



**DEPARTMENT OF THE ARMY**  
**LOS ANGELES DISTRICT, CORPS OF ENGINEERS**  
**VENTURA FIELD OFFICE**  
**2151 ALESSANDRO DRIVE, SUITE 110**  
**VENTURA, CALIFORNIA 93001**

May 14, 2012

REPLY TO

ATTENTION OF

Regulatory Division

Jack Wall  
c/o Al Larson Boat Shop  
1046 Seaside Avenue  
Los Angeles, CA 90731

Dear Mr. Wall

Reference is made to your application dated September 28, 2009, for a Department of the Army (DA) Permit to discharge fill onto waters of the U.S., in association with the Port of Los Angeles Al Larson Boat Shop Improvements Project. The proposed work would take place in Fish Harbor on Terminal Island in the Port of Los Angeles in the city and county of Los Angeles, California.

Enclosed is a "Provisional Permit." This provisional permit is NOT VALID and does not constitute authorization for you to do work. The provisional permit describes the work that will be authorized, including general and special conditions which will be placed on your final DA permit, should you receive a Section 401 water quality certification from the California Regional Water Quality Control Board (RWQCB) and Coastal Zone Management (CZM) consistency concurrence from the California Coastal Commission (CCC). No work is to be performed until you have received a validated copy of the DA permit.

By Federal law, no DA permit can be issued until a Section 401 certification has been issued (or waived) and the CCC has concurred with your CZM consistency certification. These requirements can be satisfied by obtaining Section 401 certification/waiver, or evidence that 60 days have passed since you submitted a valid application to the RWQCB for certification, and CZM consistency concurrence, or evidence that 6 months have passed since you applied to the CCC for concurrence. Be aware that any conditions on your Section 401 certification or CZM concurrence will become conditions on your DA permit, unless the Corps of Engineers deems these conditions to be either unreasonable or unenforceable.

**WHEN YOU RECEIVE SECTION 401 CERTIFICATION/WAIVER AND CZM CONSISTENCY CONCURRENCE, THE FOLLOWING STEPS NEED TO BE COMPLETED:**

- 1. The owner or authorized responsible official must sign and date both copies of the provisional permit indicating that he/she agrees to comply with all conditions stated in the permit.**
- 2. The signer's name and title (if any) must be typed or printed below the signature.**
- 3. Both signed provisional permits must be returned to the Corps of Engineers at the above address (Attention: CESPL-RG).**
- 4. The Section 401 certification and CZM concurrence must be sent to the Corps of Engineers with the signed provisional permits.**
- 5. When returning the signed provisional permits include a check for the processing fee of \$10.00, payable to the Finance and Accounting Officer USAED LA.**

Should the Section 401 certification and/or CZM concurrence contain conditions, which might result in a modification to the provisional permit, by signing and dating both copies of the provisional permit and returning them to the Corps of Engineers (along with the permit fee, Section 401 certification, and CZM concurrence), we will assume you agree to comply with all Section 401 certification and CZM concurrence conditions which are added to the provisional permit.

Should either the RWQCB deny certification or the CCC not concur with your consistency determination, then the DA permit is considered denied without prejudice. If you subsequently obtain Section 401 certification and CZM concurrence, you should contact this office to determine how to proceed with your permit application.

If you have any questions, please contact Theresa Stevens, Ph.D. of my staff at 805-585-2146 or via e-mail at [theresa.stevens@usace.army.mil](mailto:theresa.stevens@usace.army.mil).

Please be advised that you can now comment on your experience with Regulatory Division by accessing the Corps web-based customer survey form at:  
<http://per2.nwp.usace.army.mil/survey.html>.

Sincerely,

A handwritten signature in black ink, appearing to read "David J. Castanon". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

David J. Castanon, Chief  
Regulatory Division

Enclosure(s)