



PUBLIC NOTICE

San Timoteo Creek Channel 12 inch HDPE Brine Line

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

BUILDING STRONG®

Public Notice No.: SPL-408-PN-2019-0024

Permit No.: SPL-408-2019-0024

Comment Period: 2019-09-24 to 2019-10-23

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

Location:

The proposed action would install an underground crossing of a 12 inch diameter HDPE brine line within a 24 inch diameter steel casing pipe via jack and bore method under San Timoteo Creek Channel on the south side of Redlands Boulevard Bridge in the city of San Bernardino, San Bernardino County, California. The proposed features will require construction of jacking and receiving pits on top of the channel.

Requester's Proposed Action:

The City of Beaumont is proposing to install approximately 132 feet of a 12 inch diameter HDPE brine line within a 24 inch diameter steel casing pipe under San Timoteo Creek via jack and bore method. The pipe and casing would be laid more than 5 feet below the channel bottom. The purpose of the project is for the City of Beaumont (City) to comply with requirements of the Santa Ana Regional Water Quality Control Board (SARWQCB) to expand the treatment capacity and improve treatment methods at the City WWTP. The concentrated brine waste to be generated from such operations would need to be properly disposed of to the nearest connection point of the Inland Empire Brine Line (IEBL, formerly the Santa Ana River Interceptor or SARI line). The route of this brine line crosses San Timoteo Creek at the subject location.

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.

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-2019-0024 and be forwarded by the comment due date of October 23, 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
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