

**Cost Sharing for Dredged Material
Disposal Facilities and
Dredged Material Facility
Partnerships
Policy Guidance Letter (PGL) #47**

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AUTHORITIES

Section 201 of the Water Resources Development Act of 1996
Cost Sharing For Dredged Material Disposal Areas

Section 217 of the Water Resources Development Act of 1996
Dredged Material Disposal Facility Partnerships

As amended by:

Section 2005 of the Water Resources Development Act of 2007
(WRDA 2007)



PGL #47-Purpose

Purpose:

- Inconsistent Cost Sharing for Disposal Facilities
- Cost Sharing Policies Favored Open Water Disposal
- Need for Comprehensive and Creative Solutions / Partnerships



PGL #47 Application

Application:

- When capacity of disposal area is increased and sponsor requests change to existing arrangements
 - Construction of new disposal area
 - Raising dikes on existing disposal areas
 - Site management if it extends life of disposal area
- PGL#47 can cover a number of different situations
- A Project Partnership Agreement (PPA) is required since there is a change in Local Agreement
- PPA must be signed prior to award of a contract



PGL #47-Planning Consideration

Planning Considerations:

- PGL 47 can cover a number of different situations
- Know the content of existing agreement :
 - 221 Agreement (prior to WRDA 86) or
 - Project Cooperation Agreement (PCA) (WRDA (86)
 - Program Partnership Agreement (PPA)-replaces PCA
- Before Implementing PGL#47:
 - Review previous 221 agreement/or PCA for previous conditions
 - Review WRDA 96 and WRDA 2007 Implementation guidance



PGL #47 and PPA Considerations

- PGL#47 contains guidance for preparing a legal instrument
- Understand previous project legal agreements
- PPAs are approved by ASA(CW) if there are no models
- Schedule should include time for HQUSACE approval
- PPA package requires a decision document
- A DMMP can serve as the decision document
- Obtain Guidance from other district functions including:
 - Planning
 - Program-Project Management
 - Office of Counsel

