



DEPARTMENT OF THE ARMY
LOS ANGELES DISTRICT, U.S. ARMY CORPS OF ENGINEERS
915 WILSHIRE BLVD. STE 930
LOS ANGELES, CALIFORNIA 90017

August 22, 2014

Sarah Scott
County of Los Angeles Department of Public Works
Programs Development Division, 11th Floor
P.O. Box 1460
Alhambra, California 91802-1460

DEPARTMENT OF THE ARMY REGIONAL GENERAL PERMIT

Dear Ms. Scott:

I am responding to your request (File No. SPL-2014-00484-BLR) dated August 11, 2014, for a Department of the Army Permit to discharge fill material into waters of the United States, in association with the Topanga Canyon road crossing repairs. The proposed work would take place in Topanga Creek within the city of Topanga, Los Angeles, California.

Based on the information you have provided, the U.S. Army Corps of Engineers (Corps) has determined your proposed activity complies with the terms and conditions of Regional General Permit (RGP) No. 63, Repair and Protection Activities in Emergency Situations.

As long as you comply with the general permit conditions of RGP No. 63, an individual permit is not required.

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

1. Excavate approximately 50 cubic yards of native streambed material and stockpile.
2. Install reinforced concrete cap footings along 65 feet of the existing bridge crossing abutments on both sides of channel discharging approximately 50 cubic yards of concrete fill. Backfill the work area with the stockpiled excavated native soil material and discharge approximately 20 CY of rip-rap rock material to prevent future scouring. Work would result in approximately 0.018 acres of permanent impacts to non-wetland waters of the United States.

Furthermore, you must comply with the following non-discretionary Special Conditions:

Special Conditions:

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 memorandum including the following information:

- A) Date(s) work within waters of the U.S. was initiated and completed;

- B) Summary of compliance status with each special condition of this permit (including any noncompliance that previously occurred or is currently occurring and corrective actions taken or proposed to achieve compliance);
- C) Color photographs (including map of photopoints) taken at the project site before and after construction for those aspects directly associated with permanent impacts to waters of the U.S. such that the extent of authorized fills can be verified;
- D) One copy of "as built" drawings for the entire project. Electronic submittal (Adobe PDF format) is preferred. All sheets must be signed, dated, and to-scale. If submitting paper copies, sheets must be no larger than 11 x 17 inches; and
- E) Signed Certification of Compliance (attached as part of this permit package).

Emergency (RGP63):

1. The work authorized by this RGP must be underway no later than fourteen (14) calendar days from date of issuance of this letter of verification. All work must be completed no later than December 31, 2014. If the Permittee is unable to complete the authorized work by this date, the Permittee must request, in writing, an extension from the Corps Regulatory Division prior to the deadline.

2. As directed in Regional General Permit (RGP) No. 63, any work authorized by this RGP must be the minimum necessary to alleviate the immediate emergency, unless complete reconstruction does not result in significantly increased impacts to aquatic resources and logistical concerns indicate such reconstruction is as expedient considering the condition of the project site and is limited to in-kind replacement or refurbishment.

3. As directed in Regional General Permit (RGP) No. 63, you shall provide a written report to this office (within 45 days of completing the project) after completion of any action conducted under this RGP. PROVIDING THIS REPORT IS MANDATORY. At a minimum the Report shall include the following:

A) The name, address, and telephone number of the applicant and the applicant's agent (if appropriate)

B) Full description of the activity including:

i) description of the emergency and the potential for loss of life or property

ii) purpose of the activity

iii) final goal of the entire activity

iv) location (e.g., latitude/longitude or UTM coordinates; section/township/range on appropriate USGS topographic map; Thomas Guide map, or other source to accurately portray project location)

v) size and description of project area (include maps or drawings showing the areal and lineal extent of the project, and pre- and post-construction photographs)

vi) quantities of materials used

C) information on receiving waterbody impacted including:

i) name of waterbody

ii) type of receiving waterbody (e.g., river/streambed, lake/reservoir, ocean/estuary/bay, riparian area, wetland type, etc.)

iii) temporary/permanent adverse impact(s) in acres/cubic yards/linear feet

- iv) compensatory mitigation in acres/cubic yards/linear feet
- v) other mitigation steps (to avoid, minimize, compensate)
- D) information on federally listed or proposed endangered species or designated or proposed critical habitat (notification must be provided to FWS and/or NMFS as appropriate) including:
 - i) temporary/permanent adverse impacts
 - ii) compensatory mitigation
 - iii) other mitigation steps (to avoid, minimize, compensate)

A general permit does not grant any property rights or exclusive privileges. Also, it does not authorize any injury to the property or rights of others or 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.

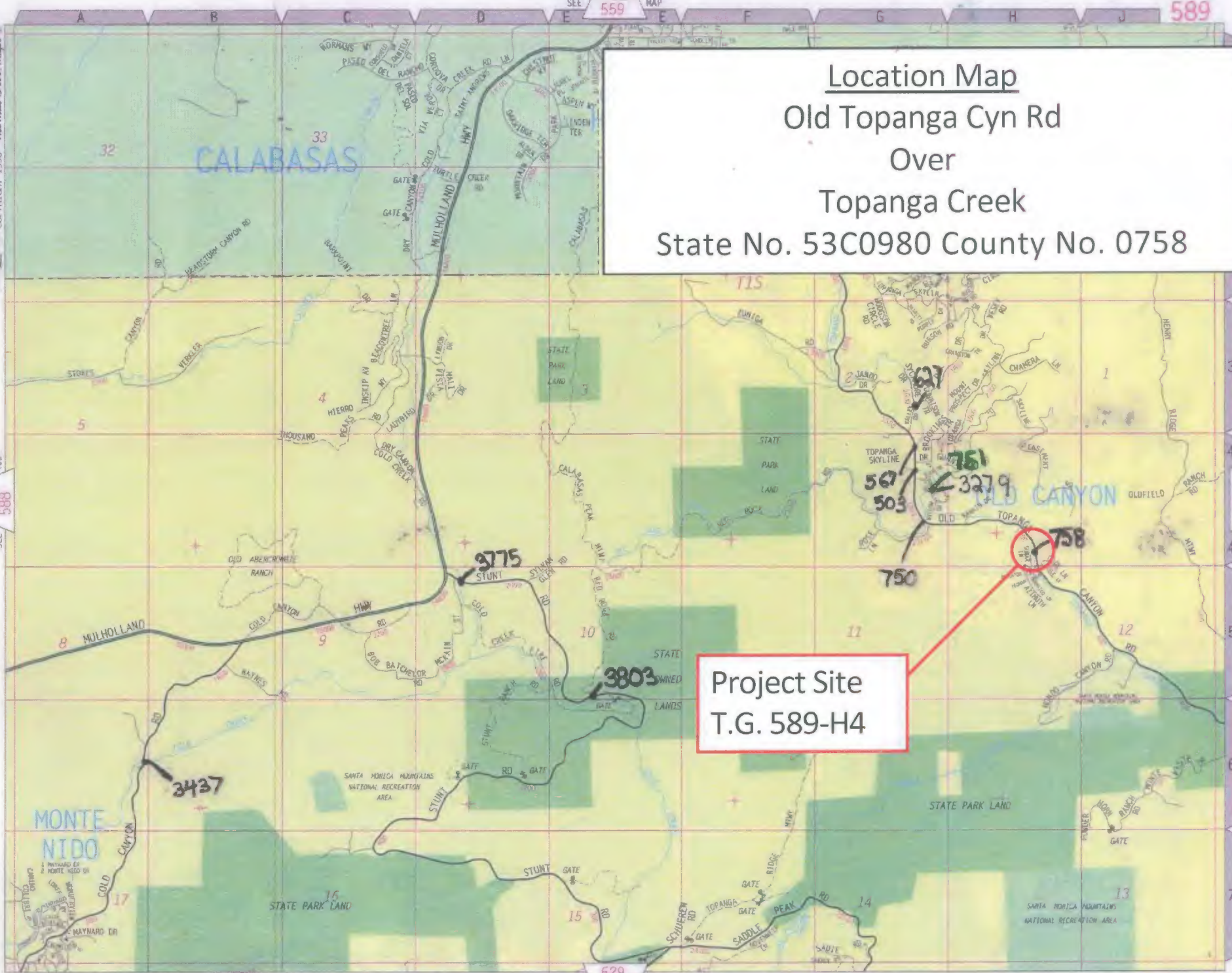
Thank you for participating in the regulatory program. If you have any questions, contact me at 213-452-3372 or via e-mail at Bonnie.L.Rogers@usace.army.mil. Please help me to evaluate and improve the regulatory experience for others by completing the customer survey form at http://corpsmapu.usace.army.mil/cm_apex/f?p=regulatory_survey.

Sincerely,

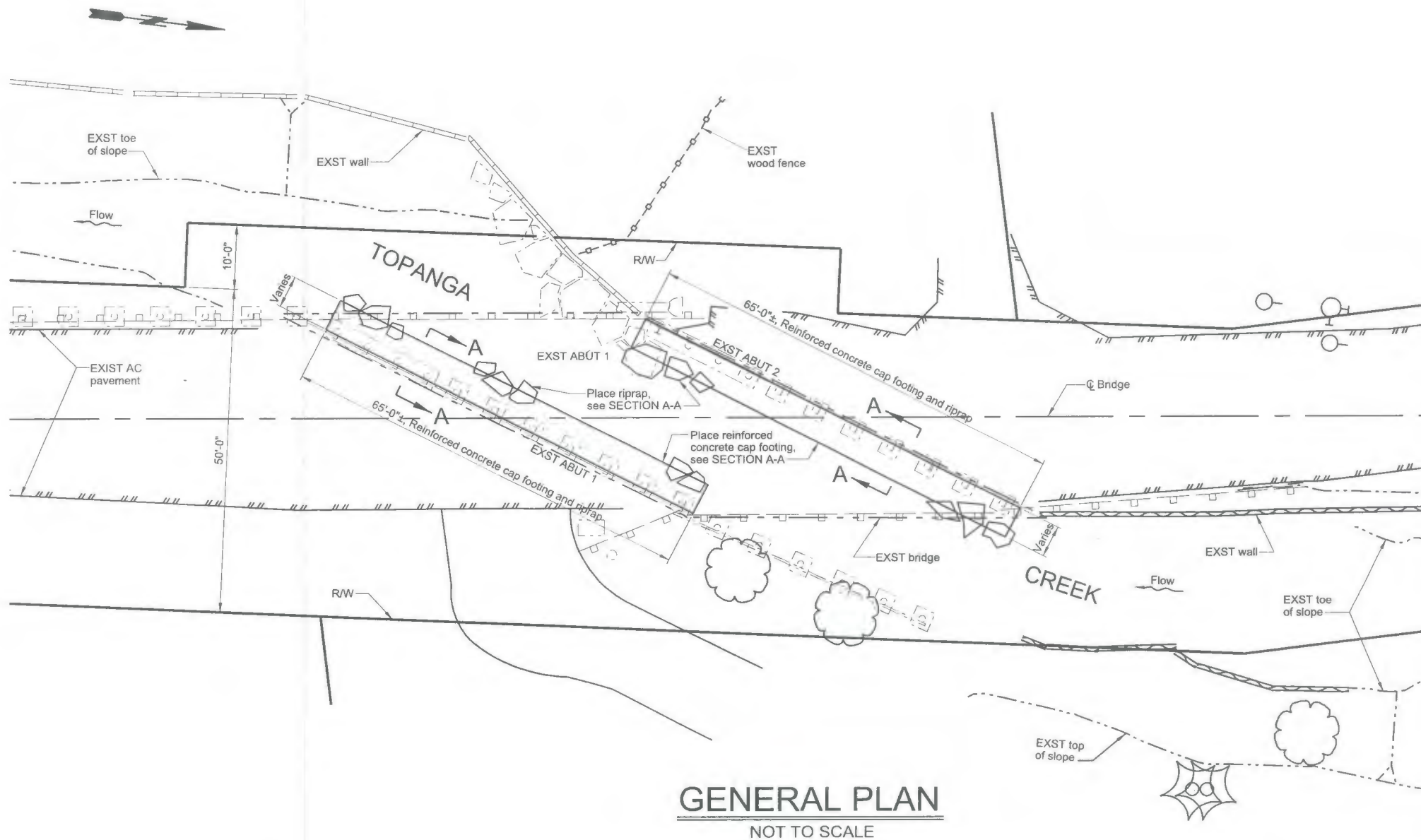
Bonnie L. Rogers
Project Manager
L.A. and San Bernardino Section
North Coast Branch
Regulatory Division

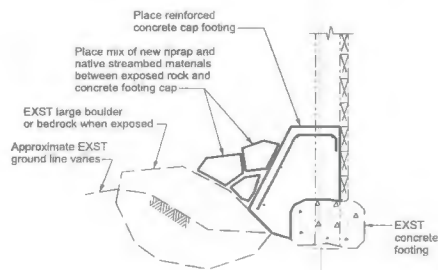
Enclosures

Location Map
 Old Topanga Cyn Rd
 Over
 Topanga Creek
 State No. 53C0980 County No. 0758

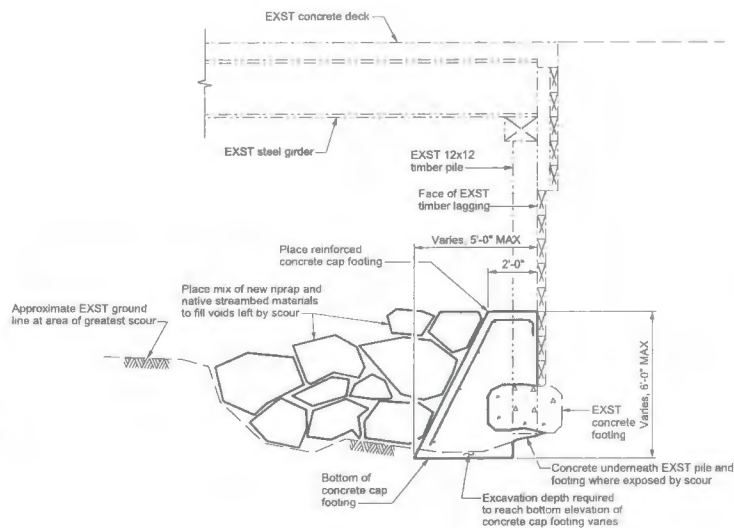


Project Site
 T.G. 589-H4

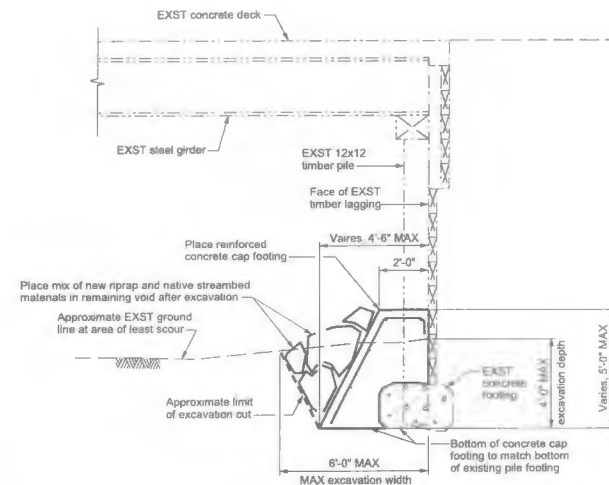




TYPICAL SECTION AT
EXPOSED ROCK

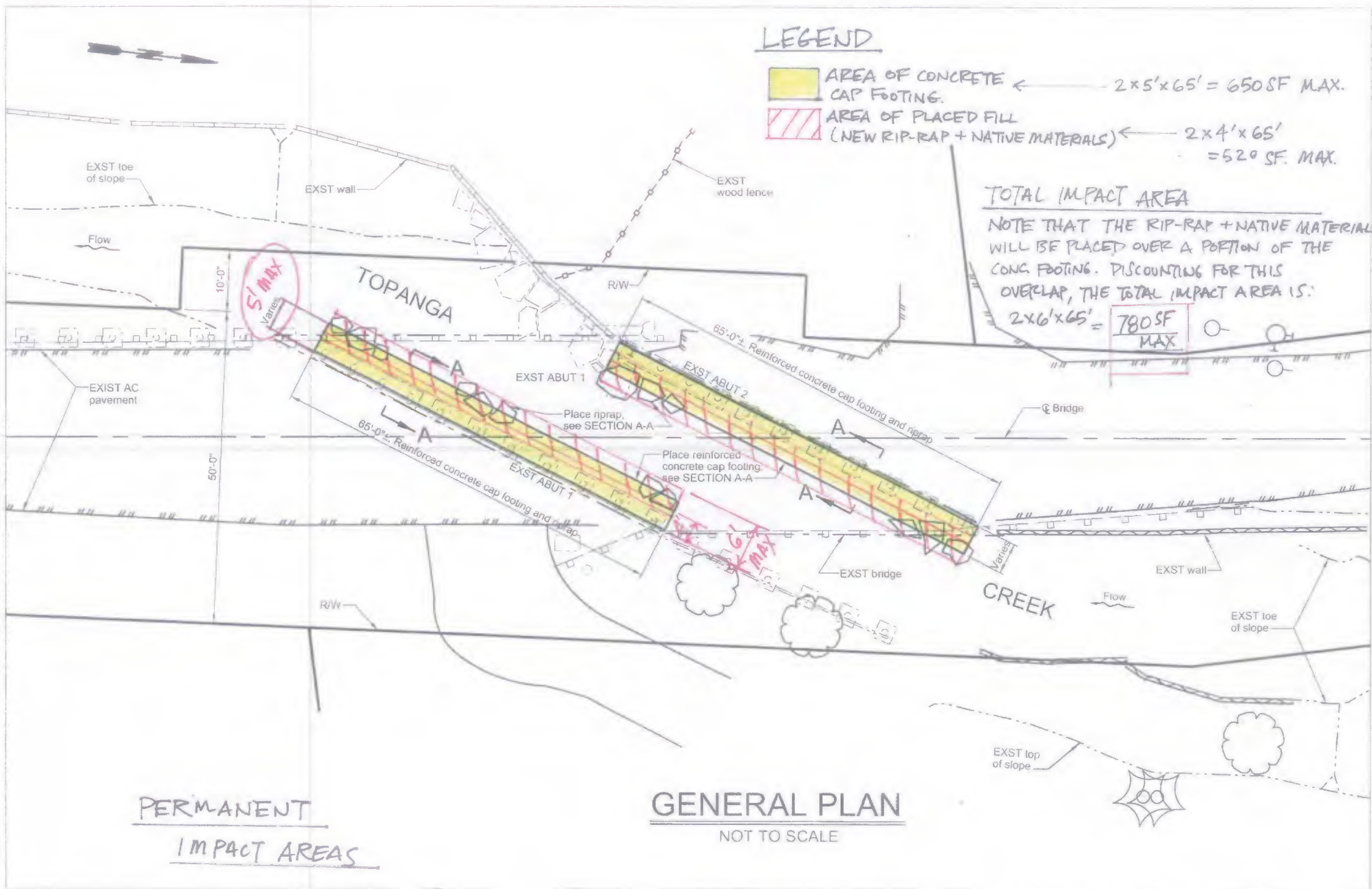


TYPICAL SECTION AT
HIGH SCOUR AREAS



TYPICAL SECTION AT
LOW SCOUR AREAS

SECTION A-A
NOT TO SCALE





LEGEND



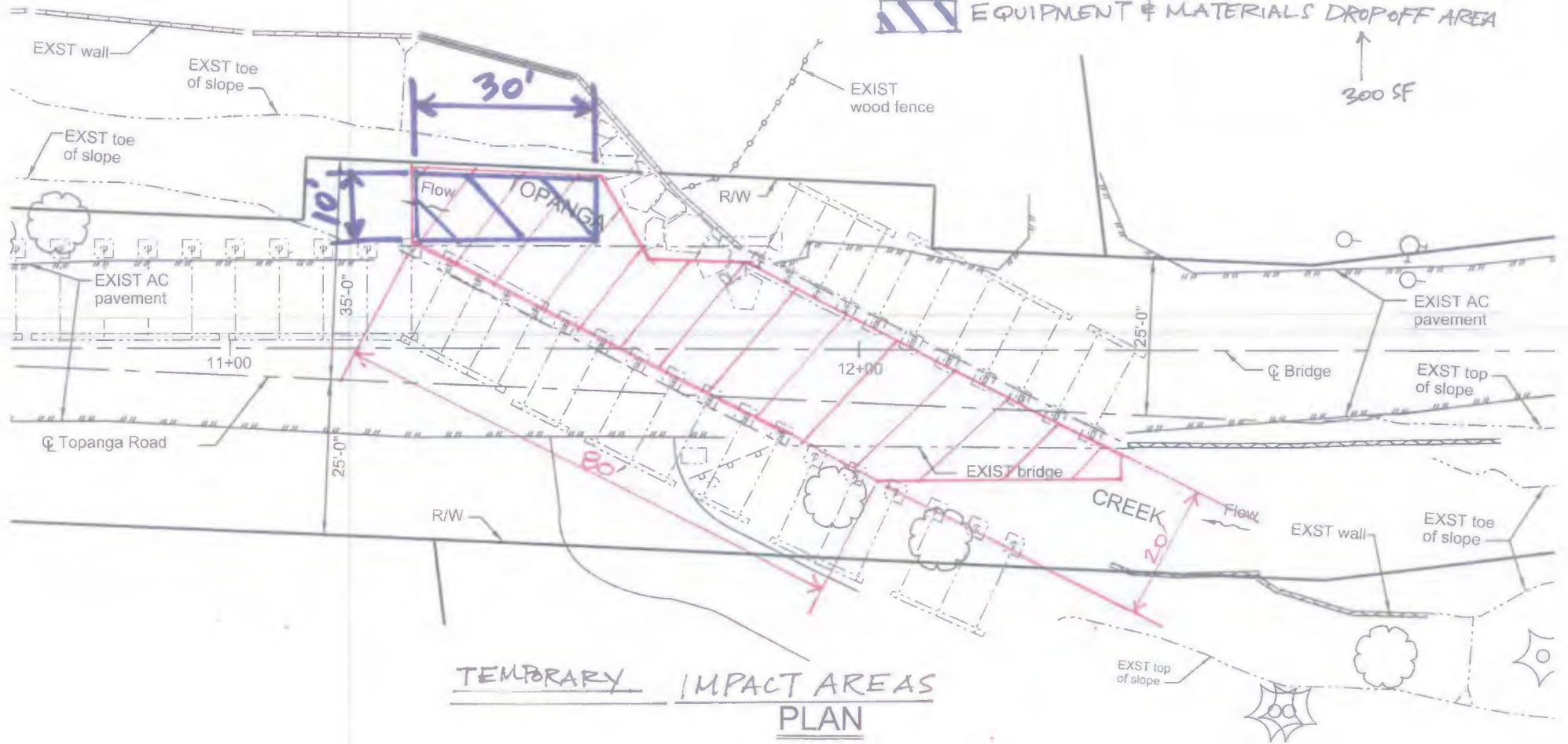
STREAMBED IMPACT AREA.

2200 SF INCLUDING DROPOFF AREA



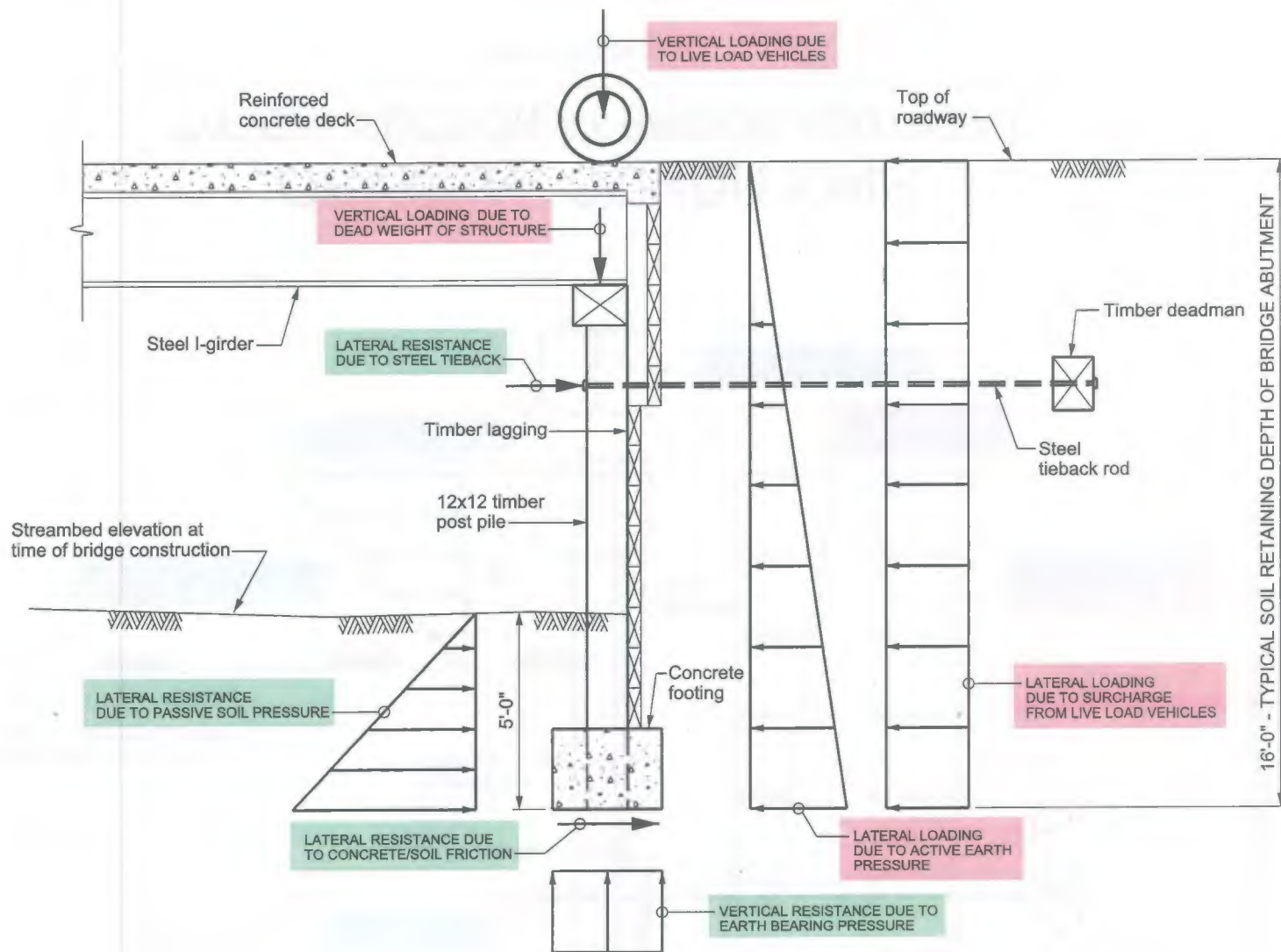
EQUIPMENT & MATERIALS DROPOFF AREA

300 SF



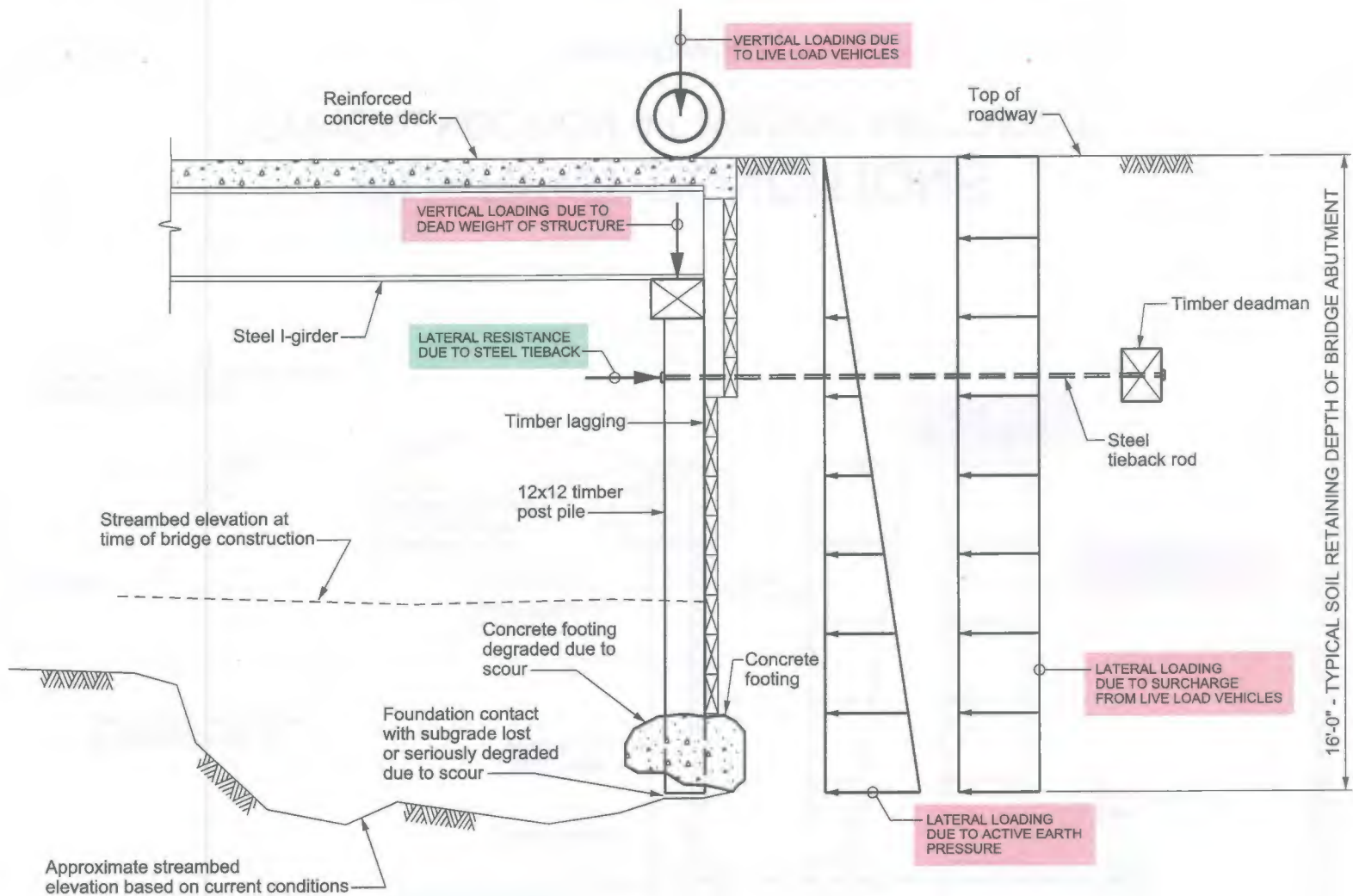
TEMPORARY IMPACT AREAS PLAN

1" = 15'



ORIGINAL CONDITIONS TYPICAL SECTION AT BRIDGE ABUTMENT

NOT TO SCALE



CURRENT CONDITIONS

TYPICAL SECTION AT BRIDGE ABUTMENT

NOT TO SCALE

NOTIFICATION OF ADMINISTRATIVE APPEAL OPTIONS AND PROCESS AND REQUEST FOR APPEAL

Applicant: Topanga RGP 63		File Number: SPL-2014-00646-BLR	Date: AUG 22, 2014
Attached is:			See Section below
	INITIAL PROFFERED PERMIT (Standard Permit or Letter of permission)	A	
	PROFFERED PERMIT (Standard Permit or Letter of permission)	B	
	PERMIT DENIAL	C	
	APPROVED JURISDICTIONAL DETERMINATION	D	
X	PRELIMINARY JURISDICTIONAL DETERMINATION	E	

SECTION I - The following identifies your rights and options regarding an administrative appeal of the above decision. Additional information may be found at

http://www.usace.army.mil/cecw/pages/reg_materials.aspx or Corps regulations at 33 CFR Part 331.

A: INITIAL PROFFERED PERMIT: You may accept or object to the permit.

- **ACCEPT:** If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.
- **OBJECT:** If you object to the permit (Standard or LOP) because of certain terms and conditions therein, you may request that the permit be modified accordingly. You must complete Section II of this form and return the form to the district engineer. Your objections must be received by the district engineer within 60 days of the date of this notice, or you will forfeit your right to appeal the permit in the future. Upon receipt of your letter, the district engineer will evaluate your objections and may: (a) modify the permit to address all of your concerns, (b) modify the permit to address some of your objections, or (c) not modify the permit having determined that the permit should be issued as previously written. After evaluating your objections, the district engineer will send you a proffered permit for your reconsideration, as indicated in Section B below.

B: PROFFERED PERMIT: You may accept or appeal the permit

- **ACCEPT:** If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.
- **APPEAL:** If you choose to decline the proffered permit (Standard or LOP) because of certain terms and conditions therein, you may appeal the declined permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

C: PERMIT DENIAL: You may appeal the denial of a permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

D: APPROVED JURISDICTIONAL DETERMINATION: You may accept or appeal the approved JD or provide new information.

- **ACCEPT:** You do not need to notify the Corps to accept an approved JD. Failure to notify the Corps within 60 days of the date of this notice, means that you accept the approved JD in its entirety, and waive all rights to appeal the approved JD.
- **APPEAL:** If you disagree with the approved JD, you may appeal the approved JD under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

E: PRELIMINARY JURISDICTIONAL DETERMINATION: You do not need to respond to the Corps regarding the preliminary JD. The Preliminary JD is not appealable. If you wish, you may request an approved JD (which may be appealed), by contacting the Corps district for further instruction. Also you may provide new information for further consideration by the Corps to reevaluate the JD.

SECTION II - REQUEST FOR APPEAL or OBJECTIONS TO AN INITIAL PROFFERED PERMIT

REASONS FOR APPEAL OR OBJECTIONS: (Describe your reasons for appealing the decision or your objections to an initial proffered permit in clear concise statements. You may attach additional information to this form to clarify where your reasons or objections are addressed in the administrative record.)

ADDITIONAL INFORMATION: The appeal is limited to a review of the administrative record, the Corps memorandum for the record of the appeal conference or meeting, and any supplemental information that the review officer has determined is needed to clarify the administrative record. Neither the appellant nor the Corps may add new information or analyses to the record. However, you may provide additional information to clarify the location of information that is already in the administrative record.

POINT OF CONTACT FOR QUESTIONS OR INFORMATION:

If you have questions regarding this decision and/or the appeal process you may contact: Bonnie Rogers
Project Manager
U.S. Army Corps of Engineers
Los Angeles District
915 Wilshire Blvd Ste 930 LA, CA 90017
Phone: 213-452-3372
Email: bonnie.l.rogers@usace.army.mil

If you only have questions regarding the appeal process you may also contact: Thomas J. Cavanaugh
Administrative Appeal Review Officer,
U.S. Army Corps of Engineers
South Pacific Division
1455 Market Street, 2052B
San Francisco, California 94103-1399
Phone: (415) 503-6574 Fax: (415) 503-6646
Email: thomas.j.cavanaugh@usace.army.mil

RIGHT OF ENTRY: Your signature below grants the right of entry to Corps of Engineers personnel, and any government consultants, to conduct investigations of the project site during the course of the appeal process. You will be provided a 15 day notice of any site investigation, and will have the opportunity to participate in all site investigations.

<hr/> Signature of appellant or agent.	Date:	Telephone number:
---	-------	-------------------

Administrative Appeal Process for Approved Jurisdictional Determinations

