



DEPARTMENT OF THE ARMY  
ALASKA DISTRICT, U.S. ARMY CORPS OF ENGINEERS  
REGULATORY DIVISION  
P.O. BOX 6898  
JBER, AK 99506-0898

November 17, 2022

CERTIFIED MAIL RECEIPT NO.: 7011-1150-0000-8195-4120

Regulatory Division  
POA-2022-00303

Garfield MacVeigh  
Constantine Mining LLC  
120 2<sup>nd</sup> Avenue North  
Haines, AK 99827

Dear Mr. MacVeigh:

This is a Permit Suspension involving Department of the Army (DA) permit number POA-2022-00303, Glacier Creek, issued to Constantine Mining LLC on November 14, 2022, which authorized the temporary excavation and backfill of 1,351 cubic yards of fill material into 0.07 acre of wetlands, 91 cubic yards of fill material into 0.01 acre of Waterfall Creek, and 175 cubic yards of fill material into 0.01 acre of Hangover Creek for the purpose of creating a trench for a Land Application Diffuser (LAD) system, and the permanent discharge no more than 70 cubic yards of fill material into 0.02 acre of Waterfall Creek for the purpose of permanently extending a culvert. The project is located within Sections 5 & 6, T. 29 S., R. 54 E., Copper River Meridian; USGS Quad Map Skagway B-4; Latitude 59.38605° N., Longitude 136.37471° W.; Haines Borough; in Glacier Creek Valley, near Wells, Alaska.

The Chilkat Indian Village (CIV) raised significant objections to the authorization in a letter dated November 16, 2022. Therefore, in accordance with 33 CFR 330.5 (d), I have determined that the DA permit will be suspended until such time as these issues are fully considered and the permit is either reinstated, revoked, or modified.

All previously authorized activities or work under DA jurisdiction shall cease immediately. Any further work in these areas shall be considered a knowing, repeat, and flagrant violation of Federal law. Following this suspension, a decision will be made to either reinstate, modify, or revoke the permit. You have **10 days** from receipt of this letter to request a meeting and/or public hearing to present information on this matter.

Nothing in this letter excuses you from compliance with other Federal, State, or local statutes, ordinances, or regulations. Please refer to file number POA-2022-00303, Glacier Creek, in future correspondence.

Please contact Shannon Johnson via email at [shannon.l.johnson@usace.army.mil](mailto:shannon.l.johnson@usace.army.mil), by mail at the address above, by phone at (907) 753-2677, or toll free from within Alaska at (800) 478-2712, if you have questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Damon A. Delarosa", with a stylized flourish extending to the right.

Damon A. Delarosa  
Colonel, U.S. Army  
Commanding