



DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, KANSAS CITY DISTRICT
635 FEDERAL BUILDING
601 E. 12TH STREET
KANSAS CITY, MISSOURI 64106-2824

February 28, 2018

Regulatory Branch
(NWK-2014-01124)
(Buchanan, MO, NWP 27)

Mr. David L. Flick
Swallow Tail, LLC
24820 Miller Road
Harrisonville, Missouri 64701

Dear Mr. Flick:

This letter is to inform you that we have received the recorded conservation easement, filed in Buchanan County, for the land area encompassing the Nishnabotna and Platte Rivers Umbrella Mitigation Bank, Site 1. In addition, we have received the irrevocable letter of credit from the Country Club Bank. As a result, we have released 20 percent of the total potential wetland credits and 20 percent of the total potential stream credits at this approved bank. As a result of this credit release, the mitigation bank has 28.4 wetland credits and 23,876.1 stream credits available to replace lost aquatic resources that result from the issuance of Department of the Army permits within the bank's service area.

Additionally, we have determined that the construction activities that will result in the discharge of fill material into waters of the United States is authorized by nationwide permit (NWP) No. 27, provided you ensure that the conditions listed in the enclosed copy of excerpts from the January 6, 2017 Federal Register, Issuance of Nationwide Permits, are met. You must also comply with the Kansas City District Regional NWP Conditions posted at:

<http://www.nwk.usace.army.mil/Missions/RegulatoryBranch/NationWidePermits.aspx>

The Missouri Department of Natural Resources has certified that this NWP will not violate existing state water quality standards provided you comply with the conditions included in their attached certification document. All conditions included in the water quality certification become conditions of the NWP authorization. Please review all conditions associated with this NWP. If you have any questions concerning state water quality standards or compliance issues with the associated certification conditions, please contact the Missouri Department of Natural Resources, Water Protection Program, P.O. Box 176, Jefferson City, Missouri 65102-0176. You may also contact the office at 573-526-3589 or by email at wpsc401cert@dnr.mo.gov.

General condition 30 requires you to sign and submit the enclosed "Compliance Certification" within 30 days of completing the authorized activity or the completion of the implementation of any required compensatory mitigation.

This NWP verification is valid until March 18, 2022. Should your project plans change or if your activity is not complete within the specified verification term, you must contact this office for another permit determination. Although the Corps has verified your project would meet the terms and conditions of a nationwide permit, other Federal, state and/or local permits may be required. You should verify this yourself.

We are interested in your thoughts and opinions concerning your experience with the Kansas City District, Corps of Engineers Regulatory Program. Please feel free to complete our Customer Service Survey form on our website at: http://corpsmapu.usace.army.mil/cm_apex/f?p=regulatory_survey. You may also call and request a paper copy of the survey which you may complete and return to us by mail.

Mr. Douglas R. Berka, Regulatory Project Manager, reviewed the information furnished and made this determination. If you have any questions concerning this matter, please feel free to contact Mr. Berka at 816-389-3657 or by email at douglas.r.berka@usace.army.mil. Please reference Permit No. 2014-01124 in all comments and/or inquiries relating to this project.

Enclosures

cc (electronically w/o enclosures):

Environmental Protection Agency,
Watershed Planning and Implementation Branch
U.S. Fish and Wildlife Service, Columbia, Missouri
Missouri Department of Natural Resources,
Water Protection Program
State Historic Preservation Office
Missouri Department of Conservation

COMPLIANCE CERTIFICATION

General condition 30 of this Nationwide Permit requires that you submit a signed certification regarding the completed work and any required mitigation. This certification page satisfies this condition if it is provided to the Kansas City District at the address shown at the bottom of this page within 30 days of completing the authorized activity or the completion of the implementation of any required compensatory mitigation

APPLICATION NUMBER: NWK-2014-01124

APPLICANT: Swallow Tail, LLC
24820 Miller Road
Harrisonville, Missouri 64701

PROJECT LOCATION: In wetlands and small stream channels adjacent to the Platte River and to Castile Creek in Sections 24, 25, and 26, Township 55 North, Range 3 West, Buchanan County, Missouri.

- a. I certify that the authorized work was done in accordance with the Corps authorization, including any general or specific conditions.
- b. I certify that any required mitigation was completed in accordance with the permit conditions.
- c. Your signature below, as permittee, indicates that you have completed the authorized project as certified in paragraph a and in paragraph b above.

(PERMITTEE)

(DATE)

Return this certification to:

U.S. Army Corps of Engineers
Kansas City District, ODR
601 East 12th Street, Suite 402
Kansas City, MO 64106-2824