



DEPARTMENT OF THE ARMY  
U.S. ARMY CORPS OF ENGINEERS, SACRAMENTO DISTRICT  
1325 J STREET  
SACRAMENTO CA 95814-2922

November 17, 2023

Regulatory Division (SPK-2023-00370)

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

Dear [REDACTED]

We are responding to your October 3, 2023, request for an approved jurisdictional determination for the *Red Bluff Telecommunications Site*. The approximately 0.33-acre project site is located on Rawson Ave, Latitude 40.10962°, Longitude -122.25745°, outside the City of Red Bluff, Tehama County, California.

Based on available information, we concur with your aquatic resource delineation for the site, as depicted on the enclosed March 14, 2023, Delineation of Wetlands and other Waters of the US for SPK-2023-00379 drawing prepared by [REDACTED] (enclosure 1). Approximately 0.02 acres of aquatic resources, consisting of 0.02 acres of riverine channel are present within the survey area. This letter verifies that the location and boundaries of wetlands were delineated consistent with the wetland definition at 33 CFR §328.3(c)(16), the 1987 *Corps of Engineers Wetlands Delineation Manual* (Wetlands Research Program Technical Report Y-87-1) and the applicable regional supplements; and the location and boundaries of non-tidal waters conform with the ordinary high water mark definition at 33 CFR §328.3(c)(7), Regulatory Guidance Letter 05-05, and any applicable regional guide.

We have determined that the aquatic resource on site, "Drainage Channel," totaling 0.01 acre is not a water of the U.S. regulated under Section 404 of the Clean Water Act or under Section 10 of the Rivers and Harbors Act, because it is a non-relatively permanent water and does not meet the definition of an (a)(3) water.

We are enclosing a copy of the *Approved Jurisdictional Determination Form* for your site (enclosure 2).

This approved jurisdictional determination is valid for five years from the date of this letter, unless new information warrants revision of the determination before the expiration date. If you object to this determination, you may request an administrative appeal under Corps regulations at 33 Code of Federal Regulations (CFR) Part 331. A *Notification of Appeal Process (NAP) and Request for Appeal (RFA) Form* is enclosed (enclosure 3). If you request to appeal this determination, you must submit a completed RFA form to the South Pacific Division Office at the following address: Administrative Appeal Review Officer,

Army Corps of Engineers, South Pacific Division, CESPDPDO, 1455 Market Street, 2052B, San Francisco, California 94103-1399, Telephone: 415-503-6574, FAX: 415-503-6646.

In order for an RFA to be accepted by the Corps, we must determine that the form is complete, that it meets the criteria for appeal under 33 CFR Part 331.5, and that the form was received by the Division Office within 60 days of the date of the NAP. It is not necessary to submit an RFA form to the Division Office unless you object to the determination in this letter.

We recommend that you provide a copy of this letter and notice to all other affected parties, including any individual who has an identifiable and substantial legal interest in the property.

The delineation included herein has been conducted to identify the location and extent of the aquatic resource boundaries and/or the jurisdictional status of aquatic resources for purposes of the Clean Water Act for the particular site identified in this request. This delineation and/or jurisdictional determination may not be valid for the Wetland Conservation Provisions of the Food Security Act of 1985, as amended. If you or your tenant are USDA program participants, or anticipate participation in USDA programs, you should discuss the applicability of a certified wetland determination with the local USDA service center, prior to starting work.

We appreciate feedback, especially about interaction with our staff and our processes.

Please refer to identification number SPK-2023-00370 in any correspondence concerning this project. If you have any questions, please contact [REDACTED] by email at [REDACTED], or telephone at [REDACTED]. For program information or to complete our Customer Survey, visit our website at [www.spk.usace.army.mil/Missions/Regulatory.aspx](http://www.spk.usace.army.mil/Missions/Regulatory.aspx).

Sincerely,

[REDACTED]

Enclosures

cc (w/o encls):


[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]




**Delineation of Wetlands and other Waters of the US for SPK-2023-00379**





## Legend


 Aquatic Resource

 Survey Area

## RGB

 Red: Band\_1

 Green: Band\_2

 Blue: Band\_3



Ohm Rd

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**Enclosure 8**



### Map Title/Description

**Feb 23, 2017, Imagery  
2023-00370**

0 15 30 60  
Feet

Map Center: 122.257369°W 40.109626°N


Author Name


Date: 10/18/2023

Coordinate System: NAD 1983  
StatePlane California I FIPS 0401 Feet





## Legend


 Aquatic Resource

 Survey Area

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 Red: Band\_1

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Ohm Rd

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USGS, Bureau of Land Management, EPA, NPS, US Census Bureau, USDA

**Enclosure 9**



### Map Title/Description

**May 11, 2023, Imagery  
2023-00370**

0 15 30 60  
Feet

Map Center: 122.257369°W 40.109626°N

Author Name

Date: 10/18/2023

Coordinate System: NAD 1983  
StatePlane California I FIPS 0401 Feet