DEPARTMENT OF THE ARMY
LOS ANGELES DISTRICT, CORPS OF ENGINEERS
P.O BOX 532711
LOS ANGELES, CALIFORNIA 90053-2325

REPLY TO
ATTENTION OF:

August 17, 2007

Office of the Chief
Regulatory Division

Tony Gioiello, Chief Harbor Engineer
Port of Los Angeles
425 South Palos Verdes Street
San Pedro, California 90731

Dear Mr. Gioiello:

Reference is made to your July 26, 2007 request to amend Regional General Permit (RGP) No. 65 (Permit No. 2004-1242-SDM), which authorizes you to perform routine maintenance of wharves in the Port of Los Angeles, in the City of Los Angeles, Los Angeles County, California.

Under the provisions of 33 Code of Federal Regulations 325.7(b), your permit, specifically Permit Condition 6, is modified to state:

> No creosote treated pilings shall be placed within the Port of Los Angeles unless all of the following conditions are met:
> A) The project involves the repair of existing structures that were originally constructed using wood products;
> B) The creosote treated pilings are wrapped in plastic;
> C) Measures are taken to prevent damage to plastic wrapping from boat use. Such measures may include installation of rub strips or bumpers;
> D) The plastic wrapping is sealed at all joints to prevent leakage; and
> E) The plastic material is expected to maintain its integrity for at least ten years, and plastic wrappings that develop holes or leaks must be repaired or replaced in a timely manner by the permittee.

This modification is consistent with our current standard Section 10 conditions typically included in Department of the Army permits authorizing work or structures pursuant to Section 10 of the River and Harbor Act.

In addition, note that the stated permit expiration date (i.e., September 23, 2008) in General Condition 1 of this RGP is incorrect and is amended by this letter to September 23, 2009.

The terms and conditions of RGP No. 65 (Permit No. 2004-1242-SDM), except as changed herein, remain in full force and effect.

Please note that a copy of this letter is being forwarded to Field Supervisor, Ecological Services Field Office, U.S. Fish and Wildlife Service, 6010 Hidden Valley Road, Carlsbad, California 92011; U.S. Environmental Protection Agency, Attn: Mr. David Smith, Supervisor, Wetlands Regulatory Office (WTR-8), 75 Hawthorne Street, San Francisco, California 94105; California Department of Fish and Game, Attention: Larry Eng, 4949 View Ridge Avenue, San Diego, California 92123.

Sincerely,

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