



DEPARTMENT OF THE ARMY

U.S. Army Corps of Engineers, Los Angeles District
Regulatory Division
Ventura Field Office
2151 Alessandro Drive, Suite 110
Ventura, California 93001

March 19, 2009

REPLY TO
ATTENTION OF:

Office of the Chief
Regulatory Division

Antonio V. Gioiello, Chief Harbor Engineer
Port of Los Angeles, Engineering Division
425 South Palos Verdes Street
P.O. Box 151
San Pedro, California 90731

Dear Mr. Gioiello:

This correspondence pertains to Standard Individual Permit (SIP No. SPL-2007-01417-SDM) dated September 3, 2008 authorizing discharges of fill into waters of the U.S. and work and structures in navigable waters of the U.S. associated with modernizing the existing Cabrillo Way Marina in the Port of Los Angeles, in the City of Los Angeles, California.

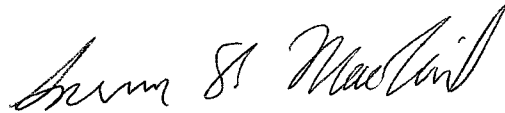
As required by Special Condition 18.D) of the SIP, you submitted to us pre-dredging bathymetric survey information for the North Channel and Keyway Area portions of the Cabrillo Way Marina project area. You intend to provide the balance of the pre-dredging bathymetric survey information (i.e., for the Cabrillo Marina Relocation Area) before dredging begins in that portion of the project area (estimated start date of June 2010 per Mr. Robert Zmuda, Harbor Engineer). In addition, pursuant to Special Condition 2 of the SIP, you conducted a *Caulerpa taxifolia* survey of the project area and submitted to us the March 5, 2009 report of the results. While the survey was negative for *Caulerpa*, this survey identified common eelgrass (*Zostera marina*) within the project area, and on March 12, 2009, you conducted a survey to map the extent of eelgrass (i.e., 0.28 acre) within the project area. You submitted to us the March 17, 2009 report of the eelgrass survey results along with a March 19, 2009 cover letter outlining the proposed strategy to mitigate the loss of eelgrass that would result during the dredging operations. Dr. Ralph Appy, Director of the Port's Environmental

Management Division, had coordinated with Mr. Robert Hoffman of the National Marine Fisheries Service and with me on the adequacy of this strategy.

Pursuant to Special Condition 19 of the SIP, the U.S. Army Corps of Engineers, Los Angeles District, Regulatory Division is authorizing you to proceed with dredging the North Channel and Keyway Area portions of the project area (i.e., approximately 43,000 cubic yards per Mr. Zmuda). Dredging of the Cabrillo Marina Relocation Area (i.e., approximately 53,000 cubic yards per Mr. Zmuda) will not be authorized until pre-dredging bathymetric survey information for that area is submitted and approved by this office. Approval of this portion of the dredging will also depend on the adequacy of the mitigation plan developed and implemented to address the eelgrass effects.

Thank you for participating in our regulatory program. If you have any questions, please contact me at (805) 585-2152 or via e-mail at Spencer.D.MacNeil@usace.army.mil.

Sincerely,

A handwritten signature in cursive script, reading "Spencer D. MacNeil".

Spencer D. MacNeil, D.Env.
Senior Project Manager
North Coast Branch
Regulatory Division