



PUBLIC NOTICE

Cucamonga Creek Channel 8th Street Utility Crossing

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

BUILDING STRONG®

Public Notice No.: SPL-408-PN-2019-0007

Permit No.: SPL-408-2019-0007

Comment Period: 2019-05-22 to 2019-06-21

Requester: In compliance with U.S.C. Title 33, Chapter 9, Subchapter 1, Section 408, the Cucamonga Valley Water District has requested permission, through the San Bernardino County Flood Control District, from the U.S. Army Corps of Engineers (USACE) to alter the Cucamonga Creek Channel.

Location:

The proposed action would take place in and along Cucamonga Channel at 8th Street Bridge in City of Rancho Cucamonga, San Bernardino County, California. A bare steel water pipe would be attached to the south side of concrete bridge deck of existing 8th Street Bridge over Cucamonga Channel. Work would be confined to side of the existing bridge deck only, and no work would occur within the channel.

Requester's Proposed Action:

The City of Rancho Cucamonga is proposing to attach 115 linear feet of 16 inch diameter bare steel water pipe to the south side of concrete bridge deck of existing 8th Street Bridge over Cucamonga Channel. The pipe transitions to 16 inch diameter cement mortar lined and coated steel (CML&CS) pipe on either side of the bridge as it crosses the Flood Control District's access road. The purpose of the project is to maintain adequate pressure in waterline for fire flow purposes. The action is needed to install a new water main to connect two existing water mains on either side of the existing channel

Authority: The authority to grant permission for temporary or permanent use, occupation or alteration of any U.S. Army Corps of Engineers (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). The compliance determination for any Section 10/404/103 permit decision associated with the proposed alteration will also address the Section 408 compliance determination. 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.

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. SPL-408-PN-2019-0007 and be forwarded by the comment due date of June 21, 2019. Comments must be sent to the U.S. Army Corps of Engineers, Los Angeles District, Engineering Division, ATTN: Priyo Majumdar, 915 Wilshire Boulevard, Suite 930, Los Angeles, California 90017-3409. Alternatively, comments can be sent electronically to Priyodarshi.Majumdar@usace.army.mil.

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

Los Angeles District, Corps of Engineers
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