



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY

Los Angeles District Corps of Engineers
Ventura Field Office
2151 Alessandro Drive, Suite 110
Ventura, California 93001

February 4, 2013

Regulatory Division

Eduardo Aguilar, Branch Chief
California Department of Transportation
District 7
100 S. Main Street, MS-16A
Los Angeles, California 90012

DEPARTMENT OF THE ARMY NATIONWIDE PERMIT VERIFICATION

Dear Mr. Aguilar:

I am responding to your application dated May 14, 2012 (and revised June 14, 2012) for a Department of the Army permit reauthorization under the 2012 Nationwide Permit Program (Corps File No. SPL-2012-00384-TS).

Your project, the VEN 150 Slope Stabilization project at Post Mile 29.4, would result in a discharge of dredged and/or fill material into waters of the United States. Therefore, pursuant to section 404 of the Clean Water Act (33 U.S.C. 1344; 33 C.F.R. parts 323 and 330), your proposed project requires a Department of the Army permit. The project is located in Santa Paula Creek on State Route 150 near the city of Santa Paula in Ventura County, California.

I have determined the project complies with Nationwide Permit (NWP) No. 13 (*Bank Stabilization*).

Specifically, you are authorized to conduct the following regulated activities:

1. Permanently impact approximately 375 linear feet (0.111 acre) of waters of the U.S. in association with the SR 150 retaining wall as described in your revised permit application dated June 14, 2012).
2. Temporarily impact approximately 1,000 linear feet (0.275 acre) of waters of the U.S. to allow temporary construction access to Santa Paula Creek for the purpose of constructing the SR 150 retaining wall as described in your revised permit application dated June 14, 2012.
3. The WR 150 retaining wall and temporary construction activities would result in approximately 155 cubic yards (cy) of excavation, 988 cy of backfill, 537 cy of rock slope protection, and 951 cy of structural fill/retaining wall within Santa Paula Creek..
4. Mitigate for 0.111 acres of permanent impact to waters of the U.S. via purchase of 0.55 acres/credits from the Corps-approved Santa Paula Creek Mitigation Bank prior to initiation of construction activities in waters of the U.S.

For this NWP 13 verification letter to be valid, you must comply with all of the terms and conditions in Enclosure 1. Furthermore, you must comply with the following non-discretionary Special Conditions listed below:

1. Prior to initiating construction in waters of the U.S., and to mitigate for impacts to 0.111 acre(s) of non-wetland waters of the U.S., the Permittee shall provide documentation verifying purchase of 0.55 acres/credits for the enhancement of non-wetland waters of the U.S. and riparian vegetation from the Corps-approved Santa Paula Creek mitigation bank. The Permittee shall not initiate work in waters of the U.S. prior to receiving written confirmation (by letter or electronic mail) from the Corps Regulatory Division as to compliance with this special condition. The Permittee retains responsibility for providing the compensatory mitigation until the number and resources type of credits described above have been secured from a sponsor and the District Engineer has received documentation that confirms that the sponsor has accepted the responsibility for providing the required compensatory mitigation. This documentation may consist of a letter or form signed by the sponsor, with the permit number and a statement indicating the number and resource type of credits that have been secured from the sponsor.
2. The Permittee shall notify the Corps of the construction start date at least five (5) days in advance initiation of construction. Notification may be made by electronic mail, regular mail, facsimile, or telephone.
3. The Permittee shall clearly mark the limits of the workspace with flagging or similar means to ensure mechanized equipment does not enter preserved waters of the U.S. Adverse impacts to waters of the U.S. beyond the Corps-approved construction footprint are not authorized. Such impacts could result in permit suspension and revocation, administrative, civil or criminal penalties, and/or substantial, additional, compensatory mitigation requirements.
4. Equipment staging and storage areas, including materials storage, shall be located at least 100 feet from waters of the U.S.
5. Within 45 calendar days of completion of authorized work in waters of the U.S., the Permittee shall submit to the Corps Regulatory Division a post-project implementation memo indicating the date authorized impacts to waters of the U.S. ceased.
6. 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' Regulatory and Archeology Staff within 24 hours (Regulatory: Theresa Stevens at 805-585-2146; Archaeology: Steve Dibble at 213-452-3849 or John Killeen at 213-452-3861). The Permittee shall immediately suspend all work in any area(s) where potential cultural resources are discovered. The Permittee shall not resume construction in the area surrounding the potential cultural resources until the Corps Regulatory Division re-authorizes project construction, per 36 C.F.R. Section 800.13.

Your verification is valid through March 18, 2017. All NWP's will expire on March 18, 2017. It is incumbent upon you to remain informed of changes to the NWP's. A public notice of the change(s) will be issued when any of the NWP's are modified, reissued, or revoked. Furthermore, if you commence or are under contract to commence this activity before the date on which the relevant NWP is reissued, modified, or revoked, you will have 12 months from the date of the reissuance, modification, or revocation of the NWP to complete the activity under the present terms and conditions of the relevant NWP.

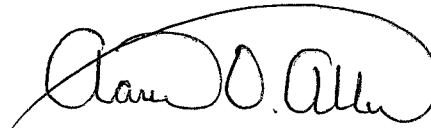
A NWP does not grant any property rights or exclusive privileges. Additionally, it does not authorize any injury to the property, rights of others, nor does it authorize interference with any existing or proposed Federal project. Furthermore, it does not obviate the need to obtain other Federal, state, or local authorizations required by law.

Thank you for participating in our regulatory program. If you have any questions, please contact Theresa Stevens, Ph.D. at 805-585-2146 or via e-mail at theresa.stevens@usace.army.mil.

Please be advised that you can now comment on your experience with Regulatory Division by accessing the Corps web-based customer survey form at:
<http://per2.nwp.usace.army.mil/survey.html>.

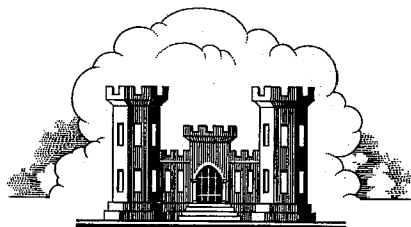
"Building Strong and Taking Care of People!"

Sincerely,

A handwritten signature in black ink, appearing to read "Aaron O. Allen", with a large, sweeping loop at the end.

Aaron O. Allen, Ph.D.
Chief, North coast Branch
Regulatory Division

Enclosure(s) Nationwide Permit General Conditions



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

**CERTIFICATE OF COMPLIANCE WITH
DEPARTMENT OF THE ARMY NATIONWIDE PERMIT**

Permit Number: *SPL-2012-00384-TS*

Name of Permittee: *Department of Transportation, District 5*

Date of Issuance: *February 4, 2013*

Upon completion of the activity authorized by this permit and the mitigation required by this permit, sign this certificate, and return it to the following address:

U.S. Army Corps of Engineers, Los Angeles District
Regulatory Division
ATTN: *SPL-2012-00384-TS*
2151 Alessandro Drive, Suite 110
Ventura, CA 93001

Please note that your permitted activity is subject to a compliance inspection by an Army Corps of Engineers representative. If you fail to comply with this Nationwide Permit, you may be subject to permit suspension, modification, or revocation procedures as contained in 33 C.F.R. § 330.5 or enforcement procedures such as those contained in 33 C.F.R. §§ 326.4 and 326.5.

I hereby certify that the work authorized by the above referenced permit has been completed in accordance with the terms and conditions of the said permit, and required mitigation was completed in accordance with the permit condition(s).

Signature of Permittee

Date