

Regional General Permit 3

**BOAT DOCKS AND APPURTENANT STRUCTURES**

**EFFECTIVE DATE: August XX, 2024**

**EXPIRATION DATE: August XX, 2029**

The U.S. Army Corps of Engineers (USACE), Sacramento District (District), hereby issues Regional General Permit (RGP) 3 authorizing structures or work in or affecting navigable waters of the United States for boat docks and appurtenant structures.

NOTE: The term "you" and its derivatives, as used in this RGP, means the permittee or any future transferee. The term "this office" refers to the U.S. Army Corps of Engineers, Sacramento District (District).

**ISSUING OFFICE:** U.S. Army Corps of Engineers, Sacramento District

**ACTION ID:** SPK-1997-00732

**AUTHORITY**: Section 10 of the Rivers and Harbors Act of 1899 (33 USC 403) for structures or work in or affecting navigable waters of the United States.

**PURPOSE:** The purpose of this RGP is to implement an expedited permit application and review process for the installation, construction, or modification of pile-supported docks and floating docks, as well as their appurtenant structures (e.g. decking, lighting, gangways, landings, ladders, bumpers, fenders, handrails, etc.), that require a Department of the Army (DA) Permit prior to installation in navigable waters of the United States (U.S.). These activities have minimal impacts on the aquatic environment, individually and cumulatively.

**LOCATION:** All navigable waters of the United States located within the Sacramento District boundary of the states of California, Nevada, and Utah, excluding Lake Tahoe.

**ACTIVITIES COVERED:** This RGP authorizes installation, construction, and modification of pile supported or floating boat docks and appurtenant structures within navigable waters of the U.S., subject to Section 10 of the Rivers and Harbors Act of 1899.

### TERMS:

1. Configuration of the dock may vary (i.e., straight, T- shaped, U-shaped, L-shaped, etc.) provided the total surface area of the dock beyond the Ordinary High-Water Mark (OHWM) or Mean High-Water Mark (MHWM) does not exceed 1,800 square feet. This includes associated decking and boat slip(s), if covered.
2. The width of the dock’s gangway or walkway may not exceed 10 feet.
3. The dock, including appurtenant structures, may not extend more than:
   1. 180-feet from the OHWM/MHWM; or
   2. 30% of the distance across the water way, whichever is more restrictive.
4. The footprint of the dock and appurtenant structures must provide a minimum clearance of 5-feet from the imaginary lines extending from the adjacent property boundaries.
5. Only one dock is allowed per parcel.
6. The following activities are prohibited under this RGP:
   1. The construction or placement of enclosed buildings, boathouses, fuel storage tanks, fuel dispensing facilities, sinks, toilets, showers, or sanitary pump out facilities.
   2. The conversion of a boat dock into a recreation room, residence, or dwelling.
   3. The permanent mooring of a recreation room, floating residence, or dwelling.

### GENERAL CONDITIONS:

1. You shall submit a pre-construction notification (PCN) to this office prior to commencing work in navigable waters of the U.S. The PCN shall contain the information identified in the "Pre-Construction Notification Procedures" section below. You shall not commence work in navigable waters of the U.S. requiring a permit until you have received written notification from this office that the proposed work and/or structure is authorized.
2. You shall comply with all special conditions that are placed on verifications under this RGP to ensure the authorized activity has minimal impacts on the aquatic environment and navigable capacity of the water of the U.S.
3. No activity or structure may cause more than a minimal adverse effect on navigation. Any safety lights and signals prescribed by the U.S. Coast Guard, through regulations or otherwise, must be installed and maintained at your expense on authorized structures in navigable waters of the United States. You understand and agree that, if future operations by the United States require the removal, relocation, or other alteration, of the structure or work herein authorized, or if, in the opinion of the Secretary of the Army or their authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, you will be required, upon due notice from the this office, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.
4. No activity is authorized under this RGP which may directly or indirectly jeopardize the continued existence of a threatened or endangered species or a species proposed for such designation, as identified under the Federal Endangered Species Act (ESA), or which will directly or indirectly destroy or adversely modify designated critical habitat or critical habitat proposed for such species. In addition, no work may occur that may affect a threatened and/or endangered species, or that may adversely affect essential fish habitat (EFH), until this office has completed consultations under Section 7 of the ESA and Section 305(b) of the Magnuson-Stevens Fishery Conservation and Management Act. Information regarding the effects of the project on Federally listed threatened and/or endangered species, including their designated critical habitat, and/or EFH shall be submitted with the PCN required for this RGP.
5. No activity is authorized which may have the potential to cause effects to properties listed, or eligible for listing, in the National Register of Historic Places, until the requirements of Section 106 of the National Historic Preservation Act (NHPA) have been satisfied.

#### You shall ensure that the boat dock and appurtenant structures are properly anchored utilizing systems designed to withstand anticipated high flows.

* 1. Permanent or temporary anchoring to riparian vegetation is not authorized by this permit.
  2. The issuance of this permit does not relieve you from taking all necessary steps to ensure the integrity of the boat dock and appurtenant structures, and the safety of boats moored thereto, from damage by wave wash or high-water events, and you shall not hold the United States liable for any such damages.

1. You shall maintain the boat dock and appurtenant structures authorized by this RGP in good condition and in conformance with the terms and conditions of this RGP. Maintenance work may require additional Department of the Army (DA) authorization prior to proceeding with activities in waters of the United States. You are not relieved of this requirement if you abandon the work and/or structures, although you may make a good faith transfer to a third party. Should you wish to cease to maintain the authorized structure or desire to abandon it without a good faith transfer, you shall request a permit from this office, which may require removal of the structure or work
2. If you discover any previously unknown historical or archeological remains during installation of the structure authorized by this permit, you shall immediately cease work and notify this office of what was found. This office will initiate the Federal and state coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.
3. No activity may substantially disrupt the necessary life cycle movements of aquatic wildlife indigenous to the waterbody, including those species that migrate through the area.
4. You shall avoid activities in fish spawning areas during spawning seasons to the maximum extent practicable.
5. All dock materials shall be free from pollutants in toxic amounts (see Section 307 of the Clean Water Act). Decking material shall be made of metal grating, plastic, pressure-treated wood, or non-reactive (epoxy wood) product, and flotation devices shall be of materials that will not disintegrate, such as plastic or closed cell foam encapsulated sun-resistant polyethylene. All pressure-treated wood must be treated with wood preservatives in compliance with U.S. Environmental Protection Agency’s Federal Insecticide, Fungicide and Rodenticide Act for use in or above freshwater environments, and in accordance with standards established by the American Wood Protection Association.
6. You shall ensure that authorized structures or work do not impair reserved tribal rights, including, but not limited to, reserved water rights and treaty fishing and hunting rights.
7. The activity must comply with applicable FEMA-approved state or local floodplain management requirements.
8. No activity may 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, unless the appropriate Federal agency with direct management responsibility for such river, has determined in writing that the proposed activity will not adversely affect the Wild and Scenic River designation or study status. Information on Wild and Scenic Rivers may be obtained from the appropriate Federal land management agency responsible for the designated Wild and Scenic River or study river (e.g., National Park Service, U.S. Forest Service, Bureau of Land Management, U.S. Fish and Wildlife Service). Information on these rivers is also available at: http://www.rivers.gov/.
9. Any activity authorized by this RGP requiring Section 408 permission from USACE pursuant to 33 U.S.C. 408 is not authorized by this RGP until the appropriate USACE office issues the Section 408 categorical permission or completes its review to alter, occupy, or use the USACE project, and issues a written Section 408 permission letter.
10. You are responsible for all authorized work and ensuring that all contractors and workers are made aware of and adhere to the terms and conditions of the permit authorization. You shall ensure that a copy of the permit authorization and associated drawings are available and visible for quick reference at the site until all authorized activities are completed.
11. You shall notify this office of the start date for the authorized work within 10 days prior to beginning work within navigable waters of the U.S. and of the completion date for the authorized work within 30 days following completion of work within navigable waters of the U.S.
12. You shall allow representatives from this office to inspect the authorized work and/or structure at any time deemed necessary to determine compliance with the terms and conditions of the RGP verification. You will be notified by this office in advance of an inspection.
13. If you sell the property associated with a general permit verification, you may transfer the general permit verification to the new owner by submitting a letter to the appropriate Corps district office to validate the transfer. A copy of the permit verification must be attached to the letter, and the letter must contain the following statement and signature:

When the structures or work authorized by this general permit verification are still in existence at the time the property is transferred, the terms and conditions of this verification, including any special conditions, will continue to be binding on the new owner(s) of the property. To validate the transfer of this verification and the associated liabilities associated with compliance with its terms and conditions, have the transferee sign and date below.

(Transferee)

(Date)

1. Within 30 days following completion of the authorized work, you shall submit a signed copy of the Compliance Certificate (Attachment C), regarding the completed work and/or structures. The certification shall also contain:
   1. As-built drawings of the boat dock and appurtenant structures, which shall include a plan view drawing of the location of the authorized work, with an overlay of the work conducted in the same scale.
   2. Numbered and dated post-construction color photographs of the authorized work and/or structures. The photographs shall be similar to the pre-construction photographs required in the PCN, and shall be identified in the plan-view drawing required in subpart a of this condition.

### PRE-CONSTRUCTION NOTIFICATION PROCEDURES:

1. You shall submit a completed *Sacramento District Regional General Permit 3 Pre-Construction Notification Checklist* (PCN Checklist)(Attachment A), prior to beginning any work in navigable waters of the United States. The PCN shall be submitted to this office identified in the *Contacts and Additional Information* section below. If you need assistance in completing any portion of the PCN Checklist, please contact this office.
2. Within 30-days following receipt of the PCN form, this office will notify you via letter or email if:
   1. The project may qualify for authorization under this RGP;
   2. The PCN is complete; and
   3. If consultation under Section 7 of the Endangered Species Act (ESA) and/or Section 106 of the National Historic Preservation Act (NHPA) is required.

If the PCN is not complete, the notification will specifically identify the additional information required to be submitted.

If the project does not qualify for authorization under this RGP, the notification will specifically identify the information necessary to review your application as an Individual Permit.

1. Within 30-days following receipt of a complete PCN form, this office will initiate any required consultations under Section 7 of the ESA and/or Section 106 of the NHPA.
2. Within 30-days following completion of required consultations or receipt of a Section 408 permission, or, if consultation and Section 408 permission is not required, within 45-days following receipt of a complete PCN, this office will notify you via letter if the project is authorized under this RGP, subject to the terms, general conditions, and any special conditions.

### FURTHER INFORMATION:

1. Congressional Authorities: You have been authorized to undertake the activity described above pursuant to: Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403).
2. Limits of this authorization:
   1. This permit does not obviate the need to obtain other federal, state, or local authorizations required by law.
   2. This permit does not grant any property rights or exclusive privileges.
   3. This permit does not authorize any injury to the property or rights of others.
   4. This permit does not authorize interference with any existing or proposed federal projects.
3. Limits of Federal Liability: In issuing this permit, the Federal Government does not assume any liability for the following;
   1. Damages to the permitted project or uses thereof as a result of other permitted or unpermitted activities or from natural causes.
   2. Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States in the public interest.
   3. Damages to persons, property, or to other permitted or unpermitted activities or structures caused by the activity authorized by this permit.
   4. Design or construction deficiencies associated with the permitted work.
   5. Damage claims associated with any future modification, suspension, or revocation of this permit.
4. Reliance on Applicant's Data. The determination of this office that issuance of this permit is not contrary to the public interest was made in reliance on the information you provided.
5. Reevaluation of Permit Decision. This office may reevaluate its decision on this permit at any time the circumstances warrant. Circumstances that could require a reevaluation include, but are not limited to, the following:
6. You fail to comply with the terms and conditions of this permit.
7. The information provided by you in support of your permit application proves to have been false, incomplete, or inaccurate (see 4 above).
8. Significant new information surfaces which this office did not consider in reaching the original public interest decision.

Such a reevaluation may result in a determination that it is appropriate to use the suspension, modification, and revocation procedures contained in 33 CFR 325.7 or enforcement procedures such as those contained in 33 CFR 326.4 and 326.5. The referenced enforcement procedures provide for the issuance of an administrative order requiring you comply with the terms and conditions of your permit and for the initiation of legal action where appropriate. You will be required to pay for any corrective measures ordered by this office, and if you fail to comply with such directive, this office may in certain situations (such as those specified in 33 CFR 209.170) accomplish the corrective measures by contract or otherwise and bill you for the cost.

1. Discretionary Authority: This office has the discretion to suspend, modify, or revoke authorizations under this permit. This discretionary authority may be used by us to further condition or restrict the applicability of this permit for cases in which we have concerns associated with the Clean Water Act Section 404(b)(1) Guidelines, or regarding any factor of the public interest. Should we determine that a proposed activity may have more than minimal individual or cumulative adverse impacts to waters of the United States or otherwise be contrary to the public interest, we will modify the authorization to reduce or eliminate those adverse effects or notify you that the proposed activity is not authorized by this permit and provide instructions on how to apply for authorization under another type of DA permit.

Activities not meeting the terms and conditions of this permit may be authorized through another type of permit from us, such as a separate Regional General Permit, Nationwide Permit, Letter of Permission, or Standard Permit. We will determine on a case-by-case basis whether an activity has a more than minimal impact, individually or cumulatively, on the aquatic environment or may be contrary to the public interest. We may include additional special conditions to a verification under this permit to ensure the activity has minimal impact. We may also restore authorization under this RGP at any time we determine the reason for asserting discretionary authority has been resolved or satisfied by a condition, project modification, or new information. We may also use our discretionary authority to modify, suspend, or revoke this RGP/PGP at any time.

**PERMIT DURATION:** This RGP is valid for five years from issuance and will expire on **August XX, 2029**. We may re-evaluate the terms and conditions of this RGP at any time we deem it necessary to protect the public interest. If we have not reissued this RGP by the expiration date, the RGP will no longer be valid. Activities under this RGP must be verified in writing by this office. Verification letters are valid until the expiration date of this RGP.

**CONTACTS AND ADDITIONAL INFORMATION:**

For questions, please contact:

U.S. Army Corps of Engineers

Sacramento District, Regulatory Division

1325 J Street, Room 860

Sacramento, California 95814-2922

Office: (916) 557-5150

Email: [SPKRegulatoryMailbox@usace.army.mil](mailto:SPKRegulatoryMailbox@usace.army.mil)

Website: https://www.spk.usace.army.mil/Missions/Regulatory/

### ATTACHMENTS:

Attachment A: RGP 3, Pre-Construction Notification Form Attachment B: Compliance Certification

This permit becomes effective when the federal official, designated to act for the Secretary of the Army, has signed below.

Michael Jewell Date

Chief, Regulatory Division

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**ATTACHMENT A**

**RGP #3 Pre-Construction Notification Checklist**

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**U.S. Army Corps of Engineers** **Sacramento District**

**Regional General Permit (RGP) 3 Pre-Construction Notification (PCN) Checklist**

This checklist may be used to request authorization to construct, maintain, replace, or remove a boat dock and appurtenant structures affecting navigable waters of the U.S. within the Sacramento District boundaries of California, Nevada, or Utah, under RGP 3. If additional space is needed, provide as an attachment.

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| **1. Applicant and Agent Name and Addresses** | |
| **a.** Applicant |  |
| First - Middle - Last - | |
| Company - Email Address - | |
| Address - City - State - Zip - | |
| Phone (Residence) - Phone (Business) - | |
| **b.** Agent |  |
| First - Middle - Last - | |
| Company - Email Address - | |
| Address - City - State - Zip - | |
| Phone (Residence) - Phone (Business) - | |
| **2. Statement of Authorization:** I hereby authorize , to act in my behalf as my agent in the processing of this pre-construction notification and to furnish, upon request, supplemental information in support of this pre-construction notification.    Signature of Applicant Date | |
| **3. Name and Location of the Proposed Activity** | |
| **a.** Project Name or Title - | **b.** Name of Waterbody - |
| **c.** Is the waterbody tidally influenced? Yes No Unknown | **c.** Coordinates: (Decimal degrees (DD) or degree/minutes/seconds (D/M/S))  Latitude - Longitude - |
| **d.** Other Location Description (project street address, assessor’s parcel number, municipality, section/township/range, etc.)**:** | |
| **f.** Directions to the site - | |

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| **4. Information Regarding Compliance with the Terms of Regional General Permit 3**  (Note: If you answer Yes to any of the questions below, your project does not qualify for RGP 3. You should submit a completed and signed Department of the Army Application Form 4345 for evaluation of your proposed activity under a Letter of Permission and/or Standard Permit, see [http://www.usace.army.mil/Missions/CivilWorks/RegulatoryProgramandPermits/ObtainaPermit.aspx)](http://www.usace.army.mil/Missions/CivilWorks/RegulatoryProgramandPermits/ObtainaPermit.aspx) | |
| **a.** Would the combined area of the dock, including decking and boat slip(s), if covered, exceed 1,800 square feet?\* Yes No | |
| **b.** Would the width of the gangway or walkway exceed 10 feet?\* Yes No | |
| **c.** As measured from the OHWM or MHWM, would the dock extend:\* More than 180-feet? Yes No  More than 30% of waterway distance? Yes No | |
| **d.** Would the dock/structure provide less than 5-feet of clearance from adjacent property boundaries?\* Yes No | |
| **f.** Would more than one dock be constructed on the parcel?\* Yes No | |
| **g.** Would the project include construction or placement of enclosed buildings, boathouses, fuel storage tanks, fuel dispensing facilities, sinks, toilets, showers, or sanitary pump out facilities?\* Yes No | |
| **h.** Would the dock be converted or used as a recreation room, residence or dwelling?\* Yes No | **i.** Would the dock be used to moor a recreation room, floating residence or dwelling?\* Yes No |
| **5. Description of the Proposed Activity** | |
| **a.** Nature of the Activity (Complete description of the proposed project, including materials used, all proposed associated structures, dates of construction, equipment, pilings, etc.) - | |
| **c.** Width of the waterway (in feet), from OHWM/MHWM - | **f.** Combined length of dock and structures from the OHWM/MHWM of the waterway (in feet) - |
| **g.** Distance of dock from the adjacent property boundaries - | |
| **h.** Dimensions of dock (in feet), and total area (in square feet) beyond the OHWM or MHWM (in feet) (if dock is irregular, describe) –  Length - Width - , Total Area - Description of irregularly shaped dock - | |

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| **i.** Dimensions (in feet) and total area (in square feet) of associated structures below OHWM/MHWM of the waterway -  Select or Enter Text - Length - Width - , Total Area - Select or Enter Text - Length - Width - , Total Area - Select or Enter Text - Length - Width - , Total Area -  Description of associated structures, including irregularly shaped structure - | |
| **k.** Proposed methods for installation of the dock/structures (Describe how dock/structures would be installed, including installation of pilings) - | |
| **l.** Length of time needed for installation of dock/structures (days) -  Proposed dates for the installation of the dock/structures (month(s) and year) - | |
| **m.** Material being used for construction of the dock and structures -  Will materials being used for the work and/or structure be chemically treated? Yes No If yes, what chemical(s) will be used for treating the dock and structures? | |
| **6. Pilings** | |
| **a.** Would pilings be installed below the OHWM/MHWM? Yes No If yes, identify material the pilings will be made of -  Number of pilings that would be installed below the OHWM/MHWM -  If no pilings would be installed, skip to Block 8. | |
| **b.** Length of time needed for installation of pilings (in days) - Proposed dates for installation - | **c.** Size of the pilings (diameter in inches) - |
| **d.** Pilings installed using a vibratory hammer?  Yes No | **e.** Pilings installed using a drop hammer?  Yes No |
| **f.** If the pilings will not be installed using a vibratory or drop hammer, provide a description of the method of installation - | |

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| **7. Project Purpose** (Describe the reasons or purpose of the project)**:** |
| **8. Drawings:** Ensure that the following drawings are enclosed A vicinity map showing the location of the proposed project  A plan view drawing showing the location and configuration of the proposed dock and access area(s).  A cross-section view drawing showing the location and configuration of the proposed dock and access area(s).  (Note: All drawings shall comply with the *Final Map and Drawing Standards for the South Pacific Division Regulatory Program*, which can be found at http:// [www.spd.usace.army.mil/Portals/13/docs/regulatory/standards/map.pdf.)](http://www.spd.usace.army.mil/Portals/13/docs/regulatory/standards/map.pdf.)) |
| **9. Pre-project color photographs:** Ensure that the following photographs are enclosed Proposed dock location  Shoreline where the dock would be accessed Area upstream of the proposed dock location Area downstream of the proposed dock location  Area across the channel from the proposed dock location |
| **10. Measures taken to avoid and minimize impacts to the aquatic environment** (e.g. impacts to Federally-listed species, shallow water habitat, aquatic life movements, spawning areas, migratory bird breeding areas, riparian vegetation etc.) **-** |
| **11. Information regarding how the proposed boat dock and associated structures will not interfere with the public's right to free navigation on navigable waters of the United States -** |
| **12. Threatened or Endangered Species** |
| **a.** Are any Federally-listed (or proposed) threatened/endangered species known to exist in the project area? Yes No  List any Federally-listed (or proposed) threatened/ endangered species or critical habitat (or proposed critical habitat) within the project area (include scientific names (e.g., Genus species), if known):  1. 2.  3. 4.  5. 6. |
| **b.** Have surveys, using U.S. Fish and Wildlife Service (USFWS) /National Marine Fisheries Service (NMFS) protocols, been conducted? Yes, Report attached No |

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| **c.** Has a Biological Assessment (BA) or other report been completed for impacts to Federally-listed species? Yes, Report attached No  If no, please provide the following information (use a separate attachment if additional space is needed): A description of the action to be considered: See blocks 3 – 6  A description of the specific area that may be affected by the action:  A description of any listed species or critical habitat that may be affected by the action:  A description of the manner in which the action may affect any listed species or critical habitat & analysis of any cumulative impacts:  Relevant reports including any environmental impact statement, environmental assessment, or BA prepared:  Any other relevant available information on the action, the listed species, or critical habitat: |
| **d.** Has another Federal agency been designated as the lead for Section 7? Yes, Designation attached No If yes, has the other Federal agency determined that the project is in compliance with Section 7?  Yes, Compliance information attached No |
| **e.** Has Section 10 consultation been initiated for the proposed project? Yes, Initiation letter attached No If yes, has the Section 10 consultation been completed? Yes, consultation letter attached No |
| **f.** Has the USFWS/NMFS issued a Biological Opinion (BO) or Letter of Concurrence (LOC)? Yes, Attached No  If yes, date BO/LOC was issued (mm/dd/yyyy): |

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| **13. Historic properties and cultural resources:** |
| **a.** Are any cultural resources of any type known to exist in the project area? Yes No  If yes, list any known historic properties listed, or eligible for listing, on the National Register of Historic Places:  1. 2. 3.  4. 5. 6. |
| **b.** Has a cultural resource records search been conducted? Yes, Report attached No |
| **c.** Has a cultural resource pedestrian survey been conducted for the site? Yes, Report attached No |
| **d.** Has tribal coordination been conducted? Yes, Attached No |
| **e.** Has a cultural resources report been prepared to meet the Sacramento District’s February 25, 2011 *Guidelines for Compliance with Section 106 of the National Historic Preservation Act* ([http://www.spk.usace.army.mil/Portals/12/documents/regulatory/pdf/2011-02-25\_Section\_106\_Guidelines.pdf)?](http://www.spk.usace.army.mil/Portals/12/documents/regulatory/pdf/2011-02-25_Section_106_Guidelines.pdf))  Yes, Report attached No |
| **f.** Has another Federal agency been designated as the lead for Section 106? Yes, Designation attached No |
| **g.** Has Section 106 consultation been initiated by another Federal agency? Yes, Letter attached No |
| **h.** Has a Section 106 MOA or PA been signed by another Federal agency and SHPO? Yes, Attached No If yes, list date MOA or PA was signed (mm/dd/yyyy): |
| **14. Section 408 Permission** |
| **a.** Does the proposed activity require 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 (USACE) federally authorized civil works project  Yes, Request attached No Unknown  If yes, have you received a Section 408 permission? Yes, Attached No  If no, submit evidence of a request for a Section 408 permission to the Corps (see [https://www.spk.usace.army.mil/408permissions/](http://www.spk.usace.army.mil/408permissions/))), or evidence that authorization is not required from the Corps. |

**RGP 3 Permit Conditions Checklist:** In order to ensure that your project is in compliance with the GCs of RGP 3, please complete the below checklist. Please refer to RGP 3 for the full text of the GCs:

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|  | **General Condition** | **Rationale for compliance with GC** |
|  | **1. Notification:** You shall submit a pre-construction notification prior to commencement of work in waters of the U.S. requiring a permit. You shall not commence construction activities in waters of the U.S. requiring a permit until you have received written notification from this office. | The PCN is being submitted. I understand I cannot commence activities in waters of the  U.S. requiring a permit until I have been notified the proposed activity is authorized under RGP 3 |
|  | **2. Special Conditions:** Verifications under the RGP may contain special conditions. | I understand that special conditions may be added to the permit and agree to comply with all special conditions. |
|  | **3. Navigation:**  Use may not interfere with free navigation Must install lights and signals at your expense  You may be required to remove, relocated or alter the authorized dock without expense to the  U.S. and no claim shall be made against the U.S. | I understand and agree to comply with this condition. |
|  | **4. Endangered Species and Essential Fish Habitat:**  No Activity may jeopardize species or adversely affect critical habitat.  No work may affect a species or adversely affect EFH until the Corps completed consultation | I understand and agree to comply with this condition. |
|  | **5. Cultural Resources:** No activity may affect cultural resources until the requirements of Section 106 are completed. | I understand and agree to comply with this condition. |
|  | **6. Anchoring and Damage from High Water Events:**  Dock will anchored to withstand high flows.  Anchoring to riparian vegetation not authorized There is a potential for damage to dock  You must take proper steps to ensure integrity of dock and safety of boats moored  United States will not be held liable for damages | I understand and agree to comply with this condition. |
|  | **7. Maintenance:**  You shall maintain the dock in good condition and in conformance with permit Must request a permit to cease to maintain or abandon  Maintenance may require additional authorization | I understand and agree to comply with this condition. |
|  | **8. Discovery of Previously Unknown Remains and Artifacts:** If you discover previously unknown remains and artifacts, you must  Cease work  Notify Sacramento District | I understand and agree to comply with this condition. |
|  | **9. Aquatic Life Movements:**  May not disrupts life cycle movements  PCN must contain information on avoidance | I understand and agree to comply with this condition. See box 12 for information on avoidance and minimization of aquatic life movements. |

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|  | **10. Spawning Areas:**  Avoid spawning areas during spawning season PCN must contain information on avoidance | I understand and agree to comply with this condition. See box 12 for information on avoidance and minimization of spawning areas. |
|  | **11. Suitable Material:**  Material must be free from toxic pollutants Decking made of grating/plastic/non-reactive product  Floats made of material that will not disintegrate  Pressure-treated wood in compliance with  applicable requirements | I understand and agree to comply with this condition. See box 6m. |
|  | **12. Tribal Rights:** The work may not impair reserved tribal rights. | I understand and agree to comply with this condition. |
|  | **13. Contractor Compliance:**  Permittee responsible for all work Ensure copy of permit is available during construction | I understand and agree to comply with this condition. |
|  | **14. Notification of Start and Completion Dates:**  Notification submitted 10-days prior to construction Notification submitted 30-days following completion | I understand and agree to comply with this condition. |
|  | **15. Inspection:**  You shall allow inspection of project  You will be notified in advance of inspections | I understand and agree to comply with this condition. |
|  | **16. Transfer of RGP Verification:** If you sell the property associated with the RGP verification, you may transfer the RGP 3 verification. | I understand and agree to comply with this condition. |
|  | **17. Compliance Certification:**  Compliance Certification submitted within 30-days Certification contains:  As-built drawings  Post-project color photographs | I agree to submit a compliance certification within 30-days following completion of construction activities. |

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**ATTACHMENT B**

**Compliance Certification**

**U.S. Army Corps of Engineers, Sacramento District**

1325 J Street, Room 860, Sacramento, CA 95814-2922

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**COMPLIANCE CERTIFICATION**

**Permit File Number:** SPK-YYYY-XXXXX

## Permit File Name: NAME

**Regional General Permit 3, Boat Docks and Associated Structures Permittee:** COMPANY

Attn: NAME ADDRESS 1

ADDRESS 2

CITY, STATE, ZIP CODE EMAIL ADDRESS

**County:** COUNTY

## Date of Verification: DATE

Within 30 days after completion of the activity authorized by this permit, sign this certification and return it to the following address:

U.S. Army Corps of Engineers Sacramento District

1325 J Street, Room 860

Sacramento, California 95814-2922

[*DLL-CESPK-RD-Compliance@usace.army.mil*](mailto:DLL-CESPK-RD-Compliance@usace.army.mil)

Please note that your permitted activity is subject to a compliance inspection by a U.S. Army Corps of Engineers representative. If you fail to comply with the terms and conditions of the permit your authorization may be suspended, modified, or revoked. If you have any questions about this certification, please contact the U.S. Army Corps of Engineers.

\* \* \* \* \* \* \* \* \*

***I hereby certify that the work authorized by the above-referenced permit, including all the required mitigation, was completed in accordance with the terms and conditions of the permit verification.***

Signature of Permittee Date