

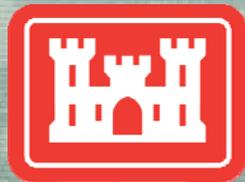
REGULATORY PROGRAM BRIEF

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US Army Corps of Engineers
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Sacramento District Regulatory Division

▪ Area of Responsibility

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

▪ Organization

- ▶ 4 branches (CA North, CA South, NV-UT, and CO West) and an Enforcement Unit
- ▶ 55 people operating out of 7 offices

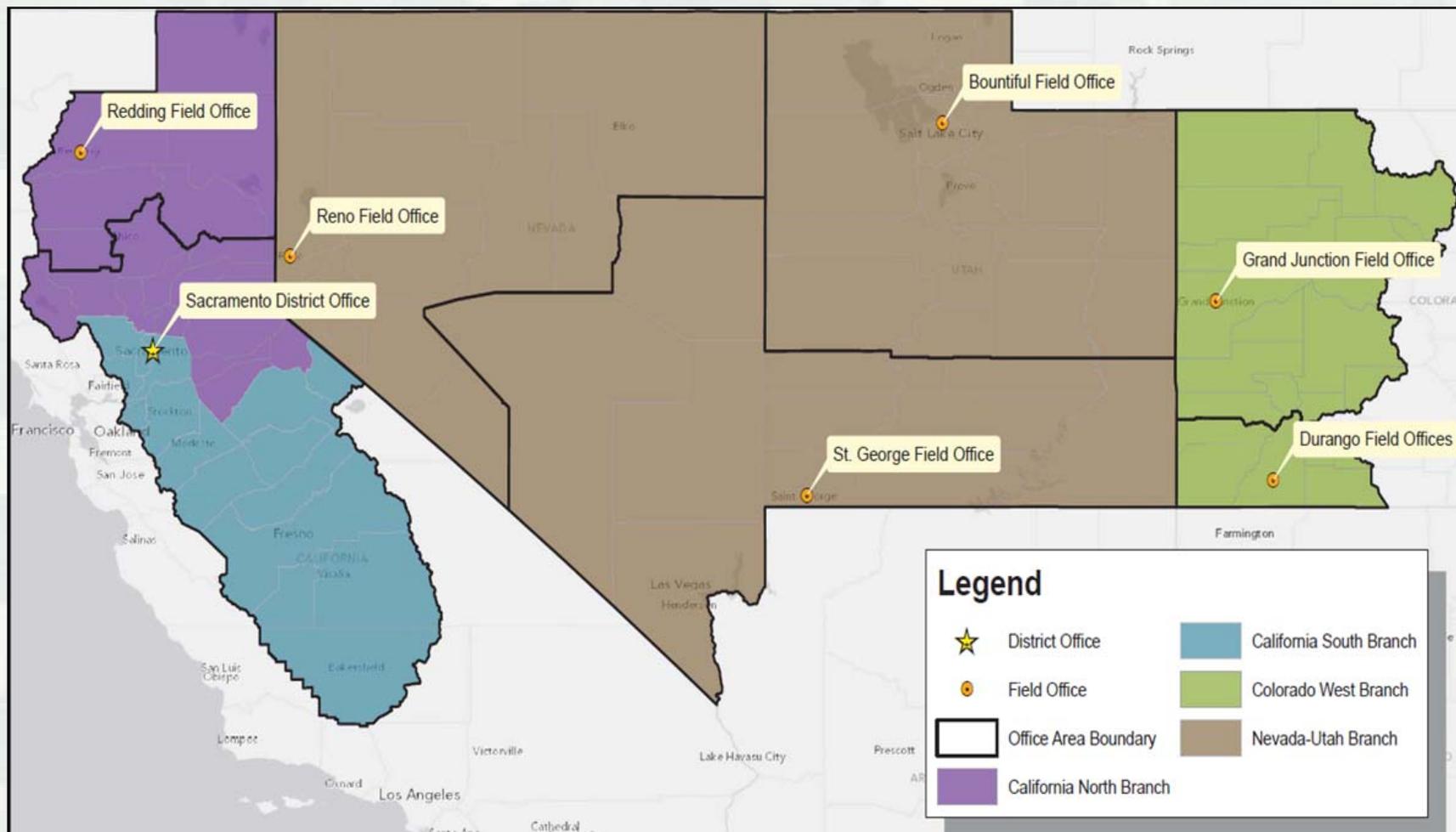
▪ Funding

- ▶ General Regulatory Funds
 - Energy and Water – \$200M annual appropriation, distributed by Corps HQ among 8 Divisions and 38 districts
- ▶ Section 214 of Water Resources Development Act of 2000
 - Allows non-federal public entities to provide funds to Regulatory to expedite permit review for public projects
 - WRRDA 2014 removed sunset provision and added pilot for utility companies



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Sacramento District Regulatory Offices



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Sacramento District Regulatory Mission FY15 by the Numbers

	<u>FY14</u>
▪ Pre-application consultations: 299	339
▪ Permits issued: 936	910
▪ Permits denied: 0	0
▪ Permit applications withdrawn: 349	296
▪ Unauthorized activities resolved: 65	47
▪ Permit non-compliance cases resolved: 18	11
▪ Jurisdictional determinations completed: 977	981
▪ FY15 General Regulatory Funds executed: 97%	94%
▪ Staffing level: 55 (lost 12, gained 21 = +9)	-1 Net
▪ National Performance Measures: Met all but one	Met all



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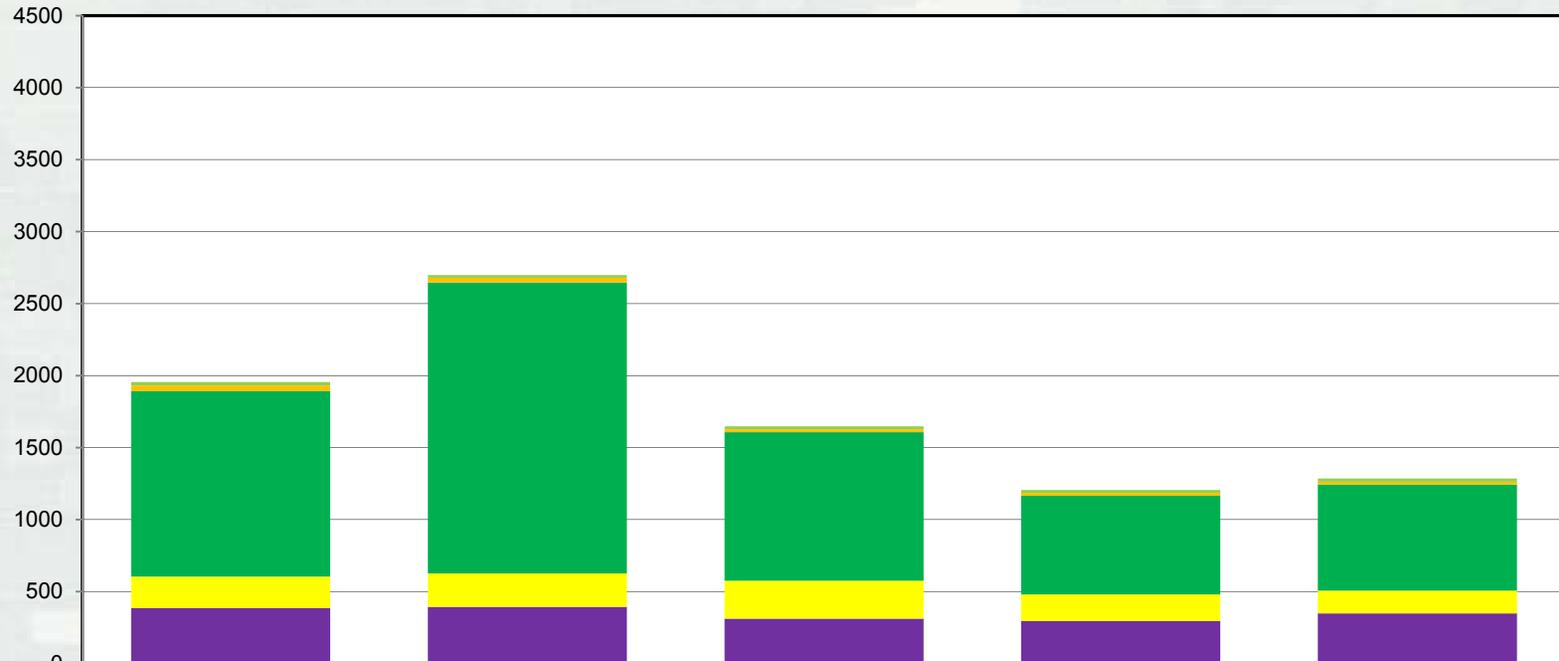
National Performance Measures

Performance Measure	Target	Actual	Indicator
1. Individual Permit Compliance <i>Inspect XX% of individual permits issued in preceding fiscal year.</i>	10%	20%	●
2. General Permit Compliance <i>Inspect XX% of general permits issued in preceding fiscal year.</i>	10%	12%	●
3. Mitigation Site Compliance <i>Inspect XX% of all active mitigation sites.</i>	10%	310%	●
4. Mitigation Bank and In Lieu Fee Compliance <i>Inspect XX% of all active mitigation banks and in lieu fee programs.</i>	20%	25%	●
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%	40%	●
7. General Permit Decisions <i>Decide XX% of general permits within 60-days of a complete application.</i>	80%	78%	●
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%	63%	●



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Finalized Permit Actions FY11 – FY15



	FY11	FY12	FY13	FY14	FY15
SP Issued	24	19	21	20	22
LOP Issued	39	33	20	20	20
NWP Issued	1288	2020	1031	685	736
Other GP Issued	217	233	264	185	158
Apps Withdrawn	387	394	312	296	349
Permits Denied	0	0	0	0	0



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Finalized Jurisdictional Determinations FY11 – FY15



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Other Workload

- **404 Permit Strategies Associated with HCPs**
- **EISs for Specific Plan Areas**
- **Bay Delta Conservation Plan**
- **CA Drought Salinity Barrier(s)**
- **CA High Speed Train**
- **Mitigation Banks (2 approved, many in pipe)**
- **Lead Corps District for Regulatory Program in CA**



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FY15 Challenges

- **Clean Water Rule**
- **Endangered Species**
- **Cultural Resources and Tribal Consultation**
- **Farmland and rangeland conversions to nut trees**
- **Loss of wetland specialist**
- **New entry level employees**



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FY16 Look Ahead

- **Same General Regulatory Funding as FY15**
- **1-2 new positions in Sacramento office**
- **JD requests and permit applications to increase**
- **Public notices on proposed 404 permit strategies for BRCP, SSHCP and PCCP**
- **Approval of 2-3 new mitigation banks**
- **Drought?**
- **Return of Clean Water Rule?**



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