



PUBLIC NOTICE

Mill Creek Levee – Modify existing water diversion channel and structures.

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

BUILDING STRONG®

Public Notice No.: 408-SPL-PN-2018-0030

Permit No.: 408-SPL-2018-0030

Comment Period: 2021-11-22 to 2021-12-22

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

Location:

The proposed action would be located on Mill Creek Levee at STA. 156+50 near the intersection of Garnet Street and Santa Ana River Trail in the City of Redlands, San Bernardino County, California.

Requester's Proposed Action:

The proposed project involves the redesigning and reconstruction of the existing water diversion channel and structure at STA. 156+50.

Project improvements would include hardening debris return structure and channel berm with concrete access roads, a new sediment bypass channel, debris diverter walls and slide gate, trash rack, removal and replacement of existing concrete channel bottom, and replacement of existing concrete pad, main weir intake gate, and catwalk. The purpose of the action is to modify the existing structure to redirect debris and sediments back to the Mill Creek Channel and allow flows to reroute into existing spreading grounds for groundwater recharge.

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). 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.

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-2018-0030 and be forwarded by the comment due date of December 22, 2021. 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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Los Angeles, California 90017-3401
WWW.SPL.USACE.ARMY.MIL/MISSIONS/SECTION-408-PERMITS

Project Location Map

Coordinate System: StatePlane California V FIPS 0405 Feet 2007
Projection: Lambert Conformal Conic
Datum: North American 1983
Scale: 24,000
Source: SBVWCD GIS
March 21, 2018

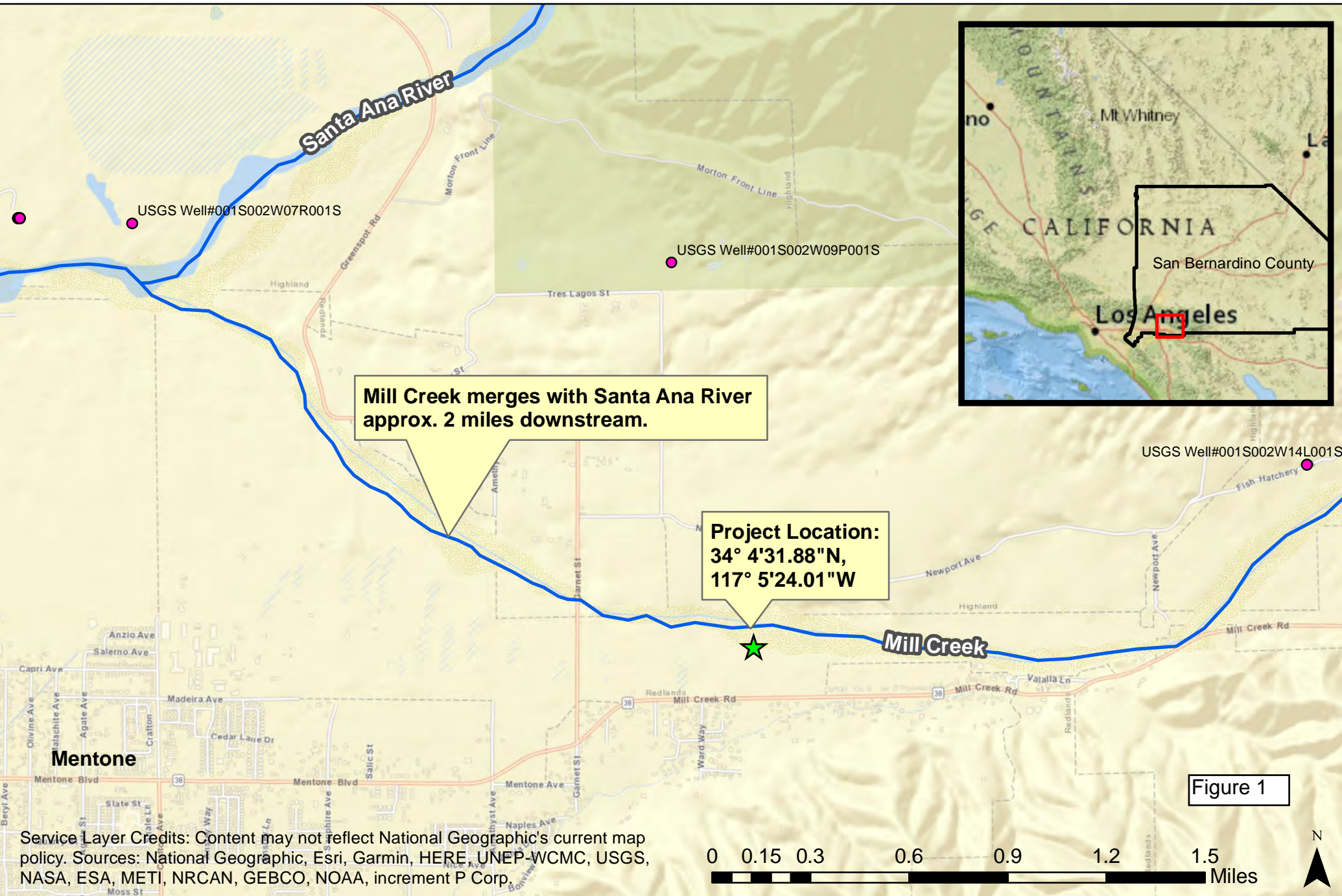
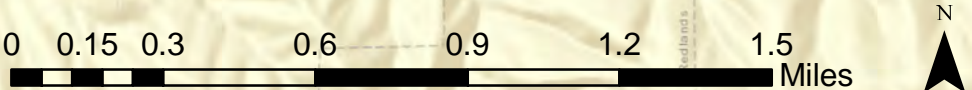


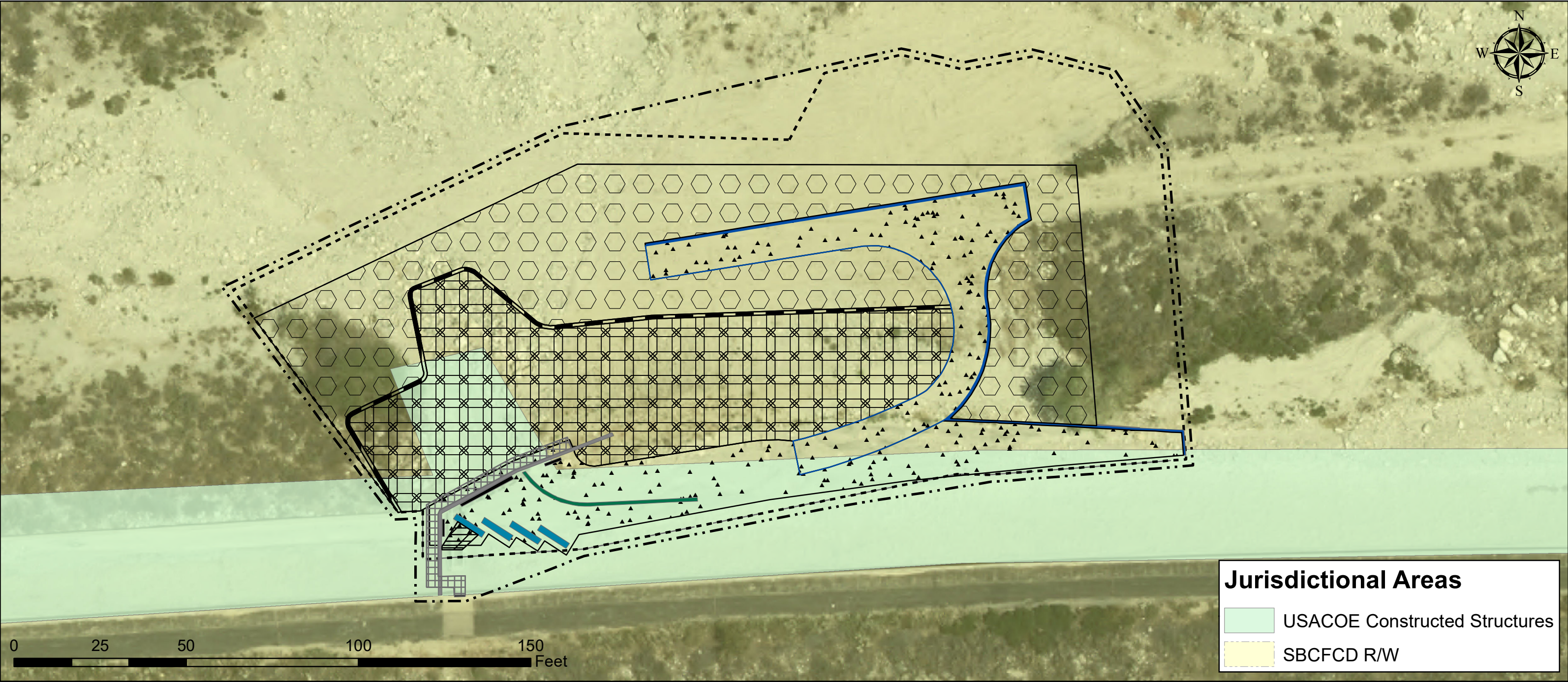
Figure 1

Service Layer Credits: Content may not reflect National Geographic's current map policy. Sources: National Geographic, Esri, Garmin, HERE, UNEP-WCMC, USGS, NASA, ESA, METI, NRCAN, GEBCO, NOAA, increment P Corp.



Mill Creek Diversion and Debris Management Improvement Project Plan Area

Coordinate System: StatePlane California V FIPS 0405 Feet 2007
Projection: Lambert Conformal Conic
Datum: North American 1983
Scale: 1:24,000
Source: SBVWCD GIS
GIS Contact: Katelyn Scholte
September 8, 2021



Limits of Impact

- Limit of Grading (0.64 acres)
- Limit of Work (0.70 acres)
- Limit of Rip Rap (0.49 acres)

Concrete Structures

- 2" thick grouted rip rap (0.15 acres)
- 2' thick light class rip rap (0.19 acres)
- Rip Rap Toe Down
- PCC Slab (0.08 acres)
- Road/ PCC Slab (0.05 acres)
- PCC Cut off wall

Other Elements

- Reinforced Concrete Wall
- Bypass Berm
- Diverter Wall
- Cat Walk
- Existing Metal Door
- Gates
- Trash Rack