



SPECIAL PUBLIC NOTICE

US Army Corps of Engineers®

LOS ANGELES DISTRICT

INTENT TO ACCEPT A
PUBLICLY FUNDED POSITION

Public Notice No.: 200200395-RJL

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Applicant

Los Angeles District, Regulatory Branch
U.S. Army Corps of Engineers
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Contact

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Location

The proposed Regulatory Branch position would be located in the Los Angeles District, San Diego Field Office, which services San Diego County.

Activity

The U.S. Army Corps of Engineers, Regulatory Branch of the Los Angeles District (CESPL-CO-R) intends to accept a proposal from the City of San Diego to fund a position in the Regulatory Branch for a Project Manager to work primarily on projects proposed by the City of San Diego.

The purpose of this Special Public Notice is to inform the general public that the Los Angeles District, U.S. Army Corps of Engineers (LA District) has decided to accept and expend funds contributed by certain non-Federal public entity. The public entity is the City of San Diego. The funds would be used to expedite processing of the participating agencies' Department of the Army permit applications.

On May 30, 2002, the LA District Commander determined that acceptance and expenditure of such funds would be in accordance with Section 214 of the *Water Resources Development Act of 2000* (WRDA 2000, Public Law No. 106-541). The Memorandum documenting this decision appears as "Decision Memorandum" under the Water Resources Development Act link at the LA District's internet Regulatory Home Page: www.spl.usace.army.mil/reg/reg.htm

On January 28, 2002, the LA District circulated the initial Special Public Notice announcing our preliminary intent to accept and expend such funds. The January 2002 Special Public Notice also discussed the kind of activities for which funds would be expended, and the safeguarding procedures which would be used to ensure that the funds will not impact impartial decision-making. Those procedures include the following:

- a. All final permit decisions for cases where these funds are used must be reviewed at least by one level above the decision maker, unless the decision maker is the District Commander. For example, if the decision maker is the Chief, Regulatory Branch, then the reviewer would be

the Chief, Construction/Operations Division.

b. All final permit decisions for cases where these funds are used will be made available on the LA District Regulatory web page.

c. The LA District will not eliminate any procedures or decisions that would otherwise be required for that type of project and permit application under consideration.

d. The LA District must comply with all applicable laws and regulations.

e. Funds will only be expended to expedite the final decision on the permit application. Funds will not be expended for the review of the decision maker's decision. If contracts are used to develop decision documents, such decision documents must be drafts only and be reviewed and adopted by the Corps regulatory program employees, before the decision is made.

The January 2002 Special Public Notice appeared on our internet Regulatory Home Page during the comment period. This second public notice on the subject of WRDA-allowed funding similarly appears on our Regulatory Home Page as "Second Special Public Notice". Copies of any of these documents are also available from the LA District Regulatory Branch at the letterhead address.