

U.S. Army Corps of Engineers South Pacific Division



Nationwide Permit Pre-Construction Notification (PCN) Form

This form integrates requirements of the U.S. Army Corps of Engineers Nationwide Permit Program within the South Pacific Division (SPD), including General and Regional Conditions. You MUST fill out all boxes related to the work being done. Fillable boxes in this form expand if additional space is needed.

Box 1 Project Name West False River Salinity Barrier Geologic Exploration Project			
Applicant Name Paul A. Marshall		Applicant Title Chief	
Applicant Company, Agency, etc. California Department of Water Resources		Applicant's internal tracking number (if any)	
Mailing Address 1416 9th Street, Room 215-34 Sacramento, CA 95814			
Work Phone with area code 916-653-1099	Mobile Phone with area code N/A	Home Phone with area code N/A	Fax # with area code 916-653-6077
E-mail Address Paul.Marshall@water.ca.gov		Relationship of applicant to property: <input type="checkbox"/> Owner <input type="checkbox"/> Purchaser <input checked="" type="checkbox"/> Lessee <input type="checkbox"/> Other:	
Application is hereby made for verification that subject regulated activities associated with subject project qualify for authorization under a U.S. Army Corps of Engineers Nationwide Permit or Permits as described herein. I certify that I am familiar with the information contained in this application and, that to the best of my knowledge and belief, such information is true, complete, and accurate. I further certify that I possess the authority to undertake the proposed activities. I hereby grant to the agency to which this application is made the right to enter the above-described location to inspect the proposed, in-progress or completed work. I agree to start work <u>only</u> after all necessary permits have been received and to comply with all terms and conditions of the authorization.			
Signature of applicant 			Date (mm/dd/yyyy) 09/22/2015

If anyone other than the person named as the Applicant will be in contact with the U.S. Army Corps of Engineers representing the Applicant regarding this project during the permit process, Box 2 MUST be filled out.

Box 2 Authorized Agent/Operator Name Jacob McQuirk		Agent/Operator Title Project Manager	
Agent/Operator Company, Agency, etc. California Department of Water Resources		E-mail Address Jacob.McQuirk@water.ca.gov	
Mailing Address 1416 9th Street, Room 215-23 Sacramento, CA 95814			
Work Phone with area code 916-653-9883	Mobile Phone with area code 916-524-6645	Home Phone with area code N/A	Fax # with area code 916-653-6077
I hereby authorize the above named authorized agent to act in my behalf as my agent in the processing of this application and to furnish, upon request, supplemental information in support of this permit application. I understand that I am bound by the actions of my agent and I understand that if a federal or state permit is issued, I, or my agent, must sign the permit.			
Signature of applicant 			Date (mm/dd/yyyy) 09/22/2015
I certify that I am familiar with the information contained in this application, and that to the best of my knowledge and belief, such information is true, complete, and accurate.			
Signature of authorized agent 			Date (mm/dd/yyyy) 09/22/2015

Box 3 Name of Property Owner(s), if other than Applicant: California State Lands Commission holds the beds of navigable waterways in trust.		
Owner Title	Owner Company, Agency, etc.	
Mailing Address		
Work Phone with area code	Mobile Phone with area code	Home Phone with area code

Box 4 Name of Contractor(s) (if known): Unknown		
Contractor Title	Contractor Company, Agency, etc.	
Mailing Address		
Work Phone with area code	Mobile Phone with area code	Home Phone with area code

Box 5 Site Number <u>1</u> of <u>1</u>. Project location(s), including street address, city, county, state, zip code where proposed activity will occur: Unincorporated, Contra Costa County, California	
Waterbody (if known, otherwise enter "an unnamed tributary to"): False River	
Tributary to what known, downstream waterbody: San Joaquin River <input type="checkbox"/>	
Latitude & Longitude (D/M/S, DD, or UTM with Zone): 38.0576168°, -121.6712761°	Section, Township, Range: T2N, R3E
County Assessor Parcel Number (Include County name): ROW, 026-040-0056 and 027-010-0050 Contra Costa County	USGS Quadrangle map name: Jersey Island
Watershed (HUC and watershed name ¹): 18040003 San Joaquin Delta ¹ http://water.usgs.gov/GIS/regions.html	Size of permit area or project boundary: 0.000013 acres 10-in. dia. linear feet
Directions to the project location and other location descriptions, if known: From Sacramento, take State Rout 160 south and exit East 18th Street in Antioch. Turn right onto East 18 Street (which turns into Main Street) and head southeast for approximately 3.7 miles. Turn left onto East Cypress Road and head east for 1.6 approximately miles. Turn left onto Jersey Island Road and head north for 7.3 miles.	
Nature of Activity (Description of the project, include all features): See PCN Continuation for nature of activity.	
Project Purpose (Description of the reason or purpose of the project): In July 2015, DWR installed the 2015 Emergency Drought Barrier Project in West False River to control salinity within the Sacramento River-San Joaquin River Delta. DWR would conduct geologic exploration for installation of a salinity drought barrier in West False River. Geologic exploration is required to reduce uncertainty associated with the underlying ground that would support a future barrier, locate poor foundations soils like peat, and better estimate engineering design parameters.	

Box 6 Reason(s) for discharge into Waters of the United States (Description of why dredged and/or fill material needs to be placed in Waters of the United States):

See PCN Continuation for discharge reasons.

Proposed discharge of dredge and/or fill material. Indicate total surface area in **acres** and **linear feet** (where appropriate) of the proposed impacts to Waters of the United States, indicate water body type (tidal wetland, non-tidal wetland, riparian wetland, ephemeral stream/river, intermittent stream/river, perennial stream/river, pond/lake, vegetated shallows, bay/harbor, lagoon, ocean, etc.), and identify the impact(s) as permanent and/or temporary for each requested Nationwide Permit¹:

¹ Enter the intended permit number(s). See Nationwide Permit regulations for permit numbers and qualification information: <http://www.usace.army.mil/Missions/CivilWorks/RegulatoryProgramandPermits/NationwidePermits.aspx>

Water Body Type	Requested NWP Number: 6				Requested NWP Number:				Requested NWP Number:			
	Permanent		Temporary		Permanent		Temporary		Permanent		Temporary	
	Area	Length	Area	Length	Area	Length	Area	Length	Area	Length	Area	Length
Perennial Waters			0.000013	10-in. dia.								
Pick One												
Pick One												
Pick One												
Pick One												
Total:			0.000013	10-in. dia.								

Total volume (in cubic yards) and type(s) of material proposed to be dredged from or discharged into Waters of the United States:

Material Type	Total Volume Dredged	Total Volume Discharged
Rock Slope Protection (RSP)		
Clean spawning gravel		
River rock		
Soil/Dirt/Silt/Sand/Mud	1.62	1.62
Concrete		
Structure		
Stumps/Root wads		
Other:		
Total:	1.62	1.62

Activity requires a written waiver to exceed specified limits of the Nationwide Permit? Yes No
 If yes, provide Nationwide Permit number and name, limit to be exceeded, and rationale for each requested waiver: N/A

Activity will result in the loss of greater than 1/2-acre of Waters of the United States? Yes No
 If yes, provide an electronic copy (compact disc) or multiple hard copies (7) of the complete PCN for appropriate Federal and State Pre-discharge Notification (See General Condition #31, Pre-construction Notification, Agency Coordination, Section 2 and 4).

Describe direct and indirect effects caused by the activity and how the activity has been designed (or modified) to have minimal adverse effects on the aquatic environment (See General Condition #31, Pre-construction Notification, District Engineer's Decision, Section 1):

See PCN Continuation for direct and indirect effects.

Potential cumulative impacts of proposed activity(if any):

See PCN Continuation for potential cumulative impacts.

Required drawings and figures (see each U.S. Army Corps of Engineers District's Minimum Standards Guidance):

Vicinity map: Attached (or mail copy separately if applying electronically)

To-scale Plan view drawing(s): Attached (or mail copy separately if applying electronically)

To-scale elevation and/or Cross Section drawing(s): Attached (or mail copy separately if applying electronically)

Numbered and dated pre-project color photographs: Attached (or mail copy separately if applying electronically)

Sketch drawing(s) or map(s): Attached (or mail copy separately if applying electronically)

Has a wetlands/waters of the U.S. delineation been completed?

Yes, Attached² (or mail copy separately if applying electronically) No

If a delineation has been completed, has it been verified in writing by the Corps?

Yes, Date of preliminary or approved jurisdictional determination (mm/dd/yyyy): N/A Corps file number: N/A No

²If available, provide ESRI shapefiles (NAD83) for delineated waters

For proposed discharges of dredged material resulting from navigation dredging into inland or near-shore waters of the U.S. (including beach nourishment), please attach³ a proposed Sampling and Analysis Plan (SAP) prepared according to Inland Testing Manual (ITM) guidelines (including Tier I information, if available), or if disposed offshore, a proposed SAP prepared according to the Ocean Disposal Manual. Attached (or mail copy separately if applying electronically)

³Or mail copy separately if applying electronically

Is any portion of the work already complete? YES NO

If yes, describe the work: N/A

Box 7 Authority:

Is Section 10 of the Rivers and Harbors Act applicable?: YES NO

Is Section 404 of the Clean Water Act applicable?: YES NO

Is the project located on U.S. Army Corps of Engineers property or easement?: YES NO

If yes, has Section 408 process been initiated?: YES NO

Would the project affect a U.S. Army Corps of Engineers structure?: YES NO

If yes, has Section 408 process been initiated?: YES NO

Is the project located on other Federal Lands (USFS, BLM, etc.)?: YES NO

Is the project located on Tribal Lands?: YES NO

Box 8 Is the discharge of fill or dredged material for which Section 10/404 authorization is sought part of a larger plan of development?: YES NO

If discharge of fill or dredged material is part of development, name and proposed schedule for that larger development (start-up, duration, and completion dates):

N/A

Location of larger development (if discharge of fill or dredged material is part of a plan of development, a map of suitable quality and detail of the entire project site should be included):
N/A

Box 9 Measures taken to avoid and minimize impacts to waters of the United States:

As part of the Project, DWR will prepare and implement a Frac-Out Contingency Plan and dispose of mud at an approved landfill. See PCN Continuation for additional avoidance and minimization measures.

Box 10 Proposed Compensatory Mitigation related to fill/excavation and dredge activities. Indicate in **acres** and **linear feet** (where appropriate) the total quantity of Waters of the United States proposed to be created, restored, enhanced and/or preserved for purposes of providing compensatory mitigation. Indicate water body type (tidal wetland, non-tidal wetland, riparian wetland, ephemeral stream/river, intermittent stream/river, perennial stream/river, pond/lake, vegetated shallows, bay/harbor, lagoon, ocean, etc.) or non-jurisdictional (uplands¹). Indicate mitigation type (permittee-responsible on-site/off-site, mitigation bank, or in-lieu fee program). If the mitigation is purchase of credits from a mitigation bank, indicate the bank to be used, if known: **None**

¹ For uplands, please indicate if designed as an upland buffer.

Site Number	Water Body Type	Created		Restored		Enhanced		Preserved		Mitigation Type
		Area	Length	Area	Length	Area	Length	Area	Length	
	Pick One									Pick One
	Pick One									Pick One
	Pick One									Pick One
	Pick One									Pick One
	Pick One									Pick One
Total:										Pick One

If no mitigation is proposed, provide detailed explanation of why no mitigation would be necessary: Project impacts would not result in the permanent loss of waters of the U.S. The drill borehole would be backfilled with cement/bentonite grout and soil cuttings.

If permittee-responsible mitigation is proposed, provide justification for not utilizing a Corps-approved mitigation bank or in-lieu fee program:

N/A

Has a draft/conceptual mitigation plan been prepared in accordance with the April 10, 2008, Final Mitigation Rule² and District Guidelines?

² http://www.usace.army.mil/Missions/CivilWorks/RegulatoryProgramandPermits/mitig_info.aspx

³ **Sacramento and San Francisco Districts**-http://www.spk.usace.army.mil/organizations/cespk-co/regulatory/pdf/Mitigation_Monitoring_Guidelines.pdf

⁴ **Los Angeles District**-http://www.spl.usace.army.mil/regulatory/mmg_2004.pdf

⁵ **Albuquerque District**-http://www.spa.usace.army.mil/reg/mitigation/SPA%20Final%20Mitigation%20Guidelines_OLD.pdf

Yes, Attached (or mail copy separately if applying electronically) No

If no, a mitigation plan must be prepared and submitted, if applicable.

Mitigation site(s) Latitude & Longitude (D/M/S, DD, or UTM with Zone): N/A	USGS Quadrangle map name(s): N/A
Assessor Parcel Number(s): N/A	Section(s), Township(s), Range(s): N/A

Other location descriptions, if known: N/A

Directions to the mitigation location(s): N/A

Box 11 Threatened or Endangered Species

Please list any federally-listed (or proposed) threatened or endangered species or critical habitat (or proposed critical habitat) within the project area (include scientific names (e.g., Genus species), if known):

- | | |
|---|---|
| a. Central Valley spring-run Chinook salmon (<i>Oncorhynchus tshawytscha</i>) | b. Sacramento River winter-run Chinook salmon (<i>Oncorhynchus tshawytscha</i>) |
| c. Central Valley steelhead (<i>Oncorhynchus mykiss</i>) | d. North American green sturgeon (<i>Acipenser medirostris</i>) (southern DPS) |
| e. Delta smelt (<i>Hypomesus transpacificus</i>) | f. Giant garter snake (<i>Thamnophis gigas</i>) |

Have surveys, using U.S. Fish and Wildlife Service/NOAA Fisheries protocols, been conducted?

Yes, Report attached (or mail copy separately if applying electronically) No

If a federally-listed species would be impacted, please provide a description of the impact and a biological evaluation, if available.

Yes, Report attached (or mail copy separately if applying electronically) Not attached

Has Section 7 consultation been initiated by another federal agency?

Yes, Initiation letter attached (or mail copy separately if applying electronically) No

Has Section 10 consultation been initiated for the proposed project?

Yes, Initiation letter attached (or mail copy separately if applying electronically) No

Has the USFWS/NOAA Fisheries issued a Biological Opinion?

Yes, Attached (or mail copy separately if applying electronically) No

If yes, list date Opinion was issued (m/d/yyyy): N/A

Box 12 Historic properties and cultural resources:

Are any cultural resources of any type known to exist on-site? Yes No

Please list any known historic properties listed, or eligible for listing, on the National Register of Historic Places:

- | | |
|----|----|
| a. | b. |
| c. | d. |
| e. | f. |

Has a cultural resource records search been conducted?

Yes, Report attached (or mail copy separately if applying electronically) No

Has a cultural resource pedestrian survey been conducted for the site?

Yes, Report attached (or mail copy separately if applying electronically) No

Has another federal agency been designated the lead federal agency for Section 106 consultation?

Yes, Designation letter/email attached (or mail copy separately if applying electronically) No

Has Section 106 consultation been initiated by another federal agency?

Yes, Initiation letter attached (or mail copy separately if applying electronically) No

Has a Section 106 MOA or PA been signed by another federal agency and the SHPO?

Yes, Attached (or mail copy separately if applying electronically) No

If yes, list date MOA or PA was signed (m/d/yyyy): N/A

Box 13 Section 401 Water Quality Certification:

Applying for certification? Yes, Attached (or mail copy separately if applying electronically) No

Certification issued? Yes, Attached (or mail copy separately if applying electronically) No

Certification waived? Yes, Attached (or mail copy separately if applying electronically) No

Certification denied? Yes, Attached (or mail copy separately if applying electronically) No

Exempted activity? Yes No

Agency concurrence? Yes, Attached No

If exempt, state why: N/A

Box 14 Coastal Zone Management Act:

Is the project located within the Coastal Zone? Yes No

If yes, applying for a coastal commission-approved Coastal Development Permit?
 Yes, Attached (or mail copy separately if applying electronically) No

If no, applying for separate CZMA-consistency certification?
 Yes, Attached (or mail copy separately if applying electronically) No

Permit/Consistency issued? Yes, Attached (or mail copy separately if applying electronically) No

Exempt? Yes No

Agency concurrence? Yes, Attached No

If exempt, state why: N/A

Box 15 List of other certifications or approvals/denials received from other federal, state, or local agencies for work described in this application:

Agency	Type of Approval ⁴	Identification Number	Date Applied	Date Approved	Date Denied
CDFW	Streambed Alteration Agreement	1600-2014-0111-R3	March 27, 2014	May 1, 2015	N/A
CDFW	ITP	2081-2014-026-03	April 3, 2014	May 1, 2015	N/A
SWRCB	Pre-Certified CWA 401	SB12002GN	N/A	April 19, 2012	N/A

⁴ Would include but is not restricted to zoning, building, and flood plain permits

Nationwide Permit General Conditions (GC) checklist:

(<http://www.gpo.gov/fdsys/pkg/FR-2012-02-21/pdf/2012-3687.pdf>)

Check	General Condition	Rationale for compliance with General Condition
<input checked="" type="checkbox"/>	1. Navigation	West False River is currently closed to navigation.
<input checked="" type="checkbox"/>	2. Aquatic Life Movements	Geotechnical explorations will not substantially disrupt the necessary life cycle movements.
<input checked="" type="checkbox"/>	3. Spawning Areas	Overwater exploration would occur between August 1 and November 15 to minimize the potential for adverse effects on fish and other aquatic resources.
<input checked="" type="checkbox"/>	4. Migratory Bird Breeding Areas	Migratory birds will be avoided to the maximum extent practicable.
<input checked="" type="checkbox"/>	5. Shellfish Beds	The Project would not occur in an area of concentrated shellfish populations.
<input checked="" type="checkbox"/>	6. Suitable Material	DWR will only use suitable material free of toxic pollutants in toxic amounts.
<input checked="" type="checkbox"/>	7. Water Supply Intakes	The Project would not occur in the proximity of a public water supply intake.
<input checked="" type="checkbox"/>	8. Adverse Effects from Impoundments	The Project would not create an impoundment of water.
<input checked="" type="checkbox"/>	9. Management of Water Flows	The pre-construction course, condition, capacity, and location of open waters will be maintained.
<input checked="" type="checkbox"/>	10. Fills Within 100-Year Floodplains	The Project complies with applicable FEMA-approved state or local floodplain management requirements.
<input checked="" type="checkbox"/>	11. Equipment	The Project would not occur within wetlands or mudflats.
<input checked="" type="checkbox"/>	12. Soil Erosion and Sediment Controls	DWR will use appropriate soil erosion and sediment controls during construction.
<input checked="" type="checkbox"/>	13. Removal of Temporary Fills	The Project does not involve the use of temporary fills.
<input checked="" type="checkbox"/>	14. Proper Maintenance	DWR will properly maintain backfill as necessary.

<input checked="" type="checkbox"/>	15. Single and Complete Project	Geotechnical exploration is a single and complete project. The NWP will only be used once.
<input checked="" type="checkbox"/>	16. Wild and Scenic Rivers	The Project does not occur within a designated wild and scenic river.
<input checked="" type="checkbox"/>	17. Tribal Rights	The Project will not impair reserved tribal rights.
<input checked="" type="checkbox"/>	18. Endangered Species	See Box 11 above.
<input checked="" type="checkbox"/>	19. Migratory Bird and Bald and Golden Eagle Permits	DWR will not "take" any migratory bird or any bald or golden eagle.
<input checked="" type="checkbox"/>	20. Historic Properties	See Box 12 above.
<input checked="" type="checkbox"/>	21. Discovery of Previously Unknown Remains and Artifacts	DWR will immediately notify USACE of any find. DWR will avoid said find.
<input checked="" type="checkbox"/>	22. Designated Critical Resource Waters	The Project will not occur within designated critical resource waters.
<input checked="" type="checkbox"/>	23. Mitigation	See Box 10 above.
<input checked="" type="checkbox"/>	24. Safety of Impoundment Structures	DWR will not construct an impoundment structure.
<input checked="" type="checkbox"/>	25. Water Quality	See Box 13 above.
<input checked="" type="checkbox"/>	26. Coastal Zone Management	See Box 14 above.
<input checked="" type="checkbox"/>	27. Regional and Case-by-Case Conditions	The Project will comply with regional and case-by-case conditions.
<input checked="" type="checkbox"/>	28. Use of Multiple Nationwide Permits	The Project will not use multiple NWPs.
<input checked="" type="checkbox"/>	29. Transfer of Nationwide Permit Verifications	DWR cannot sell the property associated with the NWP.
<input checked="" type="checkbox"/>	30. Compliance Certification	DWR will provide a signed certification documenting completion of the authorized activity.
<input checked="" type="checkbox"/>	31. Pre-Construction Notification	DWR is notifying USACE by submitting this PCN.



Sacramento District Nationwide Permit Program Regional Conditions Checklist for California

U.S. ARMY CORPS OF ENGINEERS

BUILDING STRONG®

On March 18, 2012, the U.S. Army Corps of Engineers' South Pacific Division approved 26 regional conditions for the 2012 Nationwide Permits (NWP) in California, excluding the Lake Tahoe Basin, within the Sacramento District. This checklist is intended to assist applicants with completing the South Pacific Division Pre-Construction Notification Checklist and to ensure compliance with the regional conditions. This checklist does not include the full text of each regional condition.

Please refer to the *Final Sacramento District Nationwide Permit Regional Conditions for California, excluding the Lake Tahoe Basin* (http://www.spk.usace.army.mil/Portals/12/documents/regulatory/nwp/2012_nwps/2012-NWP-RC-CA.pdf) and the *List of Additional Information Required for Complete Pre-Construction Notification for California, Nevada and Utah*, when completing this checklist.

Please check the box to indicate you have read and have/will comply with the regional condition and provide a rationale on how you have/will comply with the condition.

Check	Regional Condition	Compliance Rationale
<input checked="" type="checkbox"/>	1. Pre-construction Notification. PCN must include: <input checked="" type="checkbox"/> Avoidance & minimization statement. <input checked="" type="checkbox"/> Plan & cross-section drawings. <input checked="" type="checkbox"/> Pre-project photos.	The information has been submitted with the PCN.
<input checked="" type="checkbox"/>	2. Pre-construction Notification. PCN must be submitted for: <input type="checkbox"/> Activities in a vernal pool. <input checked="" type="checkbox"/> Activities in the Primary or Secondary Zone of the Legal Delta, Sacramento River, and San Joaquin River, and immediate tributaries. <input type="checkbox"/> Crossings of perennial or intermittent waters. <input type="checkbox"/> Activities within 100 feet of a natural spring. <input checked="" type="checkbox"/> Activities located in areas designated as EFH.	DWR has submitted a PCN for the Project because it is located within the Legal Delta.
<input checked="" type="checkbox"/>	3. Recordation. Permittee will record the NWP verification.	The proposed project does not involve the designation of a preserve or a structure in a navigable water.
<input checked="" type="checkbox"/>	4. Avoided Waters. Permittee shall: <input type="checkbox"/> Establish & maintain a preserve. <input type="checkbox"/> Place avoided waters & buffers into a separate parcel; and <input type="checkbox"/> Establish permanent legal protection.	DWR acknowledges the Regional Condition.
<input checked="" type="checkbox"/>	5. Temporary Fill. PCN must include: <input type="checkbox"/> Avoidance practicability statement. <input type="checkbox"/> Description of the fill. <input type="checkbox"/> Plan for restoration and/or revegetation. Permittee will: <input type="checkbox"/> Use clean & washed gravel, <input type="checkbox"/> Place a horizontal marker. <input type="checkbox"/> Remove all temporary fill within 30 days.	The Project does not involve the use of temporary fill.

Check	Regional Condition	Compliance Rationale
<input checked="" type="checkbox"/>	6. Stream Crossings. <input type="checkbox"/> For Federally-listed fish species habitat, span the stream or river, or use bottomless arch culvert. <input type="checkbox"/> Ensure only minor impacts would occur to fish and wildlife passage or expected high flows. <input type="checkbox"/> No work within standing or flowing waters. <input type="checkbox"/> Dewatering plans must be approved by the Corps. <input type="checkbox"/> Will comply with Regional Condition 19; <input type="checkbox"/> Will not result in a reduction of bankfull width or depth of streams or negatively alter the flood control capacity.	The Project does not involve stream crossings.
<input checked="" type="checkbox"/>	7. Lead Federal Agency. Must submit documentation pertaining to the Corps Permit Area for ESA and Area of Potential Effect for NHPA.	As part of the PCN, DWR has submitted documentation for ESA and NHPA.
<input checked="" type="checkbox"/>	8. Compliance Certificate. Must submit: <input checked="" type="checkbox"/> As-built drawings. <input checked="" type="checkbox"/> Post-construction photographs.	I agree to submit as-built drawings and post-construction photographs as required by this condition.
<input checked="" type="checkbox"/>	9. Permittee Responsible Mitigation. Must submit a final compensatory mitigation & monitoring plan.	The activity does not involve permittee-responsible mitigation.
<input checked="" type="checkbox"/>	10. Mitigation. Must complete mitigation construction before or concurrent with commencement of project construction and/or submit proof of mitigation bank or ILF payment.	I agree to comply with this condition.
<input checked="" type="checkbox"/>	11. Contractor Awareness. Responsible for awareness and shall ensure permit & drawing availability.	I agree to have a copy of the permit and drawings available for review at the project site.
<input checked="" type="checkbox"/>	12. Limits of Disturbance. Must clearly identify & ensure no work takes place outside of limits.	The project limits will be clearly identified in the field.
<input checked="" type="checkbox"/>	13. Notification. Must notify 10 days prior to initiation of project construction.	I agree to comply with this condition.
<input checked="" type="checkbox"/>	14. Inspections. Must allow inspection of activity(s).	I agree to allow Corps representatives to inspect the project and any avoidance/mitigation areas.
<input checked="" type="checkbox"/>	15. Mather Core Recovery Area (Sacramento County). NWP's (see list) revoked from use in vernal pools.	The activity does not involve impacts to vernal pools in the Mather Core Recovery Area.
<input checked="" type="checkbox"/>	16. Legal Delta. NWP's (see list) revoked.	The activity would not involve the use of NWP 29 or 39.
<input checked="" type="checkbox"/>	17. Secondary Zone. Impacts must be mitigated within the Secondary Zone of the Legal Delta.	The activity would not occur within the Secondary Zone of the Legal Delta.
<input checked="" type="checkbox"/>	18. NWP 12 (Utility Lines). <input type="checkbox"/> Activity will not drain wetlands or waters. <input type="checkbox"/> Permittee will stockpile top 6-12" of topsoil. <input type="checkbox"/> Permittee will replace topsoil, and then re-seed. PCN must be submitted when a utility line: <input type="checkbox"/> Results in a discharge of fill into perennial or intermittent waters, or special aquatic sites <input type="checkbox"/> Results in a discharge of fill into greater than 100 linear feet of ephemeral waters; <input type="checkbox"/> Includes construction of an access road, substation or foundation within waters; or <input type="checkbox"/> Does not involve restoration of trenches to pre-project contours and conditions.	The activity would not involve the use of NWP 12.

Check	Regional Condition	Compliance Rationale
☒	19. NWPs 13 & 14. For bank stabilization activity(s): <input type="checkbox"/> Activity will use native vegetation, bioengineering design techniques, or a combination thereof. PCN must be submitted when stabilization: <input type="checkbox"/> Involves hard-armoring or non-vegetated/non-bioengineered technique.	The activity would not involve the use of NWP 13 or 14.
☒	20. NWP 23 (Categorical Exclusions). <input type="checkbox"/> Submit a PCN for all activities. <input type="checkbox"/> Include a copy of the CE. <input type="checkbox"/> Include final agency determinations for ESA, EFH, and NHPA.	The activity would not involve the use of NWP 23.
☒	21. NWP 27 (Aquatic Habitat Restoration). PCN must be submitted when the activity: <input type="checkbox"/> Results in a discharge of fill into perennial or intermittent waters, or special aquatic sites; or <input type="checkbox"/> Results in a discharge of fill into greater than 100 linear feet of ephemeral waters.	The activity would not involve the use of NWP 27.
☒	22. NWPs 29 and 39 (Residential & Commercial Development). Channelization or relocation of intermittent or perennial drainages is not authorized, except when relocation would result in a net increase in functions.	The activity will not involve NWPs 29 or 39.
☒	23. Waivers (300 & 500 linear foot): PCN must include: <input type="checkbox"/> A narrative description; <input type="checkbox"/> An analysis of the proposed impacts; <input type="checkbox"/> Measures taken to avoid and minimize losses to waters; and <input type="checkbox"/> A compensatory mitigation plan.	The activity would not involve a waiver.
☒	24. NWPs 29, 39, 40, 42, and 43: Must establish and maintain upland vegetated buffers.	The activity would not involve the use of NWP 29, 39, 40, 42, and 43.
☒	25. NWP 46 (Discharge in Ditches): Will not cause the loss of greater than 0.5 acres of waters or the loss of more than 300 linear feet of ditch.	The activity would not involve the use of NWP 46.
☒	26. All NWPs. All NWPs except (see list) are revoked for activities in histosols, fens, bogs and peatlands, and in wetlands contiguous with fens.	The activity would not occur in a histosols, fen, bog, peatland or wetland contiguous with a fen.