



US Army Corps
of Engineers
Alaska District

Public Notice of Application for Permit

Regulatory Division (1145)
CEPOA-RD
1046 Marks Road
Fort Wainwright, Alaska 99703

PUBLIC NOTICE DATE:	February 25, 2026
EXPIRATION DATE:	March 27, 2026
REFERENCE NUMBER:	POA-2025-00509
WATERWAY:	TANANA RIVER

Interested parties are hereby notified that a Department of the Army permit application has been received for work in waters of the United States as described below and shown on the enclosed project drawings.

All comments regarding this public notice should be sent to the address noted above. If you desire to submit your comments by email, you should send it to the project manager's email as listed below or to regpagemaster@usace.army.mil. All comments should include the public notice reference number listed above.

All comments should reach this office no later than the expiration date of this public notice to become part of the record and be considered in the decision. Please contact Gwen Jacobson at (907) 347-5802, toll free from within Alaska at (800) 478-2712, or by email at Gwendolyn.A.Jacobson@usace.army.mil if further information is desired concerning this public notice.

APPLICANT: Matt Sweetsir, Ruby Marine Incorporated, PO Box 269, Nenana, AK 99760; matts@rubymarineinc.com

LOCATION: The project site is located at Latitude 64.5878° N., Longitude 149.1266° W.; near the Ruby Marine Facility, located at mile 306.5 Parks Highway, in Nenana, AK.

PURPOSE: The applicant's stated purpose is to provide a navigable channel for Ruby Marine tows to transport freight from the Ruby facility to the Yukon River communities serviced by the company.

PROPOSED WORK: The applicant proposes to dredge up to 14,000 cubic yards of material from a sandbar to establish a navigable channel, and discharge the dredged material on the downstream end of the same sandbar. Both dredge and discharge sites would individually span up to 6 acres. All work would occur below the ordinary high water (OWH) of the Tanana River. Dredging would be conducted with a 12-inch cutterhead suction dredge, which would be floated to the site from a dock approximately 400 yards away. Work would occur during low water conditions and is proposed to begin in May.

All work would be performed in accordance with the enclosed plan (sheets 1-9), dated January 20, 2026.

APPLICANT PROPOSED MITIGATION: The applicant proposes the following mitigation measures to avoid, minimize, and compensate for impacts to waters of the United States from activities involving discharges of dredged or fill material.

a. Avoidance: Complete avoidance is not feasible given the nature of the proposed activity and its purpose and need.

b. Minimization: The applicant stated that the proposed dredging footprint would be the minimum necessary to support safe navigation of the channel. Additionally, by relocating the dredge material along the same sandbar, instead of transporting the material off-site, the applicant intends to avoid potential damage to the riverbank and/or unintended discharges within the channel that could negatively impact the natural state of the river. The applicant believes that by keeping the material within the channel and depositing it upon the same sandbar, adverse impacts to the environment would be minimized.

c. Compensatory Mitigation: Based on the extent of proposed minimization, the applicant believes that no compensatory mitigation should be required.

WATER QUALITY CERTIFICATION: A permit for the described work will not be issued until a certification or waiver of certification, as required under Section 401 of the Clean Water Act (Public Law 95-217), has been received from the Alaska Department of Environmental Conservation.

CULTURAL RESOURCES: The latest published version of the Alaska Heritage Resources Survey (AHRs) has been consulted for the presence or absence of historic properties, including those listed in or eligible for inclusion in the National Register of Historic Places. There are no cultural resources in the permit area or within the vicinity of the permit area. The permit area has been determined to be the project footprint below the OWH of the Tanana River and immediately adjacent areas. Consultation of the AHRs constitutes the extent of cultural resource investigations by the U.S. Army Corps of Engineers (USACE) at this time, and we are otherwise unaware of the presence of such resources. USACE has made a No Historic Properties Affected (No Effect) determination for the proposed project. This application is being coordinated with the State Historic Preservation Office (SHPO), Federally recognized Tribes, and other consulting parties. Any comments SHPO, federally recognized Tribes, and other consulting parties may have concerning presently unknown archeological or historic data

that may be lost or destroyed by work under the requested permit will be considered in our final assessment of the described work. USACE is requesting the SHPO's concurrence with this determination.

ENDANGERED SPECIES: No threatened or endangered species are known to use the project area.

We have determined the described activity would have no effect on any listed or proposed threatened or endangered species, and would have no effect on any designated or proposed critical habitat, under the Endangered Species Act of 1973 (87 Stat. 844). Therefore, no consultation with the U.S. Fish and Wildlife Service or the National Marine Fisheries Service (NMFS) is required. However, any comments they may have concerning endangered or threatened wildlife or plants or their critical habitat will be considered in our final assessment of the described work.

ESSENTIAL FISH HABITAT: The Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act), as amended by the Sustainable Fisheries Act of 1996, requires all Federal agencies to consult with the NMFS on all actions, or proposed actions, permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH).

The project area is within mapped EFH for the following pacific salmon species: chum (*Oncorhynchus keta*), coho (*Oncorhynchus kisutch*), Chinook (*Oncorhynchus tshawytscha*), and sockeye (*Oncorhynchus nerka*).

We are currently gathering information regarding these species and have yet to make a determination of effect. Should we find that the described activity may adversely affect EFH for the species listed above, we will follow the appropriate course of action under Section 305(b)(2) of the Magnuson-Stevens Act. Any comments the NMFS may have concerning EFH will be considered in our final assessment of the described work.

TRIBAL CONSULTATION: USACE fully supports tribal self-governance and government-to-government relations between Federally recognized Tribes and the Federal government. Tribes with protected rights or resources that could be significantly affected by a proposed Federal action (e.g., a permit decision) have the right to consult with USACE, Alaska District, on a government-to-government basis. Views of each Tribe regarding protected rights and resources will be accorded due consideration in this process. This public notice serves as notification to the Tribes within the area potentially affected by the proposed work and invites their participation in the Federal decision-making process regarding the protected Tribal rights or resources. Consultation may be initiated by the affected Tribe upon written request to the District Commander. If applicable this application will be coordinated with federally recognized tribes and other consulting parties. Any comments federal recognized tribes and other consulting parties may have concerning presently unknown archeological or historic data that may be lost or destroyed by the work under the requested permit will be considered in USACE's final assessment of the described work.

PUBLIC HEARING: Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, reasons for holding a public hearing.

EVALUATION: The decision whether to issue a permit will be based on an evaluation of the probable impacts, including cumulative impacts of the proposed activity and its intended use on the public interest. Evaluation of the probable impacts, which the proposed activity may have on the public interest, requires a careful weighing of all the factors that become relevant in each particular case. The benefits, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. The outcome of the general balancing process would determine whether to authorize a proposal, and if so, the conditions under which it will be allowed to occur. The decision should reflect the national concern for both protection and utilization of important resources. All factors, which may be relevant to the proposal, must be considered including the cumulative effects thereof. Among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people. For activities involving 404 discharges, a permit will be denied if the discharge that would be authorized by such permit would not comply with the Environmental Protection Agency's 404(b)(1) guidelines. Subject to the preceding sentence and any other applicable guidelines or criteria (see Sections 320.2 and 320.3), a permit will be granted unless the District Commander determines that it would be contrary to the public interest.

USACE is soliciting comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by USACE to determine whether to issue, modify, condition, or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

AUTHORITY: This permit will be issued or denied under the following authorities:

(X) Perform work in or affecting navigable waters of the United States – Section 10 Rivers and Harbors Act 1899 (33 U.S.C. 403).

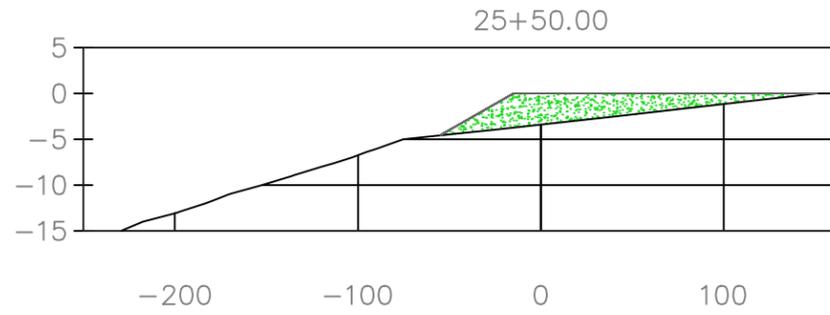
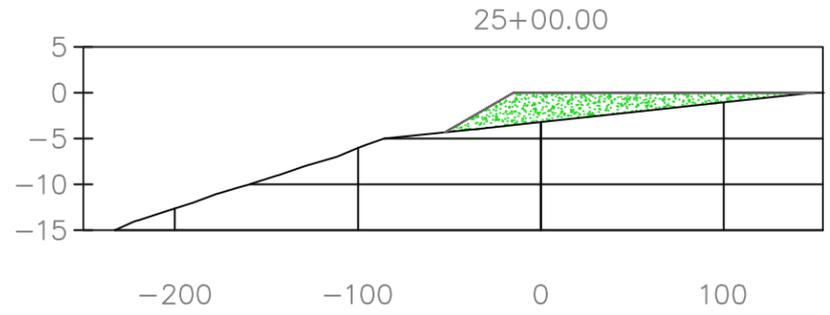
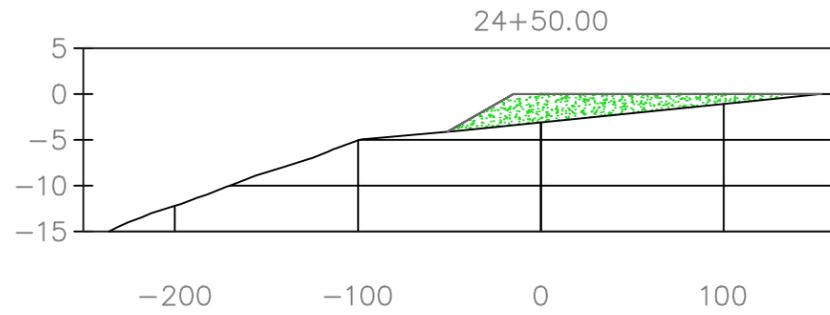
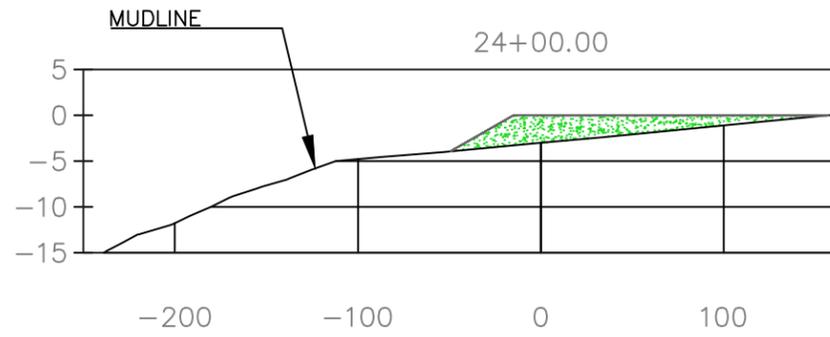
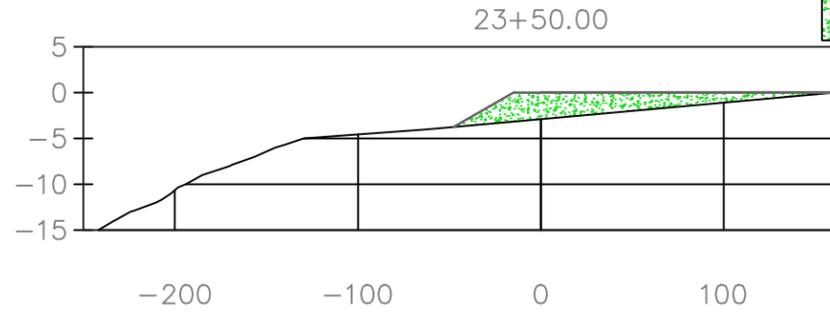
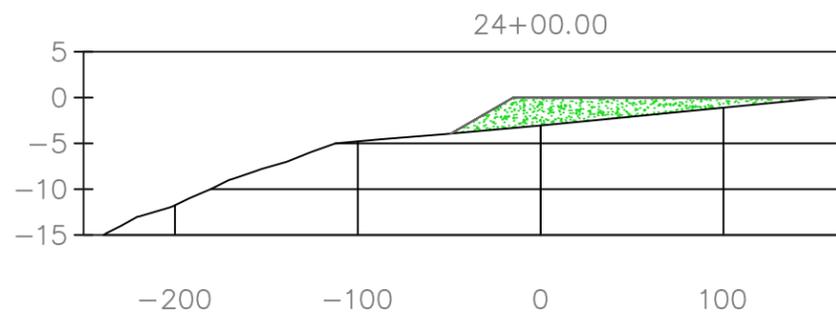
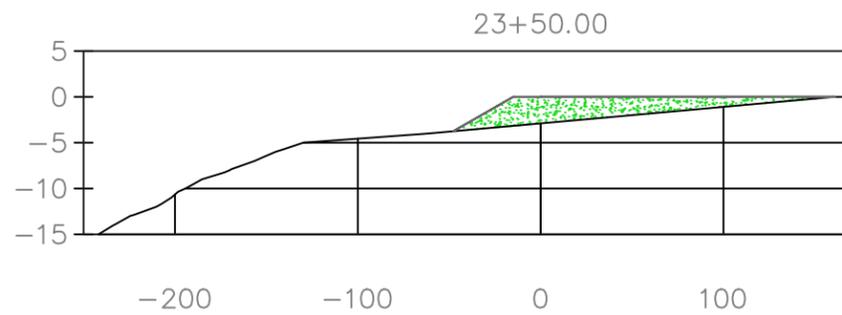
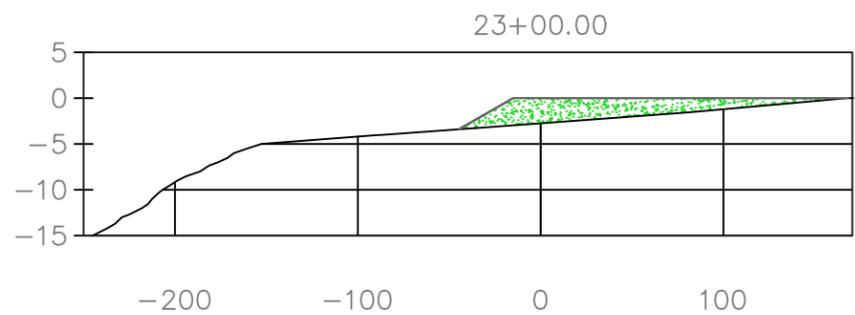
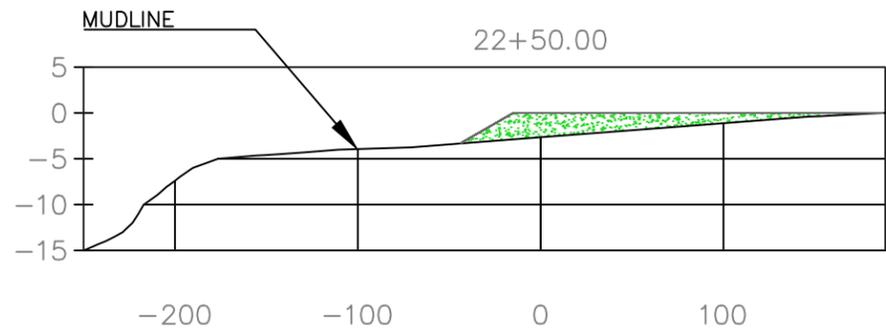
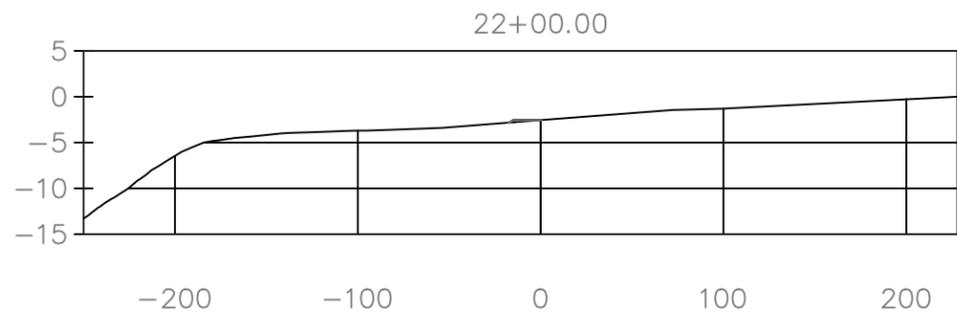
(X) Discharge dredged or fill material into waters of the United States – Section 404 Clean Water Act (33 U.S.C. 1344). Therefore, our public interest review will consider the guidelines

set forth under Section 404(b) of the Clean Water Act (40 CFR 230).

Project drawings are enclosed with this public notice.

District Commander
U.S. Army, Corps of Engineers

Enclosures



 = APPROXIMATE DISCHARGE EXTENTS
(UNITS ARE IN FEET)

NO.	DESCRIPTION	DATE

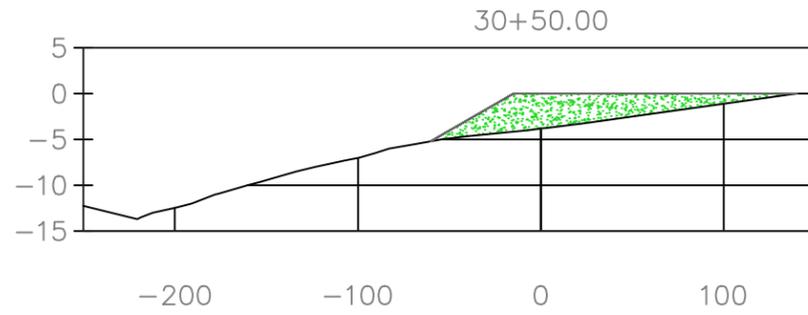
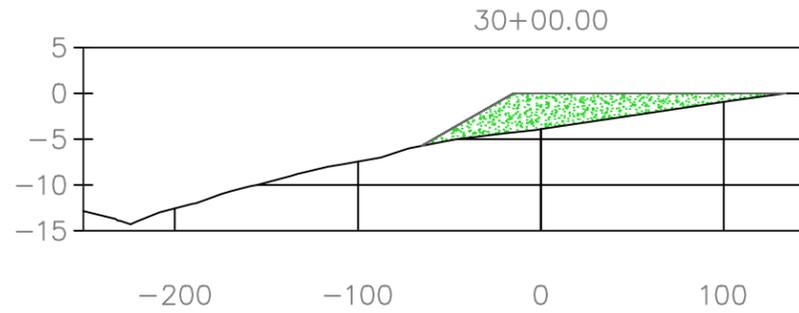
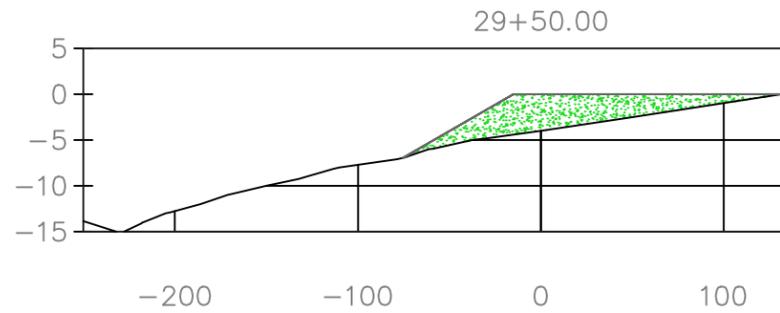
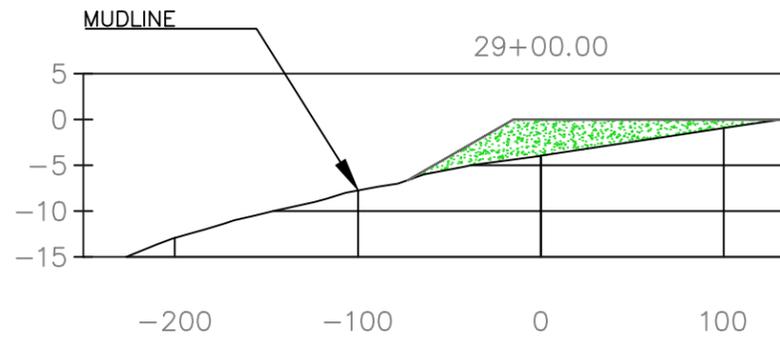
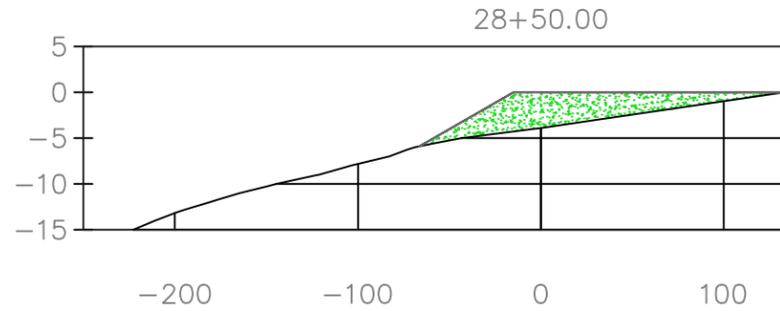
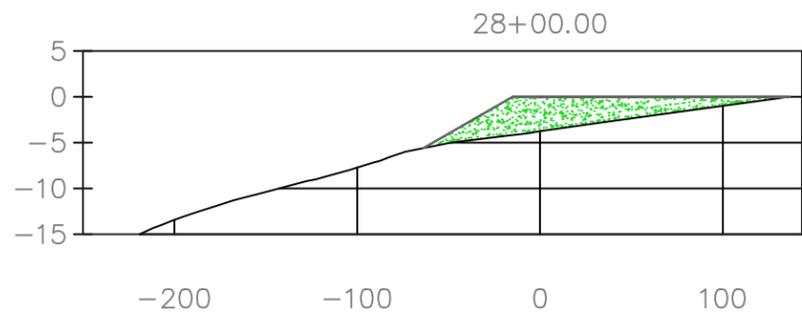
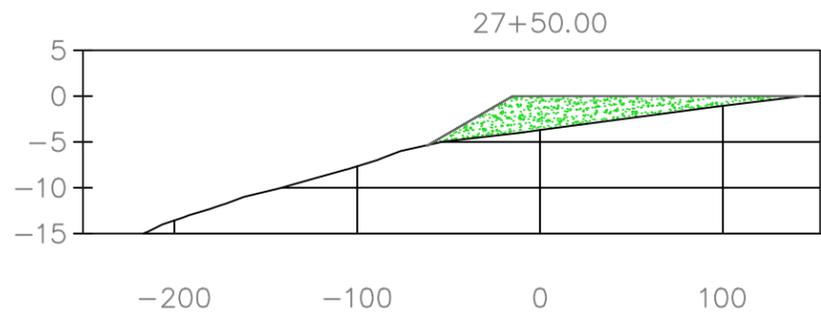
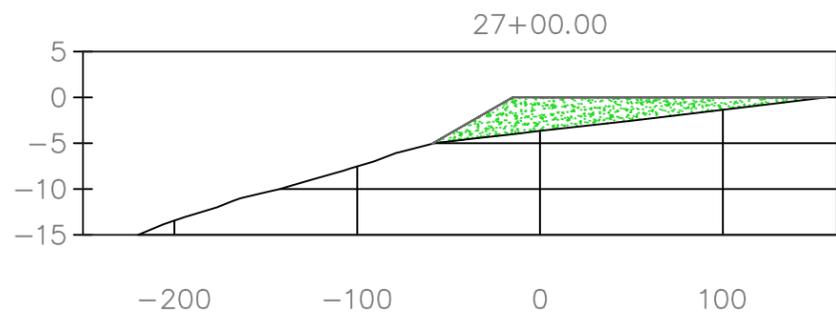
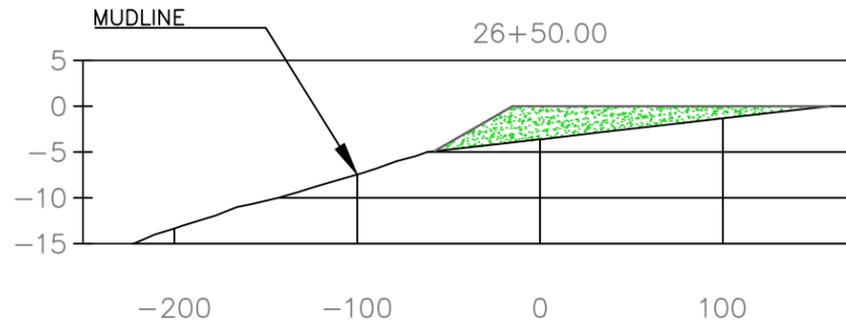
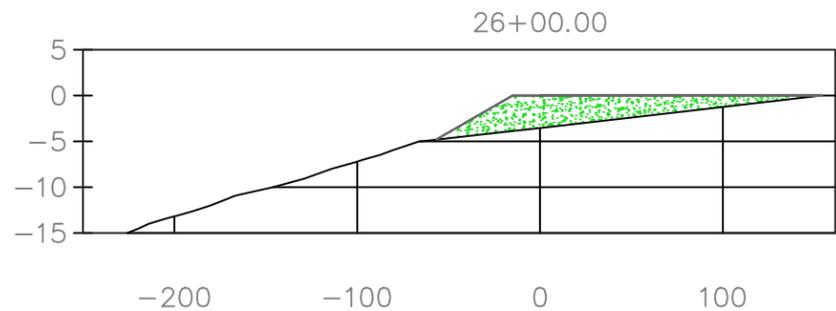
NORTHERN GEOTECHNICAL
ENGINEERING, INC.
TERRA FIRMA TESTING
11301 OLIVE LANE
ANCHORAGE, AK 99515
(907) 344-5934



RUBY MARINE - DREDGE SITE
NENANA, ALASKA

CROSS SECTIONS DISCHARGE SITE 1

SCALE:	SHOWN
DESIGNED BY:	DJL
DRAWN BY:	DJL
CHECKED BY:	ALF
DATE:	1/20/2026
FILE NO.:	10223-25
SHEET NUMBER	



 = APPROXIMATE DISCHARGE EXTENTS
(UNITS ARE IN FEET)

NO.	DESCRIPTION	DATE

NORTHERN GEOTECHNICAL
ENGINEERING, INC.
TERRA FIRMA TESTING
11301 OLIVE LANE
ANCHORAGE, AK 99515
(907) 344-5934



RUBY MARINE - DREDGE SITE
NENANA, ALASKA

CROSS SECTIONS DISCHARGE SITE 2

SCALE:	SHOWN
DESIGNED BY:	DJL
DRAWN BY:	DJL
CHECKED BY:	ALF
DATE:	1/20/2026
FILE NO.:	10223-25
SHEET NUMBER	

