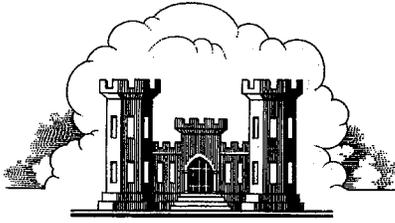


*LOS ANGELES DISTRICT  
U.S. ARMY CORPS OF ENGINEERS*



**DEPARTMENT OF THE ARMY  
REGIONAL GENERAL PERMIT  
Regional General Permit No. 80  
City of Santa Maria Routine Maintenance**

**Permittee:** City of Santa Maria, California  
**Permit Number:** 2009-00434-CLH

**Issuing Office:** Los Angeles District

**Effective Date:** September 14, 2010

**Expiration Date:** September 14, 2015

The District Engineer, Los Angeles District U.S. Army Corps of Engineers hereby issues Regional General Permit (RGP) No. 80, which authorizes discharges of fill material for routine maintenance in the City of Santa Maria that includes: mechanical and chemical vegetation management and weed control; clearing vegetation for maintaining design conveyance and capacity for storm flows around inlets and outlets; clearing, dredging, excavating accumulated soil and sediment in basins, ditches, and around structures to maintain design conveyance and capacity for storm water flows; grading and contouring existing ditches and basins to maintain design conveyance and capacity for storm water flows; maintenance, repair, modification, and replacement of inlet and outlet structures, culverts, storm water pipes, cross gutters, and/or other facilities as needed; vector control and management including, but not limited to BTi and liquid garlic products; debris removal from basins, ditches, and around inlets and outlets; installation of dry wells and infiltration structures within appropriate collection basins to increase infiltration, landscaping with non-native plants in urban and recreational park settings; native plant installation for the creation of forebays and vegetated basins (riparian and emergent vegetation) for water quality benefits and habitat enhancement where feasible to maintain conveyance and capacity of facilities access roads, dewatering and other temporary impacts facilitate maintenance activities.

This permit is being issued under Section 404 of the Clean Water Act of 1972 (33 U.S.C. 1344) and is in accordance with provisions of the Regulatory Programs of the Corps of Engineers (33 CFR Part 322.2(f) for activities which are substantially similar in nature, which cause only minimal individual and cumulative environmental impacts. This RGP applies to the city of Santa Maria to conduct maintenance activities in a manner which is consistent with the terms and conditions of this RGP.

The term "you" and its derivatives, as used in this permit, means the permittee or any future transferee. The term "this office" refers to the appropriate district or division office of the Corps

of Engineers having jurisdiction over the permitted activity or the appropriate official acting under the authority of the commanding officer.

You are authorized to perform work in accordance with the terms and conditions specified below.

**Project Description:**

This RGP is for routine flood control maintenance activities that result in the discharge of dredged or fill material into waters of the United States such as rivers, streams, creeks, and earthen ditches conveying natural flow except as specified below. Maintenance activities in the following drainages are proposed for this RGP:

- Sonya/Cherrywood basin: vegetation management, sediment removal, recontouring
- Jill Street surface drainage ditch: vegetation clearing and debris/sediment removal
- Battles Road surface drainage ditch: vegetation clearing and debris/sediment removal
- Inger Drive Park Basin: sediment and debris removal
- Pacific Crest Basin: vegetation clearing and debris/sediment removal
- Jones Ditch: vegetation clearing and debris/sediment removal, recontouring
- Bradley drainage ditch: Inlet culvert debris removal, repair, and/or replacement
- Battles Ditch: vegetation clearing and debris/sediment removal, recontouring
- Cooley Lane drainage ditch: vegetation management, sediment and debris removal
- Stowell drainage ditch: vegetation clearing and debris/sediment removal, recontouring
- La Brea drainage ditch: vegetation clearing and debris/sediment removal, recontouring
- Santa Maria River drainage ditch and outfall: vegetation management and debris/sediment removal
- Foster/Blosser intersection culvert maintenance: debris removal
- General detention basin soil aeration, removal of aeration soil plugs, sod replacement, and seeding (mostly related to multi-use turfed recreation fields)
- Temporary access roads, dewatering and other structures to facilitate maintenance activities

**Notification requirement** - Prior to conducting work under this RGP, the permittees must notify the Corps in accordance with the notification procedures under General Condition 1 of this RGP. A copy of the notification package shall be sent to the U.S. Fish and Wildlife Service, California Department of Fish and Game, and the Central Coast Regional Water Quality Control Board.

Work may not commence until verification of compliance with this RGP is received from the Corps or thirty days have passed since the Corps receives a complete notification package. The Corps maintains discretion to add Special Conditions to RGP verifications to clarify compliance with the terms and conditions of this RGP or to ensure that the proposed project would have only minimal individual and cumulative adverse impacts to the environment. In cases where the proposed project does not comply with the terms and conditions of this RGP or the Corps determines that the proposed project would result in greater than minimal individual or cumulative adverse impacts to the environment, the permittee will be notified by the Corps of Engineers within thirty days of receipt of a complete notification. Under these circumstances, the project would be assessed under standard permit procedures, including a public notice and preparation of a project-specific environmental assessment.

**Permit Conditions**

**General Conditions:**

1. This RGP expires on September 14, 2015. Based on an ongoing evaluation of the general permit, the Corps maintains the discretion to reissue, modify, rescind, or exclude certain activities or areas from authorization by this RGP.

2. The permittee shall submit an Annual Maintenance Report to the Corps by May 1 of each year that will include: a written description of the work to be performed for that year, maintenance methodology, time of year work would occur, which drainages are proposed for maintenance activities, results of surveys for sensitive biological resources, a description of impacts to biological resources likely to result from the proposed work, measures to be implemented to minimize effects to the California red-legged frog (CRLF) and California tiger salamander (CTS), a description of the proposed mitigation measures designed to reduce impacts to aquatic resources, and proposed restoration measures to address unavoidable impacts. In addition, the Annual Maintenance Report shall include a 7.5-minute topographic map or a copy of the topographic map that depicts the locations of the proposed projects, any restoration sites, and proposed relocation sites, if necessary, for CRLF and CTS. Names and credentials of biologists who will conduct surveys, monitor, and handle CRLF and CTS should also be included in this annual report.

3. If any federally listed species or species proposed for listing as endangered or threatened are identified in the pre-project biological survey or are known to utilize a project site, the Permittee shall fully comply with conditions in the attached U.S. Fish and Wildlife Service Biological Opinion (8-8-10-F-4).

4. No work in waters of the U.S. is authorized for any single project until the Corps has provided a signed notice to proceed (NTP).

5. The Permittee shall comply with the Section 401 certification dated August 31, 2010 from the California Regional Water Quality Control Board, Central Coast Region (34209WQ13).

6. Whenever possible, work areas shall be staked, flagged, or fenced to limit construction impacts outside of the work area.

7. The Permittee shall implement all mitigation measures identified for each project in the Annual Routine Maintenance Report.

8. Where a project involves manipulation of a stream bank, the Permittee shall conduct a Phase I cultural resources survey.

9. Pursuant to 36 C.F.R. section 800.13, in the event of any discoveries during construction of either human remains, archeological deposits, or any other type of historic property, the Permittee shall notify the Corps' Archeology Staff within 24 hours (Steve Dibble at 213-452-3849, John Killeen at 213-452-3861, or Amy Holmes 213-452-3855). The Permittee shall immediately suspend all work in any area(s) where cultural resources are discovered. The Permittee shall not resume construction in the area surrounding the cultural resources until the Corps Regulatory Division re-authorizes project construction, per 36 C.F.R. Section 800.13.

10. No project authorized by this regional general permit shall significantly disrupt the movement of aquatic species indigenous to the waterway, including migrating species.

11. Heavy equipment working in wetlands must be placed on mats, or other measures must be taken to minimize soil disturbance.
12. No discharges shall occur in the proximity of a public water supply intake except where the discharge is for the repair of adjacent bank stabilization.
13. No discharge of fill material may consist of unsuitable material (e.g., trash, debris, car bodies, etc.), and material discharged must be free of pollutants in toxic amounts (see Section 307 of the Clean Water Act).
14. Discharges of fill material must be avoided and minimized to the maximum extent practicable.
15. No discharges shall occur in spawning areas during spawning seasons.
16. To the maximum extent practicable, discharges must not permanently restrict or impede the passage of normal or expected high flows or cause relocation of water.
17. Authorization under this regional general permit does not obviate the need to obtain other Federal, State or local authorizations, nor does it grant any property rights or exclusive privileges or injury to the property or rights of others.
18. Additional project-specific special conditions may be added to each individual approval as necessary to minimize individual and cumulative impacts to aquatic resources.
19. The District Engineer reserves the right to invoke discretionary authority to require processing of a standard individual permit on a case-by-case basis as defined in 33 CFR Part 330.4(e).
20. Upon request by the Permittee and approval by the Corps, additional waterways may be added to the list of facilities to be maintained through this regional general permit after notice to applicable regulatory agencies and consideration of their comments.

**Further Information:**

1. Congressional Authorities. You have been authorized to undertake the activity described above pursuant to:
  - ( ) Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403).
  - (X) Section 404 of the Clean Water Act (33 U.S.C. 1344).
  - ( ) Section 103 of the Marine Protection, Research and Sanctuaries Act of 1972 (33 U.S.C. 1413).
2. Limits of this authorization.
  - a. This permit does not obviate the need to obtain other Federal, state, or local authorizations required by law.
  - b. This permit does not grant any property rights or exclusive privileges.
  - c. This permit does not authorize any injury to the property or rights of others.

d. This permit does not authorize interference with any existing or proposed Federal project.

3. Limits of Federal Liability. In issuing this permit, the Federal Government does not assume any liability for the following:

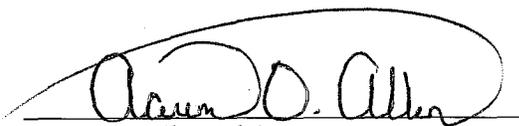
- a. Damages to the permitted project or uses thereof as a result of other permitted or unpermitted activities or from natural causes.
- b. Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States in the public interest.
- c. Damages to persons, property, or to other permitted or unpermitted activities or structures caused by the activity authorized by this permit.
- d. Design or construction deficiencies associated with the permitted work.
- e. Damage claims associated with any future modification, suspension, or revocation of this permit.

4. Reevaluation of Permit Decision. This office may reevaluate its decision on this permit at any time that circumstances warrant. Circumstances that could require a reevaluation include, but are not limited to, the following:

- a. You fail to comply with the terms and conditions of this permit.
- b. The information provided by you in support of your permit application proves to have been false, incomplete, or inaccurate.
- c. Significant new information surfaces which this office did not consider in reaching the original public interest decision.

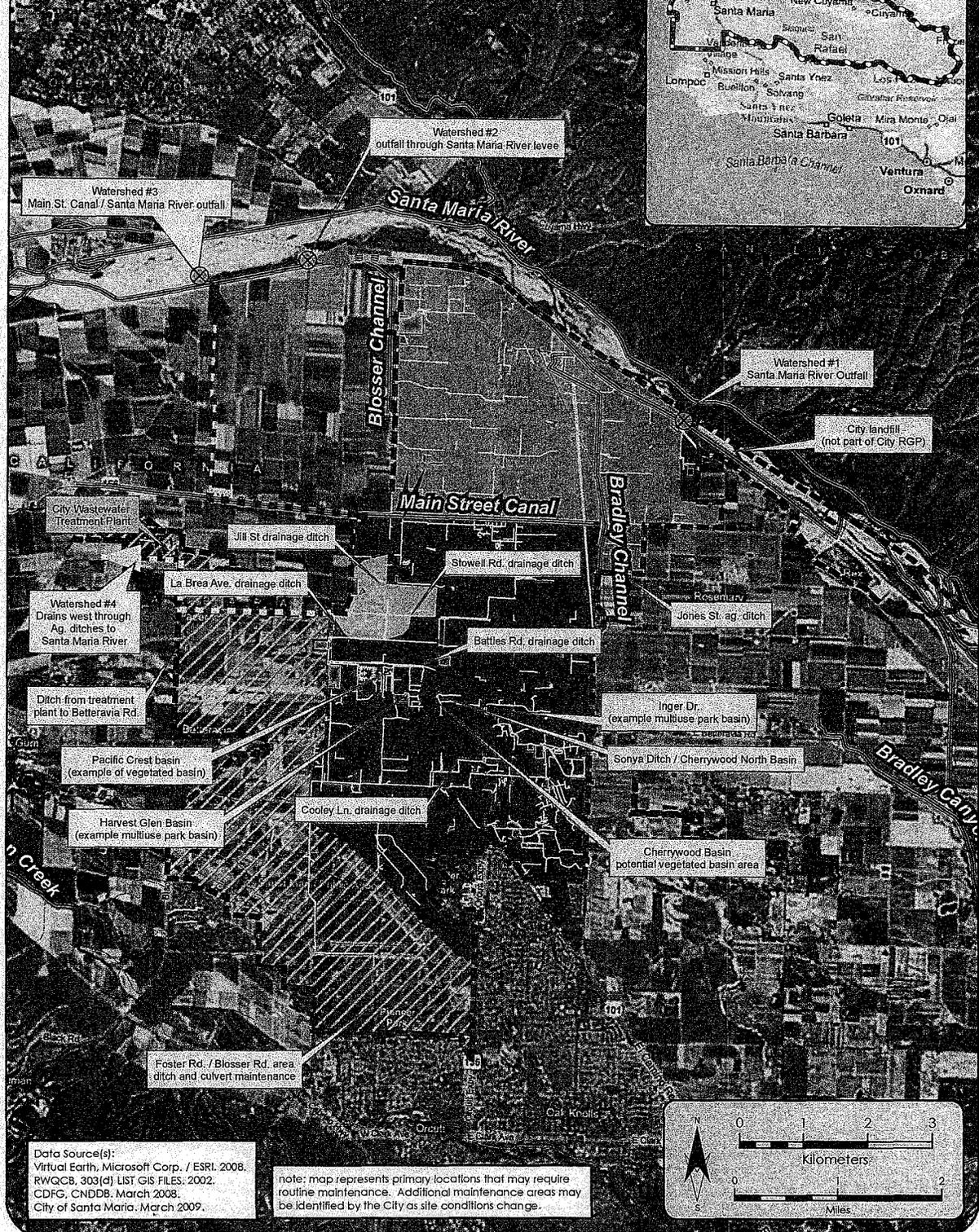
Such a reevaluation may result in a determination that it is appropriate to use the suspension, modification, and revocation procedures contained in 33 CFR 325.7 or enforcement procedures such as those contained in 33 CFR 326.4 and 326.5. The referenced enforcement procedures provide for the issuance of an administrative order requiring you to comply with the terms and conditions of your permit and for the initiation of legal action where appropriate. You will be required to pay for any corrective measure ordered by this office, and if you fail to comply with such directive, this office may in certain situations (such as those specified in 33 CFR 209.170) accomplish the corrective measures by contract or otherwise and bill you for the cost.

This permit is issued for and on behalf of Colonel Mark R. Toy, District Engineer.

  
\_\_\_\_\_  
Aaron O. Allen, Ph.D.  
Chief, North Coast Branch  
Regulatory Division

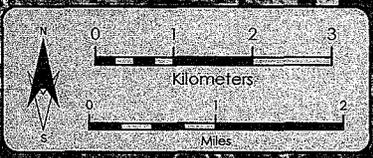
September 14, 2010  
DATE

	Approximate City Boundary		Watershed #1
	Detention / Recharge Basin selection (County/Private Maintained)		Watershed #2
	Detention / Recharge Basin (City Maintained)		Watershed #3
	Storm Water Conveyance		Watershed #4
	List 303(d) Drainages		Overland Flow / No Maintenance
	Drainages		



Data Source(s):  
 Virtual Earth, Microsoft Corp. / ESRI, 2008.  
 RWQCB, 303(d) LIST GIS FILES, 2002.  
 CDFG, CNDDb, March 2008.  
 City of Santa Maria, March 2009.

note: map represents primary locations that may require routine maintenance. Additional maintenance areas may be identified by the City as site conditions change.



Drainage Facilities Maintenance Project  
 City of Santa Maria

Figure 2  
 Aerial Photo