

Regulatory Program Workshop Sacramento District Execution and Performance

September 2013

Michael J Nepstad

Deputy Chief, Regulatory Division

US Army Corps of Engineers, Sacramento District



US Army Corps of Engineers
BUILDING STRONG®



General Information

▪ Area of Responsibility

- ▶ CA: Central Valley, including Delta, and Sierra Nevada
- ▶ NV: All
- ▶ UT: All
- ▶ CO: Western Slope

▪ Organization

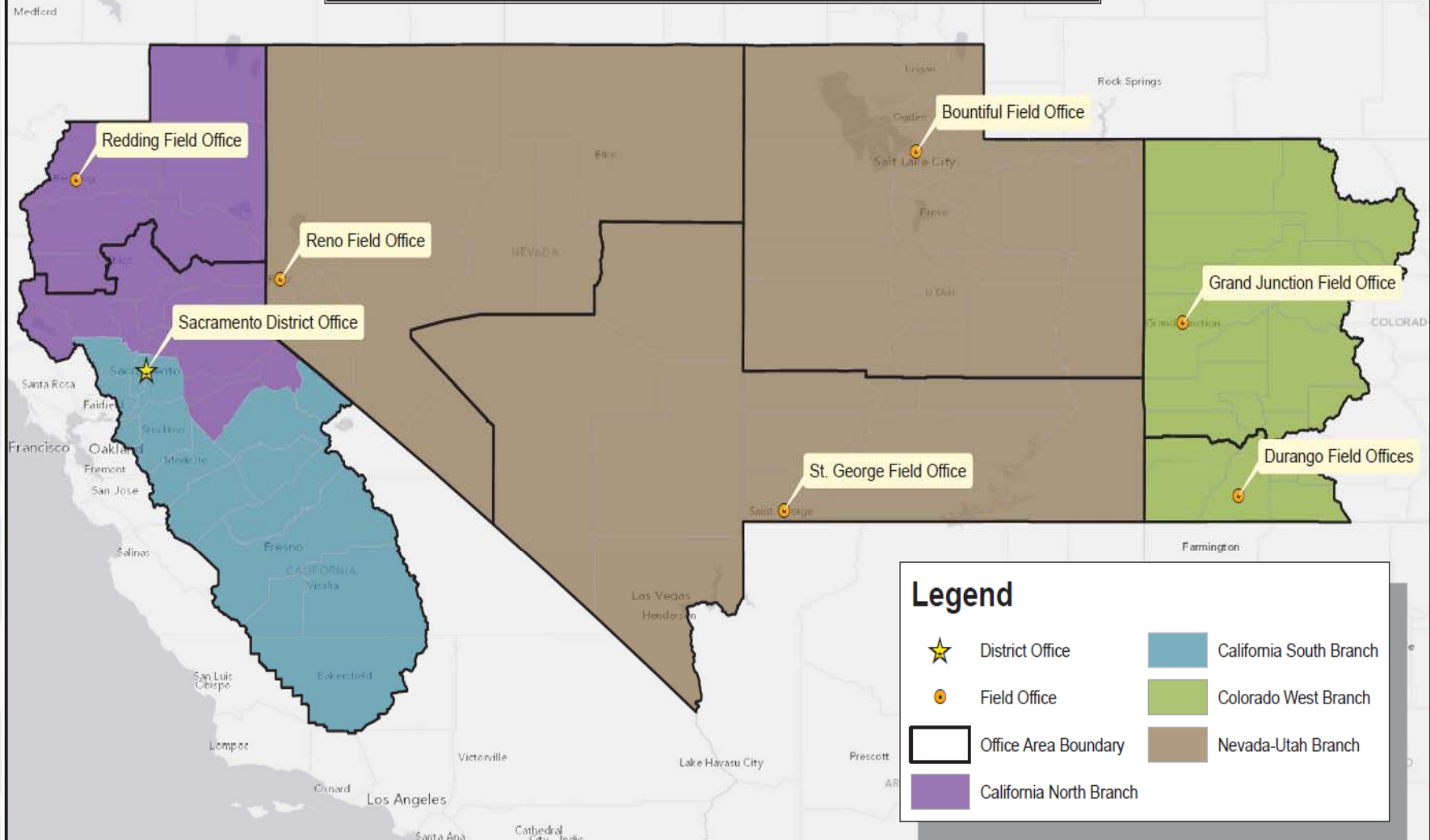
- ▶ 4 branches (CA North, CA South, NV-UT, and CO West), based primarily on political boundaries, and an Enforcement Unit
- ▶ Staff of 45 operating out of 7 offices

▪ Funding

- ▶ General Regulatory Funds
 - Annual Energy and Water Appropriation
 - Distributed by Corps HQ among 8 Division and 38 District offices
- ▶ Section 214 of Water Resources Development Act
 - Allows non-federal public entities to provide funds to Regulatory to expedite permit review for public projects
 - Authority expires Dec 2017



Sacramento District Regulatory Offices



Legend

- ★ District Office
- Field Office
- Office Area Boundary
- California South Branch
- Colorado West Branch
- Nevada-Utah Branch
- California North Branch



US Army Corps of Engineers
Sacramento District

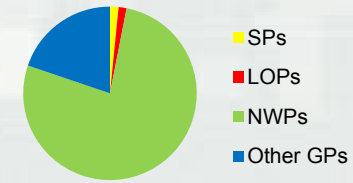
BUILDING STRONG®

Program Performance FY13

■ Permitting

- ▶ Total permits issued = 1,329
 - 21 Standard Permits
 - 20 Letters of Permission
 - 1,025 Nationwide Permit Verifications
 - 263 Regional and Programmatic General Permit Verifications
- ▶ Compare to FY12 = 2,305
- ▶ 305 permit applications withdrawn

Permits Issued FY13



■ Enforcement

- ▶ Resolved 18 of 51 (35%) cases of permit non-compliance
- ▶ Resolved 48 of 143 (33%) cases of unauthorized activities
- ▶ Compare to FY12: case number about the same; increase in resolution rate

■ Jurisdiction Determinations

- ▶ Total JDs = 1,064
 - 119 Approved JDs
 - 567 Preliminary JDs
 - 378 No JD required or withdrawn

■ National Performance Measures

- ▶ Met/exceeded all metrics
- ▶ FY12: Decreases in 6/8 categories



National Performance Measures FY13

Performance Measure	Target	Actual	Indicator
1. Individual Permit Compliance <i>Inspect XX% of individual permits issued in preceding fiscal year.</i>	10%	19%	●
2. General Permit Compliance <i>Inspect XX% of general permits issued in preceding fiscal year.</i>	5%	7%	●
3. Mitigation Site Compliance <i>Inspect XX% of all active mitigation sites.</i>	5%	25%	●
4. Mitigation Bank and In Lieu Fee Compliance <i>Inspect XX% of all active mitigation banks and in lieu fee programs.</i>	20%	32%	●
5. Resolution of Non-Compliance Issues <i>Resolve XX% of pending non-compliance cases.</i>	20%	35%	●
6. Resolution of Enforcement Actions <i>Resolve XX% of pending enforcement cases.</i>	20%	32%	●
7. General Permit Decisions <i>Decide XX% of general permits within 60-days of a complete application.</i>	75%	86%	●
8. Individual Permit Decisions <i>Decide XX% of standard permits & LOPs within 120-days of a complete application, excluding those with formal ESA consultation.</i>	50%	59%	●

Hot Topics

- **Fiscal Challenges**
 - ▶ Sequestration continues; Continuing Resolution thru 15 Jan 14
 - ▶ Hiring freeze; restrictions on travel and conferences
- **Waters of the United States Definitions Rulemaking (pending)**
- **Personnel**
 - ▶ New DA Interns (PMs), one each in Sacramento and Redding Offices
- **Significant Projects/Initiatives**
 - ▶ Bay Delta Conservation Plan
 - ▶ CA High Speed Rail
 - ▶ Habitat Conservation Plans
 - ▶ Master-planned (Specific Plan) Communities
 - ▶ Infrastructure
 - ▶ Mining
 - ▶ Water supply



Questions?

Stay informed! Sign Up for Public Notices:

cespk-regulatory-info@usace.army.mil

We want your feedback! Take the Regulatory Survey:

<http://per2.nwp.usace.army.mil/survey.html>

Workshop information and materials:

www.spk.usace.army.mil/Missions/Regulatory/References



BUILDING STRONG®