



PUBLIC NOTICE

San Gabriel River Channel – Access ramps for recreational trail.

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

BUILDING STRONG®

Public Notice No.: 408-SPL-PN-2023-0001

Permit No.: 408-SPL-2023-0001

Comment Period: 2022-11-30 to 2022-12-30

Requester: In compliance with Section 14 of the Rivers and Harbors Act of 1899, as amended, codified at 33 USC 408 ("Section 408"), the Amigos de los Rios (Third-Party Permittee), through the Los Angeles County Flood Control District (LACFCD; Requester), has requested permission from the U.S. Army Corps of Engineers (USACE) to alter the San Gabriel River Channel, a feature for flood control of the Los Angeles County drainage area (USACE project), in Los Angeles County, California.

Location:

The proposed action (Section 408 Activity) would be located along the top of the San Gabriel River levee between Ramona Boulevard and just north of Lower Azusa Road to the west of Interstate 605 in the cities of Baldwin Park and Arcadia, Los Angeles County, California.

Requester's Proposed Action:

The proposed action includes construction of four non-vehicular access ramps on top of the existing San Gabriel River levee utilizing imported fill materials to connect existing bike trail with existing multi-use trail.

Details of the proposed action are as follows: Add soil adjacent to the San Gabriel River West Bank Right-of-Way (ROW) Corridor to create three recreational trail (non-vehicular) access ramps that would connect the existing lower Los Angeles County Department of Parks and Recreation operated Multi Use Equestrian & Pedestrian Nature Trail located at the western (land side) base of San Gabriel River levee, to the existing County Regional Trail located along the top of the San Gabriel River levee. The existing multi use trail is aligned parallel to the land side base of the levee located in Los Angeles County Flood Control District (LACFCD) ROW. The proposed action also proposes adding soil to area just south of Lower Azusa Road where it transects the flood control corridor west bank to create a surface area flush with the sidewalk on east side of Lower Azusa Road. The purpose of the proposed action is to connect two separate but adjacent trails, thus providing more comprehensive access to a larger trail usage community, and also to comply with the San Gabriel River Corridor Master plan.

Authority: The authority to grant permission for temporary or permanent use, occupation or alteration of any USACE Civil Works project is contained in Section 14 of the Rivers and

Harbors Act of 1899, as amended, codified at 33 USC 408 (“Section 408”). Section 408 authorizes the Secretary of the Army, on the recommendation of the Chief of Engineers, to grant permission for the alteration or occupation or use of a USACE project if the Secretary determines that the activity will not be injurious to the public interest and will not impair the usefulness of the project. The Secretary of Army’s authority under Section 408 has been delegated to the USACE, the Chief of Engineers. The Chief of Engineers has further delegated the authority to the USACE, Directorate of Civil Works and Division and District Engineers, depending upon the nature of the activity.

Limits of Section 408 Authority: A requester has the responsibility to acquire all other permissions or authorizations required by federal, state, and local laws or regulations, including any required permits from the USACE Regulatory Program under Section 10 of the Rivers and Harbors Act of 1899 (33 USC 403), Section 404 of the Clean Water Act (33 USC Section 1344), and/or Section 103 of the Marine Protection, Research and Sanctuaries Act of 1972 (33 USC 1413). In addition, an approval under Section 408 does not grant any property rights or exclusive privileges nor does it authorize any injury to the property or rights of others.

Environmental Compliance: A decision on a Section 408 request is a federal action, and therefore, subject to the National Environmental Policy Act (NEPA) and other environmental compliance requirements. While USACE is responsible for ensuring environmental compliance, the requester is responsible for providing all information that the Los Angeles District identifies as necessary to satisfy all applicable federal laws, executive orders, regulations, policies, and procedures. NEPA and other analysis completed to comply with other environmental statutes (e.g., Endangered Species Act) should be commensurate with the scale and potential effects of the activity that would alter the USACE project. The Los Angeles District will work with the requester to determine the requirements, which will be scaled to the likely impacts of the proposed alteration and should convey the relevant considerations and impacts in a concise and effective manner. Comments received on this public notice will be used in the evaluation.

Consideration of Comments: The Corps is soliciting comments from the public, Federal, State and local agencies and officials, and other interested parties. Comments will be made part of the record, and they will be considered before permission is granted to proceed with this action. Please limit comments to the area of the alteration and those adjacent areas that would be directly or indirectly affected by the alteration described in this public notice.

Submission of Comments: Interested parties may submit, in writing, any comments concerning this proposal. Comments should reference public notice no. 408-SPL-PN-2023-0001 and be forwarded by the comment due date of December 30, 2022. Comments must be sent to the U.S. Army Corps of Engineers, Los Angeles District, Engineering Division, ATTN: Section 408 Permits, 915 Wilshire Boulevard, Suite 1109, Los Angeles, California 90017-3409. Alternatively, comments can be sent electronically to spl.408permits@usace.army.mil.

DEPARTMENT OF THE ARMY

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

Los Angeles District, Corps of Engineers

915 Wilshire Boulevard, Suite 1109

Los Angeles, California 90017-3409

WWW.SPL.USACE.ARMY.MIL/MISSIONS/SECTION-408-PERMITS



FIGURE 2

LSA



0 250 500

FEET

SOURCE: Google (2021)

1: ADR 2202 (SR 9) M022 (Project Area) dated 10/11/2022

LEGEND

- Project Site
- Proposed Fill Area
- Proposed Ramp

San Gabriel River Ramps
Project Area