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## BRIDGE PERMIT AMENDMENT (6-19-13)

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29 AUG 2019

**WHEREAS** by a permit issued on 10 October 1902, the Secretary of War approved the location and plans of a bridge to be constructed by the Northern Pacific Railway Company across Lake Pend Oreille near Sandpoint, Idaho, under authority of an act of Congress approved 3 March 1899, as amended, and that the bridge was constructed;

**AND WHEREAS** Section 9 of that act, as amended, transferred to and vested in the Secretary of Homeland Security the functions, powers and duties of the Secretary of War pertaining to the approval of plans for bridges over the navigable waters of the United States, and the Secretary of Homeland Security has delegated these functions, powers and duties to the Commandant, U.S. Coast Guard by Department of Homeland Security Delegation Number: 0170.1;

**AND WHEREAS** said act, as amended, provides that it shall not be lawful to deviate from such plans either before or after completion of the structure unless modification of said plans has previously been submitted to and received the approval of the Secretary of Homeland Security;

**AND WHEREAS** the - **BNSF RAILWAY COMPANY** - present owner of the bridge, has submitted for approval plans indicating modification to the bridge by adding an adjacent bridge;

**NOW THEREFORE**, This is to certify that the location and plans dated 27 June 2019 hereby approved supersede the plans previously approved. In granting this approval, all conditions to which the original permit was subject are superseded by the following conditions:

1. No deviation from the approved plans may be made either before or after completion of the structure unless the modification of said plans has previously been submitted to and received the approval of the Commandant.

2. The construction of falsework, pilings, cofferdams or other obstructions, if required, shall be in accordance with plans submitted to and approved by the Commander, Thirteenth Coast Guard District, prior to modification of the bridge. All work shall be so conducted that the free navigation of the waterway is not unreasonably interfered with and the present navigable depths are not impaired. Timely notice of any and all events that may affect navigation shall be given to the District Commander during modification of the bridge. The channel or channels through the structure shall be promptly cleared of all obstructions placed therein or caused by the modification of the bridge to the satisfaction of the District Commander, when in the judgment of the District Commander the modification work has reached a point where such action should be

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taken.

3. Issuance of this permit amendment does not relieve the permittee of the obligation or responsibility for compliance with the provisions of any other law or regulation as may be under the jurisdiction of any Federal, state or local authority having cognizance of any aspect of the location, modification or maintenance of said bridge.

4. Prior to commencement of construction, the permittee shall submit to the District Commander for approval, plans showing the final design chosen for the construction of the temporary bridge. The final design chosen shall, at a minimum, provide the navigational clearances specified in Enclosure 1 to this Bridge Permit, "Temporary Bridge Navigation Clearance Requirements for BNSF Bridge 3.1 and 3.9" dated 27 August 2019. Failure by the permittee to adhere to any part of this condition renders this permit null and void.

5. All parts of the temporary bridge or incomplete parts thereof shall be removed in their entirety and the waterway cleared to the satisfaction of the District Commander. Such removal and clearance shall be completed to the satisfaction of the District Commander by and at the expense of the permittee upon due notice from the District Commander.

6. The waterway under the bridges shall be kept free of drift and/or debris by and at the expense of the owner of the bridges and no such material shall be allowed to unreasonably accumulate against the supports of the bridges.

7. A bridge fendering system shall be installed and maintained in good condition by and at the expense of the owner of the bridges when so required by the District Commander. Said installation and maintenance shall be for the safety of navigation and be in accordance with plans submitted to and approved by the District Commander prior to its construction.

8. Clearance gauges shall be installed and maintained in a good and legible condition by and at the expense of the owner of the bridges when so required by the District Commander. The type of gauges and the locations in which they are to be installed will be submitted to the District Commander for approval.

9. When the proposed bridges are no longer used for transportation purposes, they shall be removed in their entirety or to elevations deemed appropriate by the District Commander and the waterway cleared to the satisfaction of the District Commander. Such removals and clearances shall be completed by and at the expense of the owner of the bridge upon due notice from the District Commander.

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10. The approval hereby granted shall cease and be null and void unless modification of the bridge is commenced within three years and completed within five years after the date of this permit amendment.



Brian L. Dunn  
Chief, Office of Bridge Programs  
U.S. Coast Guard  
By direction of the Commandant