Payment: Payment shall be by the price bid per length foot of erosion barrier installed.

25. 18" Approach Culvert

- ◆ General: This bid item shall include installation of the 18" culvert located at the access approach.

- ◆ Work Included:
 - All labor, tools, equipment, materials, royalties, and incidentals needed to complete the work as specified;
 - Preparation of sub-base for proposed culvert.
 - Supply and install culvert meeting specifications and requirements of MPWSS Section 02230.
 - Backfilling and compaction
 - All additional hardware to install culvert
 - This item shall also include but is not limited to, all other necessary equipment, tools and labor, and all work and incidentals necessary to complete this item.

- ◆ Measurement: Measurement shall be per length foot of culvert installed.

- ◆ Payment: Payment shall be by the price bid per length foot of culvert installed.

26. 15" Boat Launch Culvert

- ◆ General: This bid item shall include installation of the 15" culvert located at the boat ramp turn around.

- ◆ Work Included:
 - All labor, tools, equipment, materials, royalties, and incidentals needed to complete the work as specified;
 - Preparation of sub-base for proposed culvert.
 - Supply and install culvert meeting specifications and requirements of MPWSS Section 02230.
 - Backfilling and compaction
 - All additional hardware to install culvert
 - This item shall also include but is not limited to, all other necessary equipment, tools and labor, and all work and incidentals necessary to complete this item.

- ◆ Measurement: Measurement shall be per length foot of culvert installed.

- ◆ Payment: Payment shall be by the price bid per length foot of culvert installed

EXHIBIT C
Permits



Montana Department of Transportation
Approach Permit

2701 Prospect Ave
PO Box 201001
Helena, MT 59620-1001
(406) 444-6200
www.mdt.mt.gov

Printed Date: 02/15/2024

Permit Number: 8528
Name: RONDA BOWDINO
Company Name:
Address: P.O. BOX 599
VALLEY, NE 68064
Phone Number: (402) 680-2188
Nature of Permit:

THE PERMIT IS FOR ONE APPROACH TO ALLOW RIVER ACCESS TO ROCK CREEK THROUGH A PROPOSED BOAT RAMP/FISHING ACCESS AREA. THE PROPOSED LAYOUT WILL CONSIST OF TRUCK AND TRAILER PARKING, SINGLE VEHICLE PARKING, A HANDICAP PARKING SPACE, AND A CONCRETE VAULT LATRINE.

<u>Sign Route</u>	<u>Corridor</u>	<u>Mile Post Start</u>	<u>Mile Post End</u>	<u>County</u>
S-348	C000348	7.86	7.86	Granite

Conditions of Permit:

- 1) All other necessary permits for this project must be obtained by and are the responsibility of the applicant/permittee.
- 2) Permittee shall repair any damage done to MDT right of way as soon as possible
- 3) Permittee shall be responsible for all utility locates
- 4) Applicant/Permittee Shall Not Store or Park Equipment or Materials in Right-A-Way After Hours of Project.
- 5) Any affected ground on MDT right of way must be returned to its original condition and reseeded with certified weed free seed.
- 6) If any deviation from the approved plans is determined necessary at the time of construction, the deviation must be approved by MDT.
- 7) Permittee shall not stop traffic at any time.
- 8) Permittee or their contractors are required to meet all signing and traffic control requirements while working on MDT right of way in accordance with MUTCD specifications. A traffic control plan must be submitted and approved prior to any work beginning. Provisions may or may not be necessary for pedestrians and bicyclists (site specific). Contractor is responsible for Traffic Control and work schedule coordination with other projects in the vicinity to ensure public safety, adequate traffic flow and appropriate signage is met at all times.
- 9) Final Issuance of Approach Permit is conditional upon a passing inspection by MDT.
- 10) The portion of the approach on the Montana Department of Transportation right of way must be paved.

Drainage Information:

<u>Type</u>	<u>Size</u>	<u>Length</u>	<u>Drain Site Distance Right</u>	<u>Drain Site Distance Left</u>
Cmp	18 "	As Needed	800 +	800 +

Other Remarks and/or Conditions:

The environmental conditions are included in the uploaded complete permit along with the changes to the Environmental Checklist. The approach must be paved to the right-of-way. Contact Chad Pearson at 406-523-5816 before commencing work and for final sign off when approach is complete. See attached approach guidelines for proper installation. NO WORK ON MDT RIGHT-OF-WAY until SWPPP is obtained from MT DEQ.

<u>Applicant Date</u>	<u>Issue Date</u>	<u>End Date</u>	<u>Permit Type</u>	<u>Maintenance Division</u>
May 26, 2023	Feb 15, 2024		Permanent	Missoula



Montana Department of Transportation
Approach Permit

2701 Prospect Ave
PO Box 201001
Helena, MT 59620-1001
(406) 444-6200
www.mdt.mt.gov

Printed Date: 02/15/2024

Signatures

Type	Signature	Title
Applicant	Ronda Bowdino	
MDT District Rep	Steve Felix	Missoula area Maintenance Chief

Applicant will review the terms and conditions of this permit. In signing and submitting this permit, the applicant has agreed to accept and abide by those terms and conditions in their entirety. This permit has been officially approved by the Montana Department of Transportation by:

SIGNATORIES NAME: Steve Felix

DATE: 02/15/2024

SIGNATORIES TITLE: Missoula area Maintenance Chief

Approach Permits are subject to the following terms and conditions:

TERM - This permit shall be in full force and effect from the date hereof until revoked as herein provided.

REVOCAION - This permit may be revoked by State upon giving thirty (30) days notice to Permittee by ordinary mail, directed to the address shown in the application hereto attached, but the State reserves the right to revoke this permit without giving said notice in the event Permittee breaks any of the conditions or terms set forth herein.

COMMENCEMENT OF WORK - No work shall be commenced until Permittee notifies the Maintenance Chief shown in application the date the Permittee proposes to commence work.

CHANGES IN HIGHWAY - If the State changes the highway, or there are other changes to adjoining streets, alleys, etc., which necessitate alterations in structures or installations installed under this permit, Permittee shall make the necessary alterations at Permittee's sole expense or in accordance with a separate agreement.

STATE SAVED HARMLESS FROM CLAIMS - In accepting this permit the Permittee, its/his successors or assigns, agree to protect the State and save it harmless from all claims, actions or damage of every kind and description which may accrue to, or be suffered by, any person or persons, corporations or property by reason of the performance of any such work, character of materials used, or manner of installations, maintenance and operation, or by the improper occupancy of said highway right of way, and in case any suit or action is brought against the State and arising out of, or by reason of, any of the above causes, the Permittee, its/his successors or assigns, will upon notice to it/him of the commencement of such action, defend the same at its/his sole cost and expense and satisfy any judgment which may be rendered against the State in any such suit or action.

PROTECTION OF TRAFFIC - Submit a traffic control plan for review and approval prior to any work being performed in MDT Right-of-Way. Traffic control must meet current MUTCD and MDT standards and guidance. The approval shall in no way operate to relieve or discharge the Permittee from any of the obligations assumed by acceptance of this permit, and especially those set forth under Section 6 thereof.

HIGHWAY AND DRAINAGE - If the work done under this permit interferes in any way with the drainage of the State Highway affected, Permittee shall, at its/his own expense, make such provisions as the State may direct to take care of said drainage.

RUBBISH AND DEBRIS - Permittee is responsible for debris that is carried onto the roadway by this construction with sweeping and cleaning done daily at permittee's expense. Upon completion of work contemplated under this permit, all rubbish and debris shall be immediately removed and the roadway and the roadside left in a neat and presentable condition satisfactory to the State.

WORK TO BE SUPERVISED BY STATE - All work contemplated under this permit shall be done under the supervision of and to the satisfaction of the authorized representative of the State, and the State hereby reserves the right to order the change of location or removal of any structure or installation authorized by this permit at any time, said changes or removal to be made at the sole expense of the permittee.

STATES RIGHT NOT TO BE INTERFERED WITH - All such changes, reconstructing or relocation shall be done by Permittee, in such a manner as will cause the least interference with any of the State's work, and the State shall in no way be liable for any damage to the Permittee by reason of any such work by the State, its agents, contractors or representatives, or by the exercise of any rights by the State upon the highways by the installations or structures placed under this permit.

REMOVAL OF INSTALLATIONS OR STRUCTURES - Unless waived by the State, upon termination of this permit, the Permittee shall remove the installations or structures contemplated by this permit and restore the premises to the condition existing at the time of entering upon the same under this permit, reasonable and ordinary wear and tear and damage by the elements, or by circumstances over which the Permittee has no control, excepted.

MAINTENANCE AT EXPENSE OF PERMITTEE - Permittee shall maintain, at its/his sole expense the installations and structures for which this permit is granted, in a condition satisfactory to the State.

STATE NOT LIABLE FOR DAMAGE TO INSTALLATIONS - In accepting this permit the Permittee agrees that any damage or injury done to said installations or structures by a contractor working for the State, or by any State employee engaged in construction, alteration, repair, maintenance or improvement of the State Highway, shall be at the sole expense of the Permittee.

STATE TO BE REIMBURSED FOR REPAIRING ROADWAY - Upon being billed therefor Permittee agrees to promptly reimburse State for any expense incurred in repairing surface or roadway due to settlement at installation, or for any other damage to roadway as a result of the work performed under this permit.

OTHER CONDITIONS:

All approach side slopes will preferably be constructed on 10 to 1 slope but not less than 6 to 1 slope, unless otherwise approved.

No private signs or devices etc., will be constructed or installed within the highway right-of-way limits.

This permit is valid only if approach construction is completed within specified months from date of issue as described in Other Remarks and/or Conditions.

Printed Date: 02/15/2024

The Montana Approach Manual can be found on the web at

https://www.mdt.mt.gov/publications/docs/manuals/approach_manual.pdf

Applicant Information

First Name *

RONDA

Last Name *

BOWDINO

Email *

rbowdino@gmail.com

Company

Mailing Address *

P.O. BOX 599

Contact Phone *

(402) 680-2188

City *

VALLEY

State *

NE

Zip *

68064

Alternate Contact/Co-Applicant Information (Optional)

First Name	Last Name	Email	Phone	Contact Type
JAMIE	MONGOVEN	jmongoven@mt.gov	(406) 841-4011	<input type="radio"/> Co-Applicant <input checked="" type="radio"/> Alternate Contact
AARON	PETERS	apeters@tripletreemt.com	(406) 461-6488	<input type="radio"/> Co-Applicant <input checked="" type="radio"/> Alternate Contact

Location Information

Sign Route *

S-348

Route Name

MARSHALL CREEK RD

Mile Post Start *

7.86

Mile Post End

7.86

Physical Address *

ROCK CREEK ROAD

City *

PHILIPSBURG

County *

GRANITE

Legal Description

Township

7N

Range

16W

Section

25

Printed Date: 02/15/2024

Permit Information

Nature of Permit (Give sufficient detail of anticipated build/structure/activities that the applicant is requesting to occur in MDT's right-of-way.) *

THE PERMIT IS FOR ONE APPROACH TO ALLOW RIVER ACCESS TO ROCK CREEK THROUGH A PROPOSED BOAT RAMP/FISHING ACCESS AREA. THE PROPOSED LAYOUT WILL CONSIST OF TRUCK AND TRAILER PARKING, SINGLE VEHICLE PARKING, A HANDICAP PARKING SPACE, AND A CONCRETE VAULT LATRINE.

Apply Date *

5/26/23

For how long a period is the permit desired? (e.g. Permanent, 30 days, May 1-June 30, 202x)?

PERMANENT

Project Scope (Please describe location of work and entire project scope. Include distance from existing highway survey station (if applicable), milepost, centerline, or right-of-way line near which installations of structures will be installed. Please attach a map depicting location.)

THE PROJECT IS LOCATED APPROXIMATELY 15 MILES WEST OF PHILIPSBURG, MT AT THE INTERSECTION OF MARSHALL CREEK RD AND ROCK CREEK. THE PROJECT WILL INCLUDE ONE APPROACH, TRUCK & TRAILER PARKING, SINGLE VEHICLE PARKING, A HANDICAP PARKING SPACE, A CONCRETE VAULT LATRINE, A 14' WIDE GRAVEL ACCESS ROAD CONNECTING THE PARKING AREAS TO THE ROUND-A-BOUT, A ROUND-A-BOUT, AND A CONCRETE BOAT RAMP.

If a Corporation, give State of Incorporation and names of President and Secretary

Estimated Trips/Day *

10

Side of Roadway *

- North
- South
- East
- West

Use of Property *

- Commercial
- Field Access
- Joint Use
- Mutli Family Residence
- Single Family Residence
- Other. If 'Other' please enter Use of Property

RIVER/FISHING ACCESS

Are there environmental actions involving hazardous waste sites? (Superfund, Spills, Underground Storage Tanks, Old Mines, etc.) If Yes you will need to fill out additional environment questions.

- Yes
- No

Printed Date: 02/15/2024

Environmental Checklist

The Montana Environmental Checklist Help Guide can be found on the web at

<https://www.mdt.mt.gov/other/webdata/external/planning/forms/environmental-checklist-helpsheet.pdf>

Checklist Conditions and Required Approvals

- A. The applicant is not authorized to proceed with the proposed work until the checklist has been reviewed and approved, as necessary, and any requested conditions of approval have been incorporated.
- B. Complete the checklist items 1 through 16, indicating "Yes" or "No" for each item. Include comments, explanations, information sources, and a description of the magnitude/importance of potential impacts in the right hand column. Attach additional and supporting information as needed. The checklist preparer, by signing, certifies the accuracy of the information provided.
- C. If "Yes" is indicated on any of the items, the Applicant must explain the impacts as applicable. Appropriate mitigation measures that will be taken to avoid, minimize, and/or mitigate adverse impacts must also be described. Any proposed mitigation measures will become a condition of approval. Use attachments if necessary. If the applicant checks "No" and the District concludes there may in fact be potential impacts, the Environmental Checklist must be forwarded to Transportation Planning for review and approval.
- D. If "Yes" is indicated in item 11 a. (threatened or endangered species), the Applicant should provide information naming the particular species and the expected location, distribution and habitat use in the proposed action area, i.e. within the immediate area of the proposed action; or, in the general area on occasion (seasonally passes through) but does not nest, den or occupy the area for more than a few days.
- E. If the applicant checks "Yes" for any item, the approach permit, occupancy agreement or permit, along with the checklist and supporting information, including the Applicant's mitigation proposal, documentation, evaluation and/or permits must be submitted to Transportation Planning. Electronic format is preferred.
- F. When the applicant checks "Yes" to any item, the Applicant cannot be authorized to proceed with the proposed work until the MDT Environmental Services Bureau and/or Transportation Planning, as appropriate, reviews the information and signs the checklist.
- G. Applicant must obtain all necessary permits or authorizations from other entities with jurisdiction prior to beginning the proposed action or activity. The Applicant is solely responsible for any environmental impacts incurred as a result of the project; obtaining any necessary environmental permits, notifications, and/or clearances; and ensuring compliance with environmental laws and regulations.

Impact Questions *			Comment, Explanation, and/or Information Source (Attach supporting information, as necessary.)
Actions that qualify for Categorical Exclusion under MEPA and/or NEPA (See ARM 18.2.261 and 23 CFR 771.117)			
1	Will the proposed action impact any known historical or archaeological site(s)?	NO	
2	Will the proposed action impact any publicly owned parkland(s), recreation area(s), wildlife or waterfowl refuge(s)?	NO	
3	Will the proposed action impact prime farmlands? (If "YES", attach a completed Farmland Conversion Impact Rating Ad-1006.)	NO	
4a	Will the proposed action have an impact on the human environment that may result from relocations of persons or businesses, changes in traffic patterns, changes in grade, or other types of changes?	NO	
4b	Has the proposed action received any preliminary or final approval from the local land use authority?	NO	
5	For the proposed action, is there documented controversy on environmental grounds? (For example, has the applicant received a letter of petition from an environmental organization?)	NO	
6	Will the proposed action require work in, across or adjacent to a listed or proposed Wild or Scenic River?	NO	
7	Will the proposed action require work in a Class I Air Shed or nonattainment area?	NO	

Printed Date: 02/15/2024

8	Will the proposed action impact air quality or increase noise, even temporarily?	YES	THERE WILL BE CONSTRUCTION EQUIPMENT ON SITE CAUSING AN INCREASE IN NOISE AND PRODUCING DUST IN THE AIR.
9a	Is the proposed action located within an MS4 Area? (HTTPS://TINYURL.COM/3H54CNMD)	NO	
9b	Will the proposed action have potential to affect water quality, wetlands, streams or other water bodies? If "YES", an environment-related permit or authorization may be required.	NO	
10	Are solid or hazardous wastes or petroleum products likely to be encountered? (For example, project occurs in or adjacent to Superfund sites, known spill areas, understorage tanks, or abandoned mines.)	NO	
11a	Are there any listed or candidate threatened or endangered species, or critical habitat in the vicinity of the proposed action?	YES	BULL TROUT, CANADA LYNX, GRIZZLY BEAR, NORTH AMERICAN WOLVERINE
11b	Will the proposed action adversely affect listed or candidate threatened or endangered species, or adversely modify critical habitat?	NO	
12	Will the proposed action require an environmental-related permit or authorization? If the answer is "YES", please list the specific permits or authorizations.	NO	
13	Is the proposed action within designated sage grouse habitat (https://sagegrouse.mt.gov/ProgramMap). (If yes, a consultation letter issued from the Montana Sage Grouse Habitat Conservation Program is required.)	NO	
14a	Is the proposed action on or within approximately 1 mile of an Indian Reservation?	NO	
14b	If "YES", will a Tribal Water Permit be required?	N/A	
15	Will the proposed action result in increased traffic volumes, increased wait or delays on state highways, or have adverse impacts on other forms of transportation (rail, transit or air movements)?	NO	
16	Is the proposed action part of a project that may require other governmental permits, licenses or easements? If "Yes", describe the full extent of the project and any other permits, licenses or easements that may be necessary for the applicant to acquire in the project scope box above.	NO	
17	Attach a brief description of the work to be performed, including any subsurface work.	YES	
18	Attach representative photos of the site(s) where the proposed action would be implemented. Photos are to include any structures, streams, irrigation canals, and/or potential wetlands in the project area.	NO	
19	Attach map(s) showing the location(s) of the proposed action(s); Section, Township, Range; highway or route number and approximate route post(s).	YES	

Checklist preparer: AARON PETERS

(Signature)

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OTHER CONDITIONS:

All approach side slopes will preferably be constructed on 10 to 1 slope but not less than 6 to 1 slope, unless



Tri-County Environmental Health Department

Anaconda/Deer Lodge - Granite - Powell Counties
Anaconda-Deer Lodge County Courthouse
800 South Main Street - Anaconda, Montana 59711
Telephone (406) 563-4035 - Fax (406) 563-4001

Date: July 29, 2022

To: Jamie Mongoven
MTFWP
PO Box 200701
Helena, MT 59620

From: Tri-County Environmental Health Department

Thank you for submitting a Wastewater Treatment Permit Application for Granite Co County. Enclosed is a copy of the approved septic permit per the Tri-County Environmental Health Department.

Please keep in mind:

- Prior to the system being covered, an inspection must be scheduled.
- **The as-built drawing must be submitted to the office within 30 days.**
- Once the as-built drawing has been received, an approval letter will be issued to complete your project file.

To schedule an inspection before the system is covered, or if you should have any questions, please feel free to call the office at (406) 563-4035.

Regards,

Paula R. Arneson
Administrative Assistant
Tri-County Environmental Health Department

Enclosure: Septic Permit

ON-SITE WASTEWATER TREATMENT APPLICATION
 Tri-County Environmental Health (Deer Lodge*Granite*Powell Counties)
 800 Main Street, Anaconda, MT 59711 (406) 563-4035 Office Number or (406) 563-4066



Date of Application	7/15/2022	County	Granite
---------------------	-----------	--------	---------

Purpose of Application	New <input checked="" type="checkbox"/>	Upgrade/Expansion	Replacement	Tank	Drain Field
------------------------	---	-------------------	-------------	------	-------------

Single Residence	Multiple User (3-14 connections)	Commercial
------------------	----------------------------------	------------

Property Owner Name	Jamie Mongoven MT Fish, Wildlife and Parks	Phone	Work: 406-841-4011 Cell: 406-439-4502
---------------------	---	-------	--

Mailing Address	PO Box 200701	Email Address:	JMongoven@mt.gov
-----------------	---------------	----------------	------------------

City	Helena	State	Montana	Zip Code	59620
------	--------	-------	---------	----------	-------

Installer Name	Mailing Address	Phone
----------------	-----------------	-------

Installer certified in Tri-County area? (Deer Lodge, Granite, Powell) Yes__ No __

Legal Description of Property **GEOCODE - - - - -**

Resource: <http://gis.mt.gov/>

Subdivision Name	Lot #
------------------	-------

DEQ #	Certificate of Survey (COS) Number /Date
-------	--

Section	25	Township	07 N	Range	16 W	Size of Parcel (acres)	1
---------	----	----------	------	-------	------	------------------------	---

Physical address of Property	N/A
------------------------------	-----

Proposed / Or Existing Development

Single Family	Number of Bedrooms	Unfinished Basement	Water Softener
---------------	--------------------	---------------------	----------------

Multiple Dwelling Units	Total Number of Bedrooms for Multiple Dwelling
-------------------------	--

Type of Water Supply

Well	Spring	Municipal
------	--------	-----------

Required Attachments: DEQ approved site plan OR a site plan including the following:

- 1) A site plan drawn to scale including all of the following information;
 - *All lot boundaries
 - *North arrow
 - *100-year floodplain
 - *The scale used (ex. 1 inch=200feet)
 - *All buildings
 - *Slopes greater than 15%
 - *All existing or proposed wells within 100 feet of property lines
 - *All surface waters, including irrigation ditches within 100'
 - * Roadways, driveways, Easements
 - *Location of any existing septic systems within 100 feet of property
 - *Location of proposed septic system and same size replacement area
 - *Location of soil profiles, perc tests, groundwater monitoring sites

2) A copy of the COS (Clerk and Recorder Office) or State DEQ approval


3) If no DEQ, copies of the Soil Profile Test Hole information (make appointment with Sanitarian or hire consultant)

4) If required, a non-degradation review

5) Fee, checks payable to County Treasurer where property is located

Authorization:

I hereby declare the above information and the attachments' to this application are true, complete and correct to the best of my knowledge. I understand that Tri-County Environmental Health Department will need to enter the property for the purpose of conducting a site evaluation and / or inspecting this system.

 _____ 7/15/2022

Property Owner or Authorized Agent's Signature*

Date

Check # 1393 Cash \$ _____ (Certified Installer in the Tri-Counties)
Fees: \$100 CERTIFIED INSTALLER (Tank and Drainfield)
\$150 UNCERTIFIED INSTALLER (Sanitarian Inspection req'd)
\$50 INSTALL SEPTIC TANK ONLY

PERMISSION TO CONSTRUCT:

Minimum Requirements (based on # of bedrooms/GPD proposed)

Septic Tank 3000 gallons Pump Tank Chamber _____ gallons

Maximum Trench Depth _____

Absorption Area; Gravel & Pipe _____ Gravel-less _____

Other _____

Number & Length of Laterals _____

NOTES:

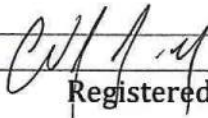
This application is for a concrete vault latrine for a fishing access.

The following items are attached for reference:

- 1. Project Location Map
- 2. Overall Site Plan
- 3. Floodplain Map

AS-BUILT OF INSTALLED SYSTEM MUST BE SUBMITTED TO THIS OFFICE WITHIN 30 DAYS OF THE SYSTEM BEING INSTALLED.

Approved by _____ Date Issued 7-27-2022


Registered Sanitarian

Authorization of Agent to Act on Property Owner's Behalf

I hereby authorize the following person(s) to act as my agent(s) to apply for, sign, and file the documents necessary to obtain a permit for the construction of a septic system for subject construction project:

PROJECT ADDRESS:

1. Name of Authorized Agent^(SEP):

Aaron Peters

Triple Tree Engineering

2. Address of Authorized Agent: (Street & No., City, State, ZIP)

800 N. Last Chance Gulch, Ste 101

Helena, MT 59601

3. Authorized Agent Phone No.

406-461-6488

I DECLARE that I am the property owner for the address listed above and that I personally filled out the above information and certify its accuracy.

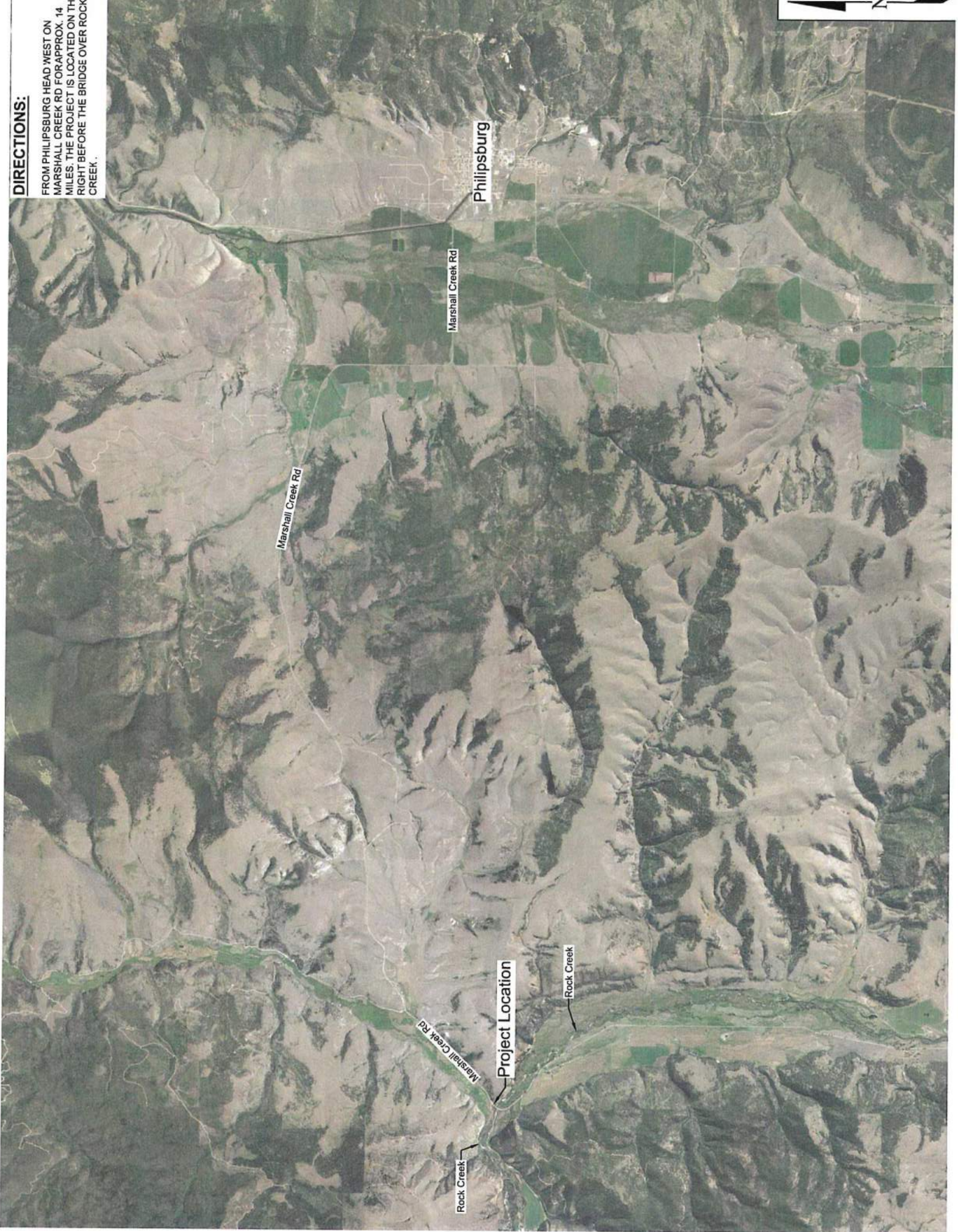
4. Property Owner's Signature

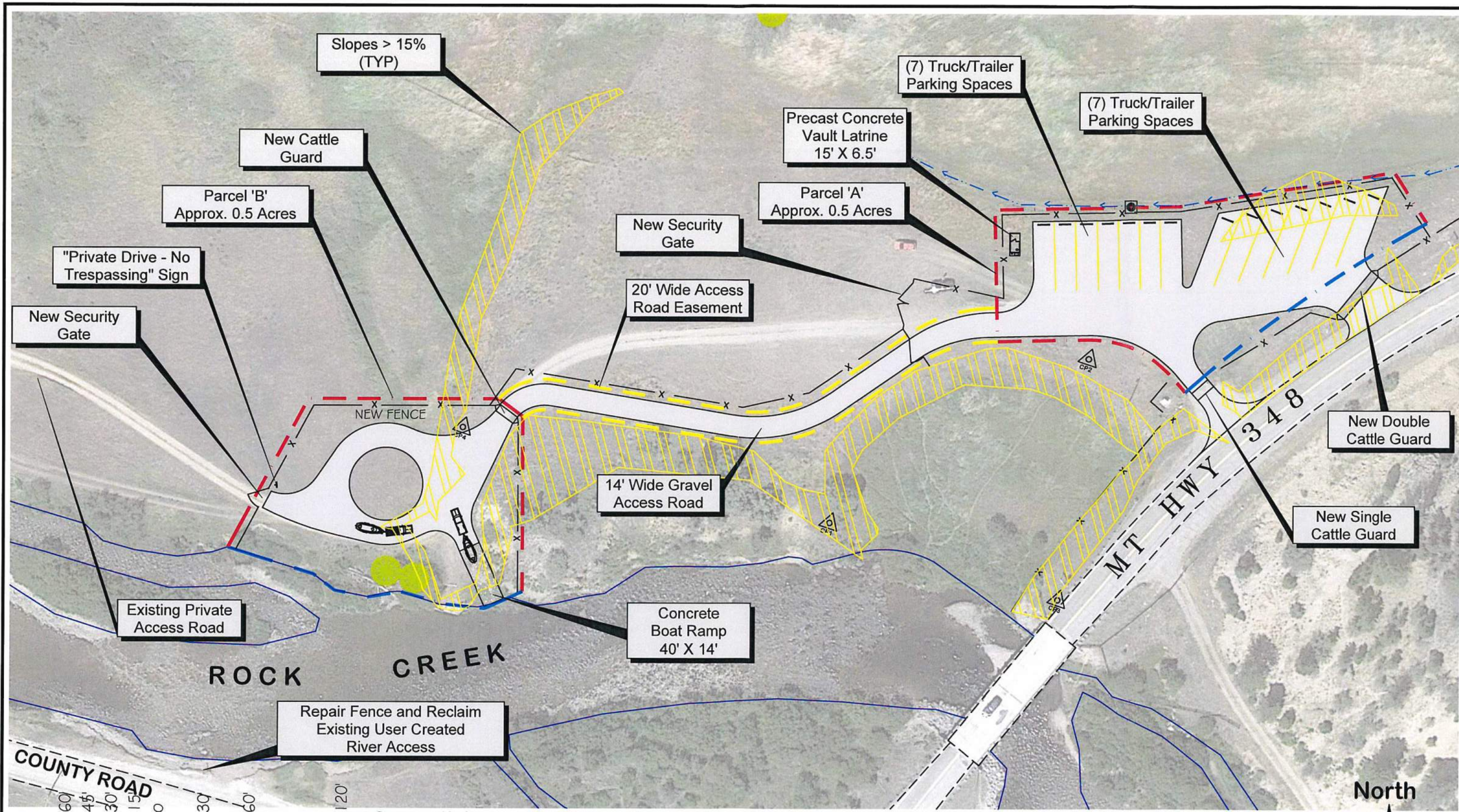


Date 7/14/22

DIRECTIONS:

FROM PHILIPSBURG HEAD WEST ON MARSHALL CREEK RD FOR APPROX. 14 MILES. THE PROJECT IS LOCATED ON THE RIGHT BEFORE THE BRIDGE OVER ROCK CREEK.





Overall Site Plan

B. Mangum	3/21/2019				
DRAWN BY:	DATE:	APPROVED BY:	DATE:	APPROVED BY:	DATE:
CHECKED BY:	DATE:	APPROVED BY:	DATE:	APPROVED BY:	DATE:



Overall Site Plan
Gillies Bridge Fishing Access Site

Gillies Bridge FAS Floodplain



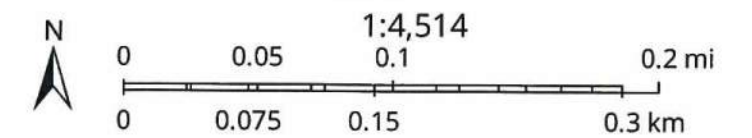
FEMA Flood Zones

- Area of inundation for 100-year floodplain
- Possible flood hazards
- Moderate hazard: between 100-year and 500-year flood
- Minimal hazard: levee for 100-year flood or above 500-year flood
- Reduced flood risk due to levee
- Area not included

Preliminary or Pending FEMA Flood Zones

- 100-year flood
- Possible flood hazards
- 500-year flood
- Levee or above 500-year flood
- Levee
- Area not included

Printed from fwp.mt.gov
May 5, 2021



This map was generated from the Montana Fish, Wildlife & Parks (FWP) internal FWP Mapper online mapping system. Data layers on this map may depict sensitive species level information. This map is not intended for distribution or use beyond work associated with FWP.

RECEIVED

SEP 09 2022

DESIGN & CONSTRUCTION
DEPT OF FISH, WILDLIFE & PARKS



FWP.MT.GOV

THE **OUTSIDE** IS IN US ALL.

3201 Spurgin Road
Missoula, MT 59804
September 6, 2022

Montana Fish, Wildlife & Parks
Attn: Jamie Mongroven
PO Box 200701
Helena, MT 59620

SUBJECT: Permit No. SPA - 23-22 R-2
Waterbody: Rock Creek
Project Name: Fishing Access Site
Water Code: 06-5282

Dear Montana Fish, Wildlife & Parks:

Montana Fish, Wildlife & Parks has reviewed the proposed project in Rock Creek. The project is approved provided it is carried out in accordance with the information in the application and all general and any special listed below.

GENERAL CONDITIONS

1. Complete work affecting a streambed or stream bank in an expeditious manner to avoid unnecessary impacts to the stream.
2. Limit the clearing of vegetation to that which is absolutely necessary for construction of the project. Take precautions to preserve existing riparian vegetation. Salvage and reuse native vegetation where possible.
3. Install and maintain erosion control measures where appropriate to protect aquatic resources. Do not clear and grub land adjacent to streams prior to installing proper erosion and sedimentation controls. Conduct all work in a manner that minimizes turbidity and other disturbances to aquatic resources.
4. Plan temporary construction facilities to:
 - a. Minimize disturbance to stream banks, stream bank vegetation, and the streambed by locating staging or storage facilities at least 50' horizontally from the highest anticipated water level during construction;
 - b. not restrict or impede fish passage in streams; and
 - c. not restrict any flow anticipated during use.
5. Provide sediment controls for drainage from topsoil stockpiles, staging areas, access roads, channel changes, and instream excavations.
6. Isolate work zones from flowing and standing waters to prevent turbid water and sediments from being discharged into streams or other drainages that flow directly into the stream. Divert flowing waters around the work zone.
7. Do not spill or dump material into streams. Store and handle petroleum products, chemicals, cement and other deleterious materials in a manner that will prevent their entering streams.
8. Do not allow wash water from cleaning concrete-related equipment or wet concrete to enter streams.
9. Do not operate mechanized equipment in any stream or flowing water unless special authorization is obtained. If special authorization is granted, the following conditions apply:
 - a. Powerwash all equipment allowed in a stream prior to entering the stream channel.

b. Clean and maintain all equipment so that petroleum-based products and hydraulic fluids do not leak or spill into the waterway.

10. Reclaim streambeds and stream banks as closely as possible to their pre-disturbed condition.

11. Restore disturbed stream banks to their natural or pre-disturbed configuration to match adjacent ground contours or as specified in the project plans. Stabilize, reseed, and re-vegetate disturbed areas. Install and maintain long-term biodegradable erosion-control measures to protect these areas until adequate vegetation has been established.

12. Restore temporary access routes and any temporarily disturbed areas to original conditions, including original contours and vegetation.

13. Dispose of any excess material generated from the project above the ordinary high water mark and in an area not classified as a wetland.

SPECIAL CONDITIONS

1. This permit is not valid until the attached 318 authorization is signed and returned to Pat Saffel at the above address, faxed to 406-542-5529 or emailed to psaffel@mt.gov.

Note: This permit is valid for **one year** from the date of receipt.

318 AUTHORIZATION REVIEW

I have reviewed the above project on behalf of the Montana Department of Environmental Quality (DEQ) pursuant to the Montana Water Quality Act Short-term Water Quality Standards for Turbidity 75-5-318 MCA:

This project **will not** increase turbidity if completed according to the conditions listed in the 310 or 124 permit. Therefore, application to DEQ for a 318 authorization **is not** required.

Impacts to the physical and biological environment from turbidity generated as a result of this project are uncertain. Therefore, the applicant must contact the Montana Department of Environmental Quality, 1520 East Sixth Avenue, Box 200901, Helena, MT 59620-0901, (406 444-3080) to determine project specific narrative conditions required to meet short-term water quality standards and protect aquatic biota.

Turbidity generated from this project is expected to be short-term and have only temporary and minor impacts on the physical and biological environment. Therefore, compliance with the conditions stated in **DEQ's Short Term Water Quality Standard for Turbidity Related to Construction Activity**, as well as other conditions listed in the 310 or 124 permit, are appropriate for this project.

Sincerely,



Patrick Saffel
Fisheries Manager

Cc: Granite County CD
Aaron Peters, PO Box 162, Helena, MT 59624



SHORT-TERM WATER QUALITY STANDARD
FOR TURBIDITY RELATED TO
CONSTRUCTION ACTIVITY
(318 Authorization)

Dear Applicant:

This 318 authorization is the result of your recent application for a 310 permit from your local Conservation District or a 124 permit from Montana Fish, Wildlife and Parks. This authorization is valid for the time frame noted on your permit.

This is not your 310 or 124 permit and no construction activity should occur until you have received a valid 310 or 124 permit as well as any other permits that apply to this proposed construction activity.

This authorization is the result of an Operating Agreement between the Montana Department of Environmental Quality (DEQ), and Montana Fish, Wildlife and Parks (FWP).

The applicant agrees to the comply with the conditions stated below, as well as other conditions listed in the 310 or 124 permit issued for this project. Signatures of the applicant and FWP are required to validate this authorization.

1. Construction activity in or near the watercourse are to be limited to the minimum area necessary, and conducted so as to minimize increases in suspended solids and turbidity that could degrade water quality and adversely affect aquatic life outside the immediate area of operation.
2. The use of machinery in the watercourse shall be avoided unless absolutely necessary.
3. All disturbed stream banks and adjacent areas created by the construction activity shall be protected with erosion control measures during construction. These areas shall be reclaimed with appropriate erosion control measures and revegetated to provide long-term erosion control.
4. Any excess material generated from this project must be disposed of above the ordinary high water mark, in an area not classified as a wetland, and in a position not to cause pollution of State waters.
5. Clearing of vegetation will be limited to that which is absolutely necessary for construction of the project.
6. This authorization does not authorize a point source surface water discharge. MPDES permit is required for said discharge.
7. Open cut creek crossings will not be allowed in flowing water. Stream water must be diverted around the open cut area (pump, flume etc.)
8. The applicant must conduct all activities in full and complete compliance with all terms and conditions of all permits required for this activity issued pursuant to the Montana Natural Streambed and Land Preservation Act (310 permit), the Stream Protection Act (124 permit) the Federal Clean Water Act (404 Permit), any MPDES permits for dewatering or storm water control in the construction area and any valid Memorandum of Agreement and Authorization (MAA) negotiated for this activity.

The FWP representative has determined that this project is within the scope of the programmatic Environmental Assessment prepared by DEQ and FWP for the issuance of narrative turbidity standards.

FWP Representative's Signature Date: 9/6/22

Applicant's Signature Date: _____

Name and location of project: Fishing Access Site, Rock Creek

Granite County

Planning

P.O. Box 925

Philipsburg, MT 59858

(406) 859-7021



January 10, 2024

Triple Tree Engineering

Attn: Doug Tamcke

P.O. Box 162

Helena, MT 59624

Subject: Floodplain Permit West Slope Fishing Access Site

Dear Doug,

Please be advised that the Joint Application dated July 12, 2022, for a Floodplain Permit on the above referenced project is hereby approved.

This determination has been made using the material submitted with the application. This approval is for the Floodplain Permit only and any other permits required for the project must be obtained from the appropriate federal, state or local agency.

Please contact me at telephone 406-859-7021 or by email at gcplanning@co.granite.mt.us if you have any questions regarding this permit.

Sincerely,

Handwritten signature of Linda Bouck in blue ink.

Linda Bouck

Floodplain Administrator



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, OMAHA DISTRICT
MONTANA REGULATORY OFFICE
100 NEILL AVENUE
HELENA, MT 59601-3329

April 13, 2023

SUBJECT: 2021 Nationwide Permit Verification, NWO-2022-01198-MT, Rock Creek Boat Ramp.

Jamie Mongoven
Montana Fish, Wildlife & Parks
1522 9th Avenue
Helena, MT 59601

Dear Mr. Mongoven:

This letter is in response to your July 12, 2022 Pre-construction Notification (PCN), requesting Department of the Army (DA) Nationwide Permit (NWP) verification for the Rock Creek Boat Ramp Project. The project site is located on Rock Creek approximately 10 miles west of Philipsburg in Section 25, Township 7 North, Range 16 West, Latitude 46.330400° North, Longitude -113.536010° West, Granite County, Montana.

For the above-referenced project you propose to construct a new 40-foot x 16-foot concrete boat ramp. Approximately 6 inches of gravel will be placed as a base for the ramp. The push-in concrete boat ramp will be poured and cured in uplands and then pushed into place. Approximately half of the boat ramp will be located below the OHWM. The boat ramp will require 10.5 cubic yards (CY) of concrete. Approximately 8.30 CY of riprap will be placed at the base and edges of the concrete boat ramp to help prevent erosion. Construction will take place this spring outside the bull trout spawning season. These construction activities will permanently impact approximately 0.007 acres of Rock Creek.

The U.S. Army Corps of Engineers (Corps) regulates the discharge of dredged and fill material into waters of the United States under Section 404 of the Clean Water Act (CWA) (33 U.S.C. 1344). The Corps' regulations are published in the *Code of Federal Regulations* at 33 CFR parts 320 through 332. NWPs are defined in the *Federal Register* published on December 27, 2021 (86 FR 73522) and January 13, 2021 (86 FR 2744). Based on a review of the information you provided to us, we have determined the above referenced work requires DA authorization under Section 404 of the CWA.

Based upon the information you provided, we hereby verify that the work described above, which would be performed in accordance with the construction design

plans that you provided dated July 12, 2022, is authorized by NWP 36, Boat Ramps. Please note that deviations from the original plans and specifications of your project could require additional authorization from this office. This NWP and associated Regional and General Conditions are enclosed and can be accessed on our website at: <https://www.nwo.usace.army.mil/Missions/Regulatory-Program/Montana/>. Failure to comply with the General and Regional Conditions of this NWP, or the project-specific special conditions of this authorization, may result in the suspension or revocation of your authorization, and you may be subject to appropriate enforcement action. You shall comply with all terms and conditions associated with this NWP, including the following special condition.

Special Conditions:

1. Prior to initiation of any construction activities in waters of the U.S. authorized by this permit verification, you shall install and maintain construction best management practices (BMPs) on-site to prevent degradation to on-site and off-site aquatic resources. Methods shall include the use of appropriate erosion control measures to intercept and capture sediment prior to entering waters of the U.S. All BMPs shall be in place prior to initiation of construction activities in waters of the U.S. authorized by this permit verification. You shall ensure the BMPs are inspected and maintained in good working condition throughout construction. All BMPs shall remain until construction activities are completed.

Unless this NWP is suspended, modified, or revoked, it is valid until **March 14, 2026**. It is incumbent upon you to remain informed of changes to this NWP. We will issue a public notice when the NWPs are reissued. Furthermore, if you commence or are under contract to commence this activity before the date that the relevant NWP is modified or revoked, you will have twelve (12) months from the date of the modification or revocation of the NWP to complete the activity under the present terms and conditions of this NWP unless discretionary authority has been exercised on a case-by-case basis to modify, suspend, or revoke the authorization as per 33 CFR 330.6(b). Any project specific conditions listed in this letter continue to remain in effect after the NWP verification expires unless the district engineer removes those conditions.

To assist in your compliance with NWP General Condition 30, enclosed is a "Compliance Certification" form, which shall be signed and returned within 30 days of completion of the project, including any required mitigation. Your signature on this form certifies that you have completed the work in accordance with the terms and conditions of the NWP. Activities completed under the authorization of an NWP which was in effect at the time the activity was completed continue to be authorized by that NWP.

Authorizations under this NWP do not relieve permittees from the responsibility of obtaining required permits and authorizations from other federal, state, or local government agencies.

The Omaha District, Regulatory Branch is committed to providing quality and timely service to our customers. In an effort to improve customer service, please take a moment to complete our Customer Service Survey found on our website at: <https://regulatory.ops.usace.army.mil/customer-service-survey/>.

If you have any questions, please contact Montana Regulatory Office via email at Montana.Reg@usace.army.mil, by mail at the address above, or by phone at 406-441-1375.

Sincerely,

A handwritten signature in cursive script that reads "Sage L. Joyce".

Sage L. Joyce
Section Chief
Montana Regulatory Program

3 Enclosures

1. NWP Fact Sheet with Regional and General Conditions
2. Compliance Certification
3. CWA Section 401 Water Quality Certification

COMPLIANCE CERTIFICATION

Corps File Number: NWO-2022-01198
Permit Type: Nationwide Permit 36
Name of Permittee: Jamie Mongoven
County: Granite
Date of Issuance: April 13, 2023
Corps Project Manager: Jonathan R. Hegna

Within 30 days of completion of the activity authorized by this permit and any mitigation required by the permit, sign this certification, and return it to the following:

Montana.Reg@usace.army.mil

OR

U.S. Army Corps of Engineers, Omaha District
Montana Regulatory Office
100 Neill Avenue
Helena, MT 59601-3329

Please note that your permitted activity is subject to a compliance inspection by a U.S. Army Corps of Engineers representative. If you fail to comply with the conditions of this permit, you are subject to permit suspension, modification, or revocation.

I hereby certify that the work authorized by the above referenced permit has been completed in accordance with the terms and conditions of the said permit.

Signature of Permittee

Date



December 14, 2020

Sage L. Joyce
Montana State Program Manager
U.S. Army Corps of Engineers, Omaha District
10 West 15th Street, Suite 2200
Helena, Montana 59626-9705

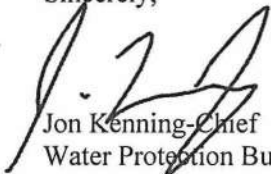
Re: Montana Department of Environmental Quality 401 Water Quality Certification of Proposed Army Corps of Engineers 2020 Nationwide Permits, General Conditions, and Regional Conditions

Dear Ms. Joyce:

The attachment to this letter (Parts A-E) constitutes the Montana Department of Environmental Quality's position on the subject Nationwide Permits. It should not result in an undue burden to either of our agencies, while still providing adequate water quality protection. Also, please find enclosed the Montana Department of Environmental Quality's December 5, 2000, guidelines for materials for stream bank stabilization as referenced in the attached certification.

We look forward to continuing the close cooperation and coordination between our two agencies. Please do not hesitate to contact myself (444-0240 JKenning@mt.gov) or Keenan Storrar (444-2734 Keenan.Storrar@mt.gov) if you have any questions.

Sincerely,



Jon Kenning-Chief
Water Protection Bureau

Cc: Toney Ott - U.S. EPA, 8WD-CWS w/ Attachments

Water Quality Certification in Accordance With Section 401 of the Clean Water Act for the 2020 Nationwide Permits in Montana

40 CFR § 121.7(d)(2)(i) Montana Department of Environmental Quality (DEQ) does not have project specific information that is required in the 'JOINT APPLICATION FOR PROPOSED WORK IN MONTANA'S STREAMS, WETLANDS, FLOODPLAINS, AND OTHER WATER BODIES'. Without this information, DEQ cannot identify specific waterways impacted by the project including wetlands and tributary streams or confirm the status of waterways impacted by the project.

A. Certification with General Conditions

DEQ is granting Section 401 Water Quality Certification (certification) with the General Conditions listed in Section E for Nationwide Permits 1-11, 14-20, 22-28, 30-36, 38, 41, 46-49.¹

B. Special Conditions for Specific Nationwide Permits

1) DEQ is granting certification of Nationwide Permit #12 [Oil or Natural Gas Pipeline Activities], Nationwide Permit C (#pending) [Electric Utility Line and Telecommunications Activities], and Nationwide Permit D (#pending) [Utility Line Activities for Water and Other Substances] for projects that do not a) disturb the bed and banks of waterbodies or b) cause a violation of short-term water quality standards for total suspended sediment and turbidity resulting from stream-related construction activities because a static or vibratory plow is used and/or Horizontal Directional Drilling technology is implemented. DEQ denies certification for all other projects that qualify under this Nationwide Permit.¹

2) DEQ is granting certification of Nationwide Permit #13 [Bank Stabilization], Nationwide Permit #21 [Surface Coal Mining Activities], Nationwide Permit #29 [Residential Developments], Nationwide Permit #37 [Emergency Watershed Protection and Rehabilitation], Nationwide Permit #39 [Commercial and Institutional Developments], Nationwide Permit #40 [Agricultural Activities], Nationwide Permit #42 [Recreational Facilities], Nationwide Permit #43 [Stormwater Management Facilities], Nationwide Permit #44 [Mining Activities], Nationwide Permit #45 [Repair of Uplands Damaged by Discrete Events], and Nationwide Permit #50 [Underground Coal Mining Activities] for all projects equal to or less than 300 linear feet.¹

C. Waiver

Nationwide Permit #54 [Living Shorelines], Nationwide Permit A (#pending) [Seaweed Mariculture Activities], Nationwide Permit B (#pending) [Finfish Mariculture Activities] are waived as these Nationwide Permits only apply to coastal shorelines and the Great Lakes.

D. Denial

Nationwide Permit #51 [Land Based Renewable Energy Generation Facilities], Nationwide Permit #52 [Water Based Energy Renewable Energy Generation Facilities], Nationwide #53 [Removal of Low Head Dams], Nationwide Permit E (#pending) [Water Reclamation and Reuse Facilities] are denied for the five year cycle.¹

¹ MCA 75-5 et seq.; MCA 75-7 et seq.; MCA 87-5 et. seq.; ARM 17.30 et. seq.

E. General Conditions for Nationwide Permits

The following general conditions apply to all certified Nationwide Permits as provided in A and B above:

- 1) DEQ Water Protection Bureau – Discharge Permitting Program must be notified by the permittee for all activities requiring USACE pre-construction notification (PCN)**. Notification shall be at least 30 days prior to the commencement of the activity and include (a) the permittee name and contact information, (b) the project name, (c) the Nationwide Permit(s) used for the project, (d) the Township, Range and Section, (e) the project or regulated activity location in decimal latitude and longitude to the millionth degree (six significant figures to the right of the decimal point) (f) the volume of the discharge, (g) the biological, chemical, physical, and radiological characteristics of the discharge, (h) a description of the existing environment at the site of the discharge, (i) the size of the area affected, (j) the location or locations at which the discharge may enter state waters. Notification of must be submitted by mail to DEQ or electronically through DEQ's Fees, Applications, and Compliance Tracking System (FACTS) website at: <http://deq.mt.gov/Public/FACTS>^{2,3} ****For all projects where a Federal Agency is an applicant, that agency must provide notification and submit a Joint Application to DEQ, regardless of USACE pre-construction notification requirements.**³
- 2) This certification does not authorize the placement or construction of septic/leach systems or other sewage treatment facilities in wetlands.³
- 3) This certification does not authorize construction of dams, except for aquatic restoration projects and temporary dams associated with construction activity.³
- 4) This certification requires that materials used in stream bank or shore stabilization projects adhere to the Montana Department of Environmental Quality's December 5, 2000 guidelines for materials for stream bank stabilization. Tires may not be used to stabilize any banks in state waters.³
- 5) This certification requires that all equipment be inspected for oil, gas, diesel, anti-freeze, hydraulic fluid and other petroleum leaks. Equipment cannot continue operating in or near the water if a leak is discovered. All such leaks will be properly repaired prior to equipment being allowed on the project site. Leaks that occur after the equipment is moved to the project site will be fixed that same day or the next day or be removed from the project area. If equipment is to be operated in or near water, a spill containment kit shall be available at the project site and DEQ shall be notified of spills.³
- 6) This certification requires that all permittees shall, to the maximum extent practicable, incorporate and construct design features that eliminate bridge deck run-off containing sediment, salt, or other pollutants from discharging directly into state water. To the extent practicable, bridge deck run-off, should be directed to a detention basin of unspecified size prior to continuing into state waters.³
- 7) This certification requires that riprap projects, to the extent practicable, avoid the use of geotextile fabric as riprap bedding material. To the extent practicable, riprap voids shall incorporate approximately 30-50% fines/soil and dormant plant material and/or root-stock.³

² During FACTS development phase, notifications shall be sent to: DEQWPBPublicComments@mt.gov

³ MCA 75-5 et seq.; MCA 75-7 et seq.; MCA 87-5 et. seq.; ARM 17.30 et. seq.

8) The use of more than one NWP for a single and complete project is prohibited, except when the acreage loss of waters of the United States authorized by the NWPs does not exceed the acreage limit of the NWP with the highest specified acreage limit. For example, if a road crossing over a river is constructed under NWP 14, with associated bank stabilization authorized by NWP 13, the maximum acreage loss of waters of the United States for the total project cannot exceed 1/2-acre.⁴

9) Restored riparian areas shall be stable and should consist of native species.⁴

F. Reopener Clause

DEQ reserves the right to add or alter terms and conditions as appropriate to carry out its responsibilities with respect to water quality throughout the five year Nationwide Permit Cycle.⁴

⁴ MCA 75-5 et seq.; MCA 75-7 et seq.; MCA 87-5 et. seq.; ARM 17.30 et. seq.

Policy on Streambank Stabilization

This policy outlines the guidelines for approved materials to be used for streambank stabilization in Montana. This policy and a draft Environment Assessment were provided to the public for comment via public notice MT-00-10 issued September 18, 2000. Comments were accepted until October 17, 2000. The draft Environmental Assessment is adopted as the final Environmental Assessment with the Responses to Comments incorporated.

Signed into policy 12/05/00 by Bonnie Lovelace, Chief, Water Protection Bureau and 12/06/00 by Jan Sensibaugh, Administrator, Permitting & Compliance Division.

GUIDELINES FOR MATERIALS FOR STREAMBANK STABILIZATION

The following guidelines represent the efforts of a work group composed of Conservation District representatives, natural resource consultants, environmental interests, and state and federal regulatory agencies. They are suggested by the Montana Department of Environmental Quality and not necessarily endorsed by all the work group members. These guidelines are only for use in areas where the use of high-density, angular rock is not practicable. (The term "practicable" means available and capable of being done after taking into consideration cost, existing technology, and logistics in light of overall project purposes [40 CFR 230.3(q)]). Sandstone or broken concrete may be acceptable alternatives to high-density, angular rock in certain situations, although local regulation may prohibit their use. The use of any river training device/structure may directly or cumulatively alter the ecology of Montana rivers and streams. Cumulative impact considerations may preclude the use of any river training device.

Bank stabilization projects are sometimes authorized under the following jurisdictions: Local Conservation District - Natural Streambed & Land Conservation Act (310); Montana Department of Fish Wildlife and Parks - Stream Protection Act (SPA124); County Floodplain Administrator - Floodplain Permit; U.S. Army Corps of Engineers - Section 404/10 Permit; Montana Department of Environmental Quality - 75-5-318, MCA Authorization; Montana Department of Natural Resources and Conservation - Navigable Rivers Land Use License/Easement.

The following optional design concepts should be considered in conjunction with the guidelines to minimize environmental/aesthetic concerns:

- Utilize rock only in the lower* portion or toe of the riprap with woody structures/features, biodegradable fabric, etc. in the upper* portions.
* The elevation at which the mean annual flow occurs is the division between "upper" and "lower."
- Incorporate soil in the upper portions of the project with appropriate woody (usually willow) plantings as near average water elevations as possible and herbaceous plantings elsewhere.
- Provide a temporary or permanent buffer strip (streamside area where protection promotes growth and sustenance of woody vegetation) along the project length to provide for vegetation stability where grazing or recreational use may impact plant growth.
- Preferably, plantings should be on slopes of 3:1 or flatter and irrigated, if possible.

(Note: Numerous documents with more detailed information are available. Contact the Natural Resource Conservation Service or the Department of Natural Resources and Conservation for their "Stream Project Manual.")

COMPLIANCE CERTIFICATION

Project: (Please attach copy of the completed "Joint Application for Proposed Work in Montana's Streams, Wetlands, Floodplains, and Other Water Bodies.")

Upon completion of project activity, sign this certificate and return it to the following address:

Montana Department of Environmental Quality
Permitting & Compliance Division/Water Protection Bureau
Box 200901
Helena, MT 59620-0901

Please answer the following questions:

1. What is the source of the concrete rubble?
2. What is the type of concrete rubble (curb/gutter, foundation, etc.)?
3. What was the cost of the rubble?
(The recipient of the rubble cannot be compensated for accepting the rubble without a landfill license.)

I hereby certify that the project work performed is in compliance with all applicable permits and in compliance with the "Guidelines for Materials for Streambank Stabilization."

Signature of Project Owner

Date

I hereby certify that I provided the concrete rubble used in the project and that I did not compensate the owner for accepting the rubble.

Signature of Concrete Rubble Provider

Date