



DEPARTMENT OF THE ARMY
SAN FRANCISCO DISTRICT, U.S. ARMY CORPS OF ENGINEERS
1455 MARKET STREET
SAN FRANCISCO, CALIFORNIA 94103-1398

DEPARTMENT OF THE ARMY PERMIT

PERMITTEE: Ms. Kathryn Purcell, Port of San Francisco

PERMIT NO.: 2015-00016S

ISSUING OFFICE: San Francisco District

NOTE: The term "you" and its derivatives, as used in this permit, means the permittee or any future transferee. The term "this office" refers to the appropriate District or Division office of the Corps of Engineers having jurisdiction over the permitted activity or the appropriate official of that office acting under the authority of the commanding officer.

You are authorized to perform work in accordance with the terms and conditions specified below:

PROJECT DESCRIPTION: This Regional General Permit (RGP22) authorizes the Port of San Francisco to carry out the maintenance, repair, replacement, and removal of the existing in-water structures and shoreline protection along Port's approximately 7.5 miles shoreline. These activities will continue a program of maintenance activities necessary to maintain current Port facilities to comply with Port Building Code requirements, maintain public safety, and or keep facilities in a state of good repair. The project scope includes required implementation of best management practices (BMPs) and avoidance and minimization measures.

Regional General Permit (RGP22) activities will include the following:

1. Repair and stabilization of existing banks, including armored and unarmored shorelines, seawalls, dikes, and rip-rap (up to 500 linear feet per year / 2,500 linear feet total).
2. Restoration of navigation aids and regulatory markers (up to 5 per year (approximately 1 cubic yard of fill/year) / 25 total (approximately 5 cubic yards total)).
3. Removal, repair and replacement of piles, (up to 1,000 piles per year / 5,000 piles total).
4. Repair of piers, wharves, fenders, dolphins, whales, aprons, and minor coring of decks to install related structures (up to 100,000 square feet per year / 500,000 square feet total).
5. Repair or replacement of fencing and related structures (up to 400 linear feet (200 square feet) per year / 2,000 linear feet (1,000 square feet) total).
6. Repair of bulkheads and breakwaters (300 square feet per year (or 100 linear feet) / 1,500 square feet total (or 500 linear feet)).
7. Replacement or reconfiguration of existing docking facilities (docks, piers, gangways, cap beams including under pier structures such as utilities), (up to 150,000 square feet per year / 750,000 square feet total).
8. Repair or replacement of bollards, cranes, pier canopies, and equipment (up to 50 appendages per year / 250 total).
9. Removal of existing dilapidated piles and associated structures (pier decks, stringers, beams, girders; up to 54,000 square feet structure removal (approximately 2,000 cubic yards pile fill) per year / 270,000 square feet structure removal (10,000 cubic yards pile fill) total).
10. Scientific measurement devices (up to 10 per year / 50 total).
11. Survey Activities (up to 3 per year (15 sq ft) / 15 total (75 sq ft)).

All removed piles, debris, structures will be disposed of at an approved upland disposal site.

PROJECT LOCATION: located along the 7.5-mile shoreline along the northern and eastern edge of the City and County of San Francisco, California; centroid Latitude 37.773957°, Longitude -122.384384°, Enclosure 1.

PERMIT CONDITIONS:

GENERAL CONDITIONS:

1. The time limit for completing the work authorized ends on December 31, 2028. If you find that you need more time to complete the authorized activity, submit your request for a time extension to this office for consideration at least one month before the above date is reached.
2. You must maintain the activity authorized by this permit in good condition and in conformance with the terms and conditions of this permit. You are not relieved of this requirement if you abandon the permitted activity, although you may make a good faith transfer to a third party in compliance with General Condition 4 below. Should you wish to cease to maintain the authorized activity, or should you desire to abandon it without a good faith transfer, you must obtain a modification of this permit from this office, which may require restoration of the area.
3. If you discover any previously unknown historic or archeological remains while accomplishing the activity authorized by this permit, you must immediately notify this office of what you have found. We 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.
4. If you sell the property associated with this permit, you must obtain the signature of the new owner in the space provided and forward a copy of the permit to this office to validate the transfer of this authorization.
5. For your convenience, a copy of the water quality certification or waiver is attached (Enclosure 2). If a conditioned water quality certification has been issued for your project, you must comply with the conditions specified in the certification as special conditions to this permit.
6. You must allow representatives from this office to inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished in accordance with the terms and conditions of your permit.
7. You understand and agree that, if future operations by the United States require the removal, relocation or other alteration of the structure or work authorized herein, or if, in the opinion of the Secretary of the Army or his 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 Corps of Engineers, 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.

SPECIAL CONDITIONS:

1. The National Marine Fisheries Service and the U.S. Fish and Wildlife Service concurred with the determinations that the project was not likely to adversely affect Central Valley spring-run Chinook salmon (*Oncorhynchus tshawytscha*), Central Valley steelhead (*O. mykiss*), Sacramento River winter-run Chinook salmon (*O. tshawytscha*), Central California Coast steelhead (*O. mykiss*), North American green sturgeon (*Acipenser medirostris*), longfin smelt (*Spirinchus thaleichthys*), and designated critical habitats for Chinook salmon, steelhead, and North American green sturgeon (Enclosure 3 and 4). These concurrences were premised, in part, on project work restrictions and avoidance and minimization measures detailed in outlined in the "Regional General Permit for Shoreline Maintenance Repair, Rehabilitation, and Replacement Activities Biological Assessment and Essential Fish Habitat

Assessment (BA),” dated January 2024. These work restrictions are incorporated as special conditions to the RGP authorization for your projects to ensure unauthorized incidental take of species and loss of critical habitat does not occur.

2. The Corps also initiated consultation with the NMFS to address project related impacts to Essential Fish Habitat. The conservation recommendations outlined in the entitled, “Magnuson-Stevens Fishery Conservation and Management Act” (pages 3-4) within the Concurrence Letter entitled, “Endangered Species Act Section 7(a)(2) Concurrence Letter and Magnuson-Stevens Fishery Conservation and Management Act Essential Fish Habitat Response for the Port of San Francisco’s Regional General Permit for Waterfront Maintenance and Repair Activities” (pages 1-11) dated March 7, 2024 (Enclosure 3), shall be fully implemented as stipulated.
3. You shall implement all avoidance and minimization measures detailed in your proposed project description.
4. Compensatory mitigation is required for any impacts, individually or cumulative that result in the loss of more than 0.1 acre to wetlands and waters of the U.S. Should the impacts to waters of the U.S. be anticipated to exceed 0.1 acre, the annual work plan shall propose compensatory mitigation for these impacts. Any proposed compensatory mitigation plan shall comply with the 2008 Mitigation Rule and any additional national or regional USACE guidelines (e.g., South Pacific Division Mitigation Ratio Checklist). Compensatory mitigation shall ensure no overall net loss in quantity or quality of waters of the U.S.

Compensatory mitigation may include enhancement, rehabilitation, restoration, establishment, or reestablishment of waters of the U.S. Preservation may only be considered if the conceptual mitigation plan proposes to preserve a particularly rare and threatened aquatic resource and would need to comply with all requirements of the 2008 Mitigation Rule. Compensatory mitigation for permanent impacts to waters of the U.S. shall be commensurate with the amount and type of impacts that have occurred/are proposed to occur under the RGP. Invasive plant removal and native plant establishment alone may not be considered acceptable mitigation for permanent impacts to waters of the U.S. but may be included as part of a larger restoration plan.

Mitigation proposals may not be considered acceptable in areas where repeated maintenance occurs.

5. A work plan for each year’s proposed activities shall be submitted to this office no later than April 1 of each year through the Corps’ national online application portal, the RRS: rrs.usace.army.mil for the Corps’ review and authorization. Along with other information, this advanced notice will include work locations, estimates of impact to jurisdictional wetlands and/or to other waters of the U.S. (in mapped format), construction methods, and proposed work timeframes. The Corps will notify you in writing, within 60 days of receipt of the above, if any of the proposed work is determined to have more than minimal adverse environmental impacts and is therefore outside the scope of this general permit. Any proposed work which the Corps determines to be likely to have more than minimal adverse impacts is not authorized by this permit. An annual report shall be submitted by January 31 documenting the activities undertaken and compliance with permit conditions. The annual report shall include a running tally of all activities that have been completed.

FURTHER INFORMATION:

1. Congressional Authorities: You have been authorized to undertake the activity described above pursuant to:
 - (X) Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. Section 403).
 - (X) Section 404 of the Clean Water Act (33 U.S.C. Section 1344).

() Section 103 of the Marine Protection, Research and Sanctuaries Act of 1972 (33 U.S.C. Section 1413).

2. Limits of this authorization:
 - a. This permit does not obviate the need to obtain other Federal, State, or local authorizations required by law.
 - b. This permit does not grant any property rights or exclusive privileges.
 - c. This permit does not authorize any injury to the property or rights of others.
 - d. This permit does not authorize interference with any existing or proposed Federal project.
3. Limits of Federal Liability: In issuing this permit, the Federal Government does not assume any liability for the following:
 - a. Damages to the permitted project or uses thereof as a result of other permitted or unpermitted activities or from natural causes.
 - b. 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.
 - c. Damages to persons, property, or to other permitted or unpermitted activities or structures caused by the activity authorized by this permit.
 - d. Design or construction deficiencies associated with the permitted work.
 - e. 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:
 - a. You fail to comply with the terms and conditions of this permit.
 - b. The information provided by you in support of your permit application proves to have been false, incomplete, or inaccurate. (See Item 4 above.)
 - c. 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 C.F.R. § 325.7 or enforcement procedures such as those contained in 33 C.F.R. §§ 326.4 and 326.5. The referenced enforcement procedures provide for the issuance of an administrative order requiring you to 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 C.F.R. § 209.170) accomplish the corrective measures by contract or otherwise and bill you for the cost.

6. Extensions: General Condition 1 establishes a time limit for the completion of the activity authorized by this permit. Unless there are circumstances requiring either a prompt completion of the authorized activity or a reevaluation of the public interest decision, the Corps will normally give favorable consideration to a request for an extension of this time limit.

Your signature below, as permittee, indicates that you accept and agree to comply with the terms and conditions of this permit.

Kathryn Purcell
(PERMITTEE)
Kathryn Purcell
Port of San Francisco

February 24, 2026
(DATE)

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

Katerina Galacatos
South Branch Chief, Regulatory Division

February 26, 2026
(DATE)

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

(TRANSFEE)

(DATE)