

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

**APPLICATION FOR SECTION 408 PERMISSION**

For use of this form, see District Procedural Review Plan Pursuant to 33 U.S.C. § 408; the proponent agency is CESPL-ED.

**PRIVACY ACT STATEMENT**

**AUTHORITY:** Rivers and Harbors Act, 33 USC 408; Taking Possession of, Use of, or Injury to Harbor or River Improvements, (*Section 408*); 33 CFR 208.10 - Local Flood Protection Works; Maintenance and Operation of Structures and Facilities.

**PRINCIPAL PURPOSE:** Information provided on this form will be used in evaluating the application for a permit to modify and / or alter a U.S. Army Corps of Engineers Civil Works Project.

**ROUTINE USE(s):** This information may be shared with the Department of Justice and other Federal, State, and Local Government agencies, and the public and may be made available as part of a public notice as required by Federal Law.

**DISCLOSURE:** Submission of requested information is voluntary, however, if information is not provided the permit application cannot be evaluated nor can a permit be issued. One set of original drawings or good reproducible copies which show the location and character of the proposed activity must be attached to this application (*see sample drawings and / or instructions*) and be submitted to the District Engineer having jurisdiction over the location of the proposed activity. An application that is not completed in full will be returned.

**NOTE:** SEE PAGE THREE (3) FOR INSTRUCTIONS ON COMPLETING APPLICATION.

**SECTION I - TO BE COMPLETED BY CORPS**

1. PERMIT APPLICATION NUMBER	2. REFERENCE
3. DATE (YYYYMMDD) RECEIVED	4. DATE (YYYYMMDD) APPLICATION COMPLETE

**SECTION II - TO BE COMPLETED BY APPLICANT**

1a. AGENCY RESPONSIBLE FOR OPERATIONS AND MAINTENANCE (O&M) OF FEATURE ( <i>Permit will be issued to</i> ) AGENCY / COMPANY	
b. ADDRESS ( <i>Street, City, State and Zip Code</i> )	
2a. PERMIT APPLICANT / DESIGNEE ( <i>Last, First MI</i> ) AND TITLE	b. PERMIT APPLICANT POINT OF CONTACT (POC) ( <i>Last, First MI</i> )
c. TELEPHONE NUMBER	d. E-MAIL ADDRESS
e. THIRD-PARTY PERMITTEE ( <i>if applicable</i> )	

**SECTION III - NAME, LOCATION AND DESCRIPTION OF PROJECT OR ACTIVITY (*applicant*)**

1. PROPOSED PROJECT NAME OR TITLE	
2. NAME OF STREAM, RIVER OR WATER BODY	
3. CORPS REFERENCE STATION, RIVER MILE OR NERABY LANDMARK	
4. PROJECT LOCATION	
a. LATITUDE: N°	b. LONGITUDE: W°
5. PRODUCT DESCRIPTION	
6. PROJECT TYPE, SELECT (X) ALL THAT APPLY.	
<input type="checkbox"/> a. ACCESS / ENCROACHMENT.	<input type="checkbox"/> b. CHANNEL LEVEE IMPROVEMENT.
<input type="checkbox"/> d. DAMS.	<input type="checkbox"/> e. RESERVOIR / BASIN MODIFICATION.
<input type="checkbox"/> g. BRIDGES.	<input type="checkbox"/> h. UTILITY CROSSING.
<input type="checkbox"/> j. RECREATION TRAILS.	<input type="checkbox"/> k. COASTAL FEATURES.
<input type="checkbox"/> m. MAJOR REPAIRS.	<input type="checkbox"/> n. OTHER ( <i>specify</i> ).
<input type="checkbox"/> c. SIDE DRAIN CONNECTION.	<input type="checkbox"/> f. INVESTIGATIONS.
<input type="checkbox"/> i. LANDSCAPING IMPROVEMENTS.	<input type="checkbox"/> l. ECOSYSTEM RESTORATION.

7. NATURE OF ACTIVITY (*description of overall activities or project, include all features*)

8a. IS THE APPLICATION FOR PERMISSION TO BE GRANTED UNDER ONE OF THE DISTRICT'S CATEGORICAL PERMISSION, AS PUBLISHED?  YES  NO  
b. IF YES, LIST CATEGORICAL PERMISSION REFERENCE NUMBER

9. PROJECT PURPOSE (*describe the reason or purpose of the project, i.e. what will it be used for and why?*)

10a. HAVE ANY ENVIRONMENTAL REPORTS BEEN COMPLETED FOR THIS PROJECT? IF YES LIST BELOW  YES  NO

b. LIST REPORTS

11a. ARE YOU REQUIRED TO PURSUE AUTHORIZATION PURSUANT TO SECTIONS 10 / 404 / 103?  YES  NO  DON'T KNOW.  
b. IF YES, LIST DATE OR ANTICIPATED DATE OF APPLICATION / PRE-CONSTRUCTION NOTIFICATION SUBMITTAL (YYYYMMDD)

12a. DOES THIS REQUEST REQUIRE THE USE OF FEDERALLY OWNED REAL PROPERTY?  YES  NO  
b. IS THE PROPOSED WORK ON PROPERTY OWNED BY THE NON-FEDERAL SPONSOR?  YES  NO  
c. OTHER (*please explain*).

13. ARE YOU THE NON-FEDERAL SPONSOR FOR THIS FEDERALLY-CONSTRUCTED PROJECT?  YES  NO  
(*if no, application must include documentation from the non-federal sponsor endorsing the proposed alteration*).

14. ARE YOU SEEKING CREDIT UNDER SECTION 221 OF THE FLOOD CONTROL ACT OF 1970 OR OTHER LAW SUCH AS APPROVAL UNDER SECTION 204(f) IF WATER RESOURCES DEVELOPMENT ACT (WRDA) 1986?  YES  NO

**SECTION IV - FUNDING**

1. IS THIS PROPOSED PROJECT IDENTIFIED AS A PRIORITY PROJECT IN AN ESTABLISHED IN-PLACE FUNDING AGREEMENT?  YES  NO  
(*if yes, provide documentation from the funding agreement POC*)

**SECTION V - STATEMENT OF AUTHORIZATION**

APPLICATION IS HEREBY MADE FOR PERMIT OR PERMITS TO AUTHORIZE THE WORK DESCRIBED IN THIS APPLICATION. I CERTIFY THAT THIS INFORMATION IN THIS APPLICATION IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE. I FURTHER CERTIFY THAT I POSSESS THE AUTHORITY TO UNDERTAKE THE WORK DESCRIBED HEREIN OR AM ACTING AS THE DULY AUTHORIZED AGENT OF THE APPLICANT.

1a. APPLICANT / AGENT ( <i>Last, First MI</i> )	b. DATE (YYYYMMDD)	c. APPLICANT / AGENT'S SIGNATURE ( <i>CAC signing locks Sections II-V</i> )
---	--------------------	---

**INSTRUCTIONS FOR PREPARING  
APPLICATION FOR SECTION 408 PERMISSION**

**SECTION I -**

**Blocks 1 through 4.** To be completed by Corps of Engineers.

**SECTION II -**

**Block 1. Agency's Name.** Enter the name of the Agency responsible for the Operation and Maintenance of the impacted federally-constructed facility. If unsure, check the project listing on the District's web site or check with the local flood control district.

**Block 2. Permit Applicant.** Please provide the name of the officer and title of the person who will be the signatory of the Permit. Upon approval of the permit, the signatory shall represent and warrant that he / she is duly authorized to execute and bind the Agency (*in Block 5*) to the terms and conditions contained within the Permit.

**Block 2b. Permit Applicant POC.** Please provide the name and contact information for the Point of Contact for this permit application, including the number where you can usually be reached during normal business hours and the full e-mail address.

**Block 2e. Third Party Permittee.** Optionally, indicate name of third-party individual or agency who is proposing the alteration / modification. Note that should a Section 408 Permit be granted to the non-federal sponsor for work to be performed by a third party, the non-federal sponsor should ensure that the permit conditions are incorporated into the final approval to the third party, and the Corps will hold the Non-Federal Sponsor fully accountable for non-compliance.

**SECTION III -**

**Block 1. Proposed Project Name or Title.** Please provide name identifying the proposed project (*i.e., Landmark Bridge Replacement, Burned Hills Trail Project or East Town Infrastructure Project*).

**Block 2. Name of Steam, River, or Water Body.** Please provide the name of the stream, river, or other waterway involving the federally-constructed project that would be directly impacted by the activity.

**Block 3. Corps Reference Station, River mile, or nearby Landmark.** Provide approximate Corps reference station of the facility. If unknown, provide reference to the site from a known location or landmark.

**Block 4a-b. Location of Proposed Project.** Provide the latitude and longitude for the proposed project.

**Block 5. Project Description.** Provide a concise and accurate narrative of the project and what is being requested to be permitted.

**Block 6. Type of Project.** Select appropriate box for the type(s) of projects being proposed that will connect to or impact an existing federally-constructed facility.

**Block 7. Nature of Activity.** Describe the overall activity or project. Give appropriate dimensions of structures such as wing walls, dikes (*identify the materials to be used in construction, as well as the methods by which the work is to be done*), or excavations (*length, width, and height*). Indicate whether discharge of dredged or fill material is involved. Also, identify any structure to be constructed on a fill, piles or float supported platforms. Please describe, in detail, what you wish to do. If more space is needed, attach an extra sheet of paper marked Block 15 continuation.

**Block 8a-b. Categorical Permission.** Certain types of requests may meet criteria established under a Categorical Permission. The specific activities are listed on the District's web site. Check whether this application is intended to be covered under one of the listed Categorical Permissions.

**Block 9. Project Purpose.** Describe the purpose and need for the proposed project. What will it be used for and why? Also include a brief description of any related activities to be developed as the result of the proposed project. Give the approximate dates you plan to both begin and complete all work.

**Block 10a-b. Environmental Reports.** Prior to issuance of the 408 permit, a document is prepared that assesses the environmental impacts of a proposed Federal Action. List what environmental documents have been prepared for the proposed project and the dates published, or anticipated date of publishing.

**Block 11a-b. Regulatory Permits.** Section 408 is not a permit action handled by the Corps Regulatory Program, although, activities of this proposed project may also require evaluation by Regulatory pursuant to Section 10 / 404 / 103. List the anticipated date of Sections 10 / 404 / 103 application submittal or coordination with Regulatory.

**Block 12a-c. Real Estate Interest.** Check the appropriate box, whether the proposed project will require the need for the use of federally-owned property or that owned by the local non-federal sponsor.

**Block 13. Non-federal Sponsor for this federally-constructed project?** Check appropriate box. If this application is being submitted by a non-federal sponsor, a written endorsement of the project will be required before the permit can be issued.

**Block 14. Credit for In-kind Work.** On occasion, there may be cases where a non-federal sponsor wishes to undertake alterations to an existing USACE project for which there is an ongoing USACE feasibility study and seek credit eligibility for those alterations toward its cost share under section 221. Select appropriate box if this applies to this permit application.

**SECTION IV -**

**Block 23. Funding Agreements.** Check if this permit review is to be processed under an established Section 214 agreement. If yes, provide written endorsement from the funding agreement's Point of Contact (*POC*).

**SECTION V -**

**Block 1a-c. Signature of Applicant or Agent.**