

NWP PRE-CONSTRUCTION ENG FORM 6082

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U.S. Army Corps of Engineers, Sacramento District


April 23, 2021
Regulatory Program Workshop



US Army Corps
of Engineers®



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<p>5. APPLICANT'S NAME</p> <p>First - Matthew Middle - Last - Roberts</p> <p>Company - United States Army Corps of Engineers</p> <p>Company Title - Senior Regulatory Project Manager</p> <p>E-mail Address - Matthew.J.Roberts@usace.army.mil</p>	<p>8. AUTHORIZED AGENT'S NAME AND TITLE <i>(agent is not required)</i></p> <p>First - Kaitlyn Middle - Last - Pascus</p> <p>Company - United States Army Corps of Engineers</p> <p>E-mail Address - Kaitlyn.A.Pascus@usace.army.mil</p>
<p>6. APPLICANT'S ADDRESS</p> <p>Address- 310 Hemsted Drive, Suite 310</p> <p>City - Redding State - CA Zip - 96022 Country - U.S.</p>	<p>9. AGENT'S ADDRESS</p> <p>Address- 1325 J Street</p> <p>City - Sacramento State - CA Zip - Country -</p>
<p>7. APPLICANT'S PHONE NOs. with AREA CODE</p> <p>a. Residence b. Business c. Fax d. Mobile</p> <p>(530) 223-9538 (530) 723-3355</p>	<p>10. AGENT'S PHONE NOs. with AREA CODE</p> <p>a. Residence b. Business c. Fax d. Mobile</p> <p> (916) 557-7759 (312) 579-5605</p>
<p align="center">STATEMENT OF AUTHORIZATION</p> <p>11. I hereby authorize, <u> Kaitlyn Pascus </u> to act in my behalf as my agent in the processing of this nationwide permit pre-construction notification and to furnish, upon request, supplemental information in support of this nationwide permit pre-construction notification.</p> <p align="center">  _____ 2021-04-14 SIGNATURE OF APPLICANT DATE </p>	

1. It is important to have all information in the section filled out and signed.
2. If there are more than one person, please list them on a separate sheet of paper as we only discuss the project with whomever is associated with the proposed project.
3. An agent is not required for a proposed project



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NAME, LOCATION, AND DESCRIPTION OF PROJECT OR ACTIVITY

12. PROJECT NAME or TITLE *(see instructions)*

Matthew's Residential Subdivision

13. NAME OF WATERBODY, IF KNOWN *(if applicable)*

Cottonwood Creek

14. PROPOSED ACTIVITY STREET ADDRESS *(if applicable)*

N/A

15. LOCATION OF PROPOSED ACTIVITY *(see instructions)*

Latitude	°N	Longitude	°W
40.37318		-122.262936	

City:	State:	Zip:
Cottonwood	CA	96022

16. OTHER LOCATION DESCRIPTIONS, IF KNOWN *(see instructions)*

State Tax Parcel ID	Municipality
004-140-77-1	Tehama

Section	Township	Range
12	29 North	4 West

17. DIRECTIONS TO THE SITE

From I-5 take the Bowman Exit and head East, take a right on Lake California Drive. Drive approximately 1 mile and you will see two gravel roads, one heads north and one heads south, take a left and head north on the road. You will approach a white metal fence this gate goes to the property.

18. IDENTIFY THE SPECIFIC NATIONWIDE PERMIT(S) YOU PROPOSE TO USE

Nationwide Permit 29, Residential Development.

- The Name of the project should be associated with the proposed NWP activity (bank stabilization; bridge replacement; commercial development)
- Location should be in Decimal, degree format



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19. DESCRIPTION OF PROPOSED NATIONWIDE PERMIT ACTIVITY *(see instructions)*

The proposed project would fill in approximately 0.12 acre of perennial stream, 0.03 acre of riparian wetland, and 0.1 acre of adjacent seasonal wetlands to construct a 40 home subdivision that would include streets, curbs, gutters, sidewalks, driveways, and utilities. The 2021 Matthew's Residential Development plans are attached and show all impacts and designs.

20. DESCRIPTION OF PROPOSED MITIGATION MEASURES *(see instructions)*

The proposed project would avoid 0.4 acre of seasonal wetland and has been designed to minimize and avoid impacts to aquatic resources to the maximum extent possible. Best Management Practices would include fencing off avoided aquatic resources with a 50 foot buffer and having a qualified biologist on-site to conduct a worker environmental brief and ensure no federally listed species are within the action area.

21. PURPOSE OF NATIONWIDE PERMIT ACTIVITY *(Describe the reason or purpose of the project, see instructions)*

The purpose of the proposed project is to provide more affordable housing within Tehama County that currently has a housing shortage. Ground breaking disturbance is anticipated to begin in May of 2022.

22. QUANTITY OF WETLANDS, STREAMS, OR OTHER TYPES OF WATERS DIRECTLY AFFECTED BY PROPOSED NATIONWIDE PERMIT ACTIVITY *(see instructions)*

Acres	Linear Feet	Cubic Yards Dredged or Discharged
0.25	N/A	600

- A detailed description of the proposed project is recommended. If there are drawing's (highly recommended) please state you have attached them.
- Describe how you are minimizing a reducing impacts to "Aquatic resources."
- Discuss the purpose and when you anticipate constructing the proposed project



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Each PCN must include a delineation of wetlands, other special aquatic sites, and other waters, such as lakes and ponds, and perennial, intermittent, and ephemeral streams, on the project site.

23. List any other NWP(s), regional general permit(s), or individual permit(s) used or intended to be used to authorize any part of the proposed project or any related activity. (see instructions)

None, but it is important to state whether de-watering is involved and if so a NWP 33 would need to be used as well. This is under the 2017 NWP, so we would need a separate form filled out only showing how you comply with the 2017 NWP general conditions, and regional conditions. The 2017 Pre-construction Form would not be necessary.

24. If the proposed activity will result in the loss of greater than 1/10-acre of wetlands and requires pre-construction notification, explain how the compensatory mitigation requirement in paragraph (c) of general condition 23 will be satisfied, or explain why the adverse environmental effects are no more than minimal and why compensatory mitigation should not be required for the proposed activity.

The mitigation proposed for Matthew's Residential Development is use of the In-Lieu-Fee (National Fish and Wildlife Foundation) program. We would purchase 0.24 credits of Northwest Sacramento River Aquatic Resource for stream impacts and 0.26 credits of unallocated advanced credits for wetland impacts. Explain if it deviates from the hierarchy of the 2008 Mitigation rule.



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25. Is any portion of the nationwide permit activity already complete?

Yes

No

If Yes, describe the completed work:

No work has been completed yet.

26. List the name(s) of any species listed as endangered or threatened under the Endangered Species Act that might be affected by the proposed NWP activity or utilize the designated critical habitat that might be affected by the proposed NWP activity. (see instructions)

California Central Valley Steelhead (*Oncorhynchus Mykiss*) and Central Valley Spring-run Chinook salmon (*O. Tshawytscha*) and their critical habitat. There also might be California Red Legged Frog (*Rana draytonii*), Valley Elderberry longhorn beetle (*Desmocerus californicus*), vernal pool fairy shrimp (*Branchinecta lynchi*), and vernal pool Tadpole Shrimp (*Lepidurus packardi*). See attached biological report for further information.

27. List any historic properties that have the potential to be affected by the proposed NWP activity or include a vicinity map indicating the location of the historic property or properties. (see instructions)

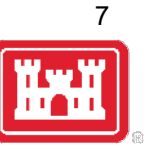
None, see attached cultural resource report for further information.

28. For a proposed NWP activity that will occur in a component of the National Wild and Scenic River System, or in a river officially designated by Congress as a "study river" for possible inclusion in the system while the river is in an official study status, identify the Wild and Scenic River or the "study river":

None, the nearest federal Wild and Scenic River is approximately 70 miles southeast as a crow flies.



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29. If the proposed NWP activity also requires permission from the Corps pursuant to 33 U.S.C. 408 because it will alter or temporarily or permanently occupy or use a U.S. Army Corps of Engineers federally authorized civil works project, have you submitted a written request for section 408 permission from the Corps district having jurisdiction over that project? Yes No

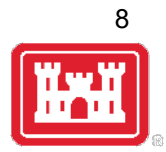
If "yes", please provide the date your request was submitted to the Corps district:

30. If the terms of the NWP(s) you want to use require additional information to be included in the PCN, please include that information in this space or provide it on an additional sheet of paper marked Block 30. (see instructions)

None

Block 30. Other Information Required For Nationwide Permit Pre-Construction Notifications. The terms of some of the Nationwide Permits include additional information requirements for preconstruction notifications:

- * NWP 3, Maintenance –information regarding the original design capacities and configurations of the outfalls, intakes, small impoundments, and canals.
- * NWP 31, Maintenance of Existing Flood Control Facilities –a description of the maintenance baseline and the dredged material disposal site.
- * NWP 33, Temporary Construction, Access, and Dewatering –a restoration plan showing how all temporary fills and structures will be removed and the area restored to pre-project conditions.
- * NWP 44, Mining Activities –if reclamation is required by other statutes, then a copy of the final reclamation plan must be submitted with the pre-construction notification.
- * NWP 45, Repair of Uplands Damaged by Discrete Events –documentation, such as a recent topographic survey or photographs, to justify the extent of the proposed restoration.
- * NWP 48, Commercial Shellfish Aquaculture Activities –(1) a map showing the boundaries of the project area, with latitude and longitude coordinates for each corner of the project area; (2) the name(s) of the species that will be cultivated during the period this NWP is in effect; (3) whether canopy predator nets will be used; (4) whether suspended cultivation techniques will be used; and (5) general water depths in the project area (a detailed survey is not required).
- * NWP 49, Coal Remining Activities –a document describing how the overall mining plan will result in a net increase in aquatic resource functions must be submitted to the district engineer and receive written authorization prior to commencing the activity.
- * NWP 50, Underground Coal Mining Activities –if reclamation is required by other statutes, then a copy of the reclamation plan must be submitted with the pre-construction notification.



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31. Pre-construction notification is hereby made for one or more nationwide permit(s) to authorize the work described in this notification. I certify that the information in this pre-construction notification is complete and accurate. I further certify that I possess the authority to undertake the work described herein or am acting as the duly authorized agent of the applicant.

2021-04-21

2021-04-21

SIGNATURE OF APPLICANT

DATE

SIGNATURE OF AGENT

DATE

The pre-construction notification must be signed by the person who desires to undertake the proposed activity (applicant) and, if the statement in Block 11 has been filled out and signed, the authorized agent.

18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals, or covers up any trick, scheme, or disguises a material fact or makes any false, fictitious or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious or fraudulent statements or entry, shall be fined not more than \$10,000 or imprisoned not more than five years or both.

33 CFR 325.1(d)(8) States:

(8) *Signature on application.* The application must be signed by the person who desires to undertake the proposed activity (*i.e.*, the applicant) or by a duly authorized agent. When the applicant is represented by an agent, that information will be included in the space provided on the application or by a separate written statement. The signature of the applicant or the agent will be an affirmation that the applicant possesses or will possess the requisite property interest to undertake the activity proposed in the application, except where the lands are under the control of the Corps of Engineers, in which cases the district engineer will coordinate the transfer of the real estate and the permit action. An application may include the activity of more than one owner provided the character of the activity of each owner is similar and in the same general area and each owner submits a statement designating the same agent.



QUESTIONS?



We're done.



Questions?

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Thank you for Attending our Regulatory Program Workshop today, if you have any additional questions that we have not covered, please feel free to submit them to our Regulatory Information email at the listed email address below

SPKRegulatorymailbox@usace.army.mil