

First Amendment to BOEM Negotiated Agreement No. OCS-A 0554

**MEMORANDUM OF AGREEMENT
AMONG THE BUREAU OF OCEAN ENERGY MANAGEMENT
OF THE DEPARTMENT OF THE INTERIOR
AND THE CORPS OF ENGINEERS
OF THE DEPARTMENT OF THE ARMY
AND BREVARD COUNTY, FLORIDA**

**REGARDING THE USE OF OUTER CONTINENTAL SHELF SAND RESOURCES
FOR CONSTRUCTION OF THE NORTH, MID, AND SOUTH REACHES OF THE BREVARD
COUNTY, FLORIDA SHORE PROTECTION PROJECT**

Title I. Explanatory Recitals

WHEREAS, on August 11, 2023, the Department of the Interior’s (“DOI”) Bureau of Ocean Energy Management (“BOEM”) and the Department of the Army, acting through the U.S. Army Corps of Engineers (“USACE”), with the cooperation of Brevard County (the “County”) (collectively the “Parties”), entered into Negotiated Agreement OCS-A 0554, which authorized the use of up to 2,900,000 cubic yards of Outer Continental Shelf (“OCS”) sediment resources from the Canaveral Shoals II Borrow Area for the rehabilitation of the North, Mid, and South Reaches of the Brevard County, Florida Shore Protection Project (the “Project”);

WHEREAS, on April 7, 2026, USACE submitted a written request to extend the expiration date of Negotiated Agreement No. OCS-A 0554 from August 11, 2026 to May 7, 2027 due to unavailability of dredge equipment to complete the South Reach of the Project within the current dredging season;

WHEREAS, BOEM approved the request to amend Negotiated Agreement No. OCS-A 0554 to extend the expiration date to May 7, 2027;

THEREFORE, this Amendment to BOEM Negotiated Agreement No. OCS-A 0554 modifies the MOA as follows:

Title IV Provisions (C) is replaced with the following:

C. This MOA applies only to the extraction, transportation, and placement of OCS sand resources as described above and in the Construction Solicitation and Specifications Plan required in Title IV D. This MOA will terminate or expire (a) upon USACE sending written notice that it has obtained sufficient OCS sand resources, up to 2,900,000 cubic yards, to complete the Project, or (b) May 7, 2027, whichever occurs first. Upon request by USACE, the Parties may agree in writing to extend the terms of this MOA as necessary to provide USACE and its contractor(s) with additional time to complete the Project.

The Parties acknowledge that there may be a need for future OCS sand resources for periodic maintenance, augmentation, or construction purposes. BOEM, USACE, and the County may enter into subsequent agreements, for the use of additional OCS sand resources for the Project, consistent with each Party's responsibilities under applicable law.

[Signature Pages to follow.]

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Signatory Page

Megan Carr, PhD, CPG
Associate Director, Office of Strategic Resources
Office of Strategic Resources
Bureau of Ocean Energy Management
Department of the Interior

Date: _____

Brandon L. Bowman
Colonel, U.S. Army
District Commander

Date: _____

Brevard County Board of County Commissioners
By:

Thad Altman, Chair

As approved by the Board on: _____

Attest: _____
Rachael M. Sadoff, Clerk

Reviewed for legal form and content by:

Heather Balsler, Assistant County Attorney

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