

Section 408 Request

USACE – Buffalo District

1. **Authority:** In accordance with 33 USC 408 (Section 408), requests made by private, public, tribal, or other federal entities to make alterations to, or temporarily or permanently occupy or use, any United States Army Corps of Engineers (USACE) federally authorized Civil Works project must receive permission from USACE before they can be implemented. The Requester must submit the information below, along with a transmittal letter and attachments, for requests under the jurisdiction of the USACE - Buffalo District.
2. **Submission Requirements:** Requests must be signed/dated by the Requester and submitted to the USACE – Buffalo District @ LRB-408-404Submittals@usace.army.mil and to the Section 408 Coordinator below. Requests may also be sent by mail to the address below. Incomplete requests will be returned.

3. **USACE Buffalo Section 408 Coordinator:**

Name: David Swiatek
Title: Chief, Operations and Technical Support Section
Address: 1776 Niagara Street, Buffalo, NY, 14207
Phone Number: (716) 879-4371
E-mail Address: david.swiatek@usace.army.mil

4. **Name of Federal Project Being Altered:**

5. **Alteration Name (ex. Recreation Trail on Right Bank Levee Crest):**

6. **This Alteration is:** Existing Proposed

7. **This Alteration is:** Permanent Temporary

If Temporary, indicate duration (MM/YY-MM/YY): _____

8. **Location:**

a. **Property, Location, Address, etc.:**

b. **Coordinates (optional):**

Longitude: _____ Latitude: _____

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9. Purpose:

10. Scope of Work:

11. Approximate Construction or Usage Window:

Start Date: _____ End Date: _____

12. **Operations and Maintenance:** Requester must identify any projected requirements for operation, maintenance, repair, replacement, and rehabilitation (OMRR&R) needed throughout the life of the proposed alteration. Requester is responsible for OMRR&R and associated costs.

13. **USACE Review and Approval:** Upon completion of review of the request, the USACE – Buffalo District will send a letter from the District Commander, or his designee, either granting permission or denying the proposed alteration or usage of the civil works project. If denied, reasons for the disapproval will be provided. Work or usage shall not begin until written permission from the USACE - Buffalo District Commander, or his designee, is obtained.

14. **The Following Documents are Attached in Support of this Alteration Request:**

Plans, Specifications, & Drawings ___	Maps ___
Photographs ___	Environmental Compliance ___
Geotechnical Investigation ___	OMRR&R Documentation ___
Hydrologic, Hydraulic, or Coastal Analysis ___	Other (<i>describe</i>):

Additional information on the Section 408 process can be found at:

<https://www.usace.army.mil/Missions/Civil-Works/Section408/>
<https://www.lrb.usace.army.mil/Missions/Regulatory/Section-408-Requests-Section-404-10-Applications/>

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15. Requester Signature: Requester refers to an entity (private, public, tribal, or other federal agency) that is requesting permission to alter a USACE Civil Works project.

Name: _____

Title: _____

Organization: _____

Address: _____

Phone Number: _____

E-mail Address: _____

Signature: _____

(required)

Date: _____

(required)

16. Requester Point of Contact (if different than above):

Name: _____

Title: _____

Organization: _____

Address: _____

Phone Number: _____

E-mail Address: _____

Revised May 2022