

## DOCKETED

<b>Docket Number:</b>	16-AFC-01
<b>Project Title:</b>	Stanton Energy Reliability Center
<b>TN #:</b>	222963
<b>Document Title:</b>	Report of Conversation - Inquiry Regarding Water of U.S and Potential Need for USACE Permits for the SERC (Stanton)
<b>Description:</b>	Conversation between Ann Crisp and Cori Farrar, Chief, Orange & Riverside Counties Section, Regulatory Division, South Coast Branch Los Angeles District, U.S. Army Corps of Engineers (USACE)
<b>Filer:</b>	Marichka Haws
<b>Organization:</b>	California Energy Commission
<b>Submitter Role:</b>	Commission Staff
<b>Submission Date:</b>	3/14/2018 10:38:08 AM
<b>Docketed Date:</b>	3/14/2018



# CALIFORNIA ENERGY COMMISSION

## REPORT OF CONVERSATION

*Siting, Transmission  
and Environmental  
Protection Division*

FILE:

**PROJECT TITLE:** Stanton Energy Reliability Center

**Docket:** 16-AFC-01

<b>TECHNICAL AREA(S):</b> Biological Resources			
<input checked="" type="checkbox"/> Email	<input checked="" type="checkbox"/> Telephone	<input type="checkbox"/> Meeting Location:	
<b>NAME:</b>	Ann Crisp	<b>DATE:</b>	multiple
<b>TIME:</b>	varies		
<b>WITH:</b>	Cori Farrar, Chief, Orange & Riverside Counties Section, Regulatory Division, South Coast Branch Los Angeles District, U.S. Army Corps of Engineers (USACE)		
<b>SUBJECT:</b>	Inquiry Regarding Waters of U.S and potential need for USACE permits for the Stanton Energy Reliability Center (Stanton).		

**COMMENTS:** Energy Commission staff biologist (staff), Ann Crisp, prepared this report of conversation (ROC) to document a telephone conversation and multiple email correspondences between staff and Cori Farrar (USACE).

On September 7, 2017, staff and Ms. Farrar discussed the Stanton project during a telephone conversation as it related to the proposed project activities, including installation of vehicle and utility bridges over the Stanton Storm Channel as well as jack and bore operations under Carbon Creek Channel. The discussion included potential impacts to Waters of the U.S. and the need for any USACE permits.

On September 8, 2017, after review of additional project description information sent by staff, Ms. Farrar confirmed that jack and bore operations do not require a Clean Water Act, Section 404 permit. Because the portion of Carbon Creek Channel where project activities are proposed is outside the tidal area, no permit under Section 10 of the Rivers and Harbors Act would be required, either. However, given that Carbon Creek has some additional oversight as a federal flood facility, the applicant will need to contact the USACE Engineering Division to determine whether a Rivers and Harbors Act, Section 408 permission would be required. Ms. Farrar referred staff to Marvin Mai (Civil Engineer, Los Angeles District), and provided contact information. Ms. Farrar also indicated that while she reviewed the engineering drawing for the vehicle bridge (Data Request Response A1-A63, Figure DRA48-1) over Stanton Storm Channel, which indicated “shoring” of the existing channel pointing to the slopes of the channel, she was unable to tell what that means as it isn’t described in any detail. Ms. Farrar stated that without additional information regarding the proposed shoring activities she was unable to determine if a Section 404 permit would be required for that bridge work. No Section 404 permit would be needed for a span bridge (utility or vehicle) across the Stanton Storm Channel unless the project applicant intended to add concrete or rock or do work on/from the inside of the channel.

On December 27, 2017, staff requested confirmation whether a Section 404 permit would be required for the bridge construction over Stanton Storm Channel, based on additional information staff provided regarding shoring activities on September 8, 2017 including a description from Staff Engineering Geologist that shoring would most likely include temporary placement of



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wooden planks to protect the concrete lined channel. No work would take place within the channel and concrete or rock would not be added to the channel.

On January 25, 2018, Ms. Farrar confirmed via email that a Section 404 permit from USACE will not be needed for the Stanton project.

<b>cc:</b>	<b>Date:</b> 3-5-18	<b>Signed:</b> <b>Name</b> Ann Crisp
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