

Part 606 – Exhibits

Subpart C – Reviews and Approvals

606.41 Administrative Agreement with Delaware River Basin

Commission

DELAWARE RIVER BASIN COMMISSION

ADMINISTRATIVE AGREEMENT

Pursuant to Section 1.5 and Article 11 of the Delaware River Basin Compact and to Rule 2-3.3 of the Rules of Practice and Procedure of the Delaware River Basin Commission (Administrative Manual - Part 11), this Administrative Agreement is hereby entered into by and between the Delaware River Basin Commission and the Soil Conservation Service, U.S. Department of Agriculture, hereinafter referred to as SCS.

1. Definitions. For the purposes of this Agreement, unless otherwise required by the context:

- (a) “SCS” shall mean the Soil Conservation Service.
- (b) “DRBC” shall mean the Delaware River Basin Commission.
- (c) “Compact” shall mean the Delaware River Basin Compact.
- (d) “Facility” shall mean a facility as defined by the Compact, and within the planning jurisdiction of the SCS.

2. Planning Consultation. No less frequently than once a year the SCS and DRBC shall hold one or more joint staff conferences for review of future plans and consideration of new projects in which either agency may have an interest.

3. Initiation of Project. As to any watershed project, the SCS receives an application for assistance from the project sponsors and after due authorization for planning proceeds with helping the sponsors develop a plan. The DRBC will be consulted by the SCS during the preliminary investigation of the planning stage to determine any features of the project in which the DRBC may have an interest.

4. Planning in Consultation. Prior to the issuing of a Work Plan Draft, the SCS will consult with the DRBC in regard to those features of the plan in which the DRBC has expressed interest and the DRBC may assist the SCS in planning those features of the project.

5. Informal Field Review. Upon the completion of the Work Plan Draft by the SCS, the DRBC will be furnished with copies of the draft for review. The DRBC will participate in the informal Field Review.

6. Work Plan Submission. The SCS will prepare a Work Plan based on the Work Plan Draft and incorporating any changes resulting from the Informal Field Review. On behalf of the project sponsors, the Work Plan will be submitted by the SCS to the DRBC for inclusion by the DRBC in its Comprehensive Plan in accordance with the Rules of Practice and Procedure. Either concurrently or subsequently the Work Plan will be reviewed in whole or in part for inclusion in the Water Resources Program or for approval under Section 3.8 as the sponsors may elect. No further approval of individual structures constructed substantially in accordance with the Work Plan will be required.

7. Work Plan Amendments. Amendments to the Work Plan resulting from significant changes in final design or for other reasons will be handled in accordance with paragraphs 4-6 above.

8. Effective Date. This Agreement shall take effect upon its execution by both parties.

IN WITNESS WHEREOF, the DRBC through its duly authorized Executive Director, and the SCS, through its Administrator, as authorized by the Compact and the laws of the signatory party, have executed this Agreement by affixing their respective signatures thereto this twenty-third day of December 1966.

SOIL CONSERVATION SERVICE

U.S. Department of Agriculture

ATTEST:

/s/ Frances C. Harris

By /s/ Gladwin Young

Acting Administrator

DELAWARE RIVER BASIN COMMISSION

ATTEST:

/s/ W. Bienton Whittall

By /s/ James F. Wright

Executive Director