



P I N A L • C O U N T Y  
*wide open opportunity*

December 11, 2009

Ms. Sallie D. McGuire  
Chief, Arizona Branch  
Regulatory Division  
Department of The Army  
Los Angeles District, Corps of Engineers  
Arizona-Nevada Area Office  
3636 North Central Avenue, Suite 900  
Phoenix, Arizona 85012-1939

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AZ REGULATORY BRANCH  
PHOENIX, AZ

Re: Pinal County – Notice of Violation  
Enforcement Case No. SPL-2008-261-RJD

Dear Ms. McGuire:

Pinal County received the above Notice of Violation dated November 20, 2009 (the "NOV"). I am responding on behalf of Chairman Snider. We intend to work cooperatively with the Corps to resolve any current issues, and to create an approach for dealing with any future contingencies. The Dudleyville Crossing is of critical importance to the health, safety and convenience of Dudleyville residents, so it is of critical importance to Pinal County to make sure that any maintenance and repair activities do not create problems under the Clean Water Act or otherwise.

We intend to comply with the NOV's request that the County provide the specified information to the Corps, and we will do our best to comply with the stated period of 30 days after the date of the NOV. In the interim, it would be helpful if we could receive some additional information from the Corps regarding the basis for the Corp's issuance of the NOV. In particular, we request that the Corps provide us with any written documents (including any materials provided to the Corps by third parties), including photographs, narrative descriptions or other information, that purports to show that Pinal County took the actions that are alleged in the NOV.

While the County does not concede that the San Pedro River at the Dudleyville crossing is subject to Clean Water Act jurisdiction (in fact we have received expert input that it is not subject), we think it is appropriate to work with the Corps to resolve the present issue informally and amicably and to create a template for future cooperation.

Very truly yours,

Greg Stanley, P.E.  
Director / County Engineer

PUBLIC WORKS DEPARTMENT