



US Army Corps
of Engineers®

SAN FRANCISCO DISTRICT

PUBLIC NOTICE

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Regulatory Branch

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This public notice announces the Corps of Engineers, San Francisco District, Regulatory Branch has agreed to accept and expend funds contributed by the San Francisco Public Utilities Commission (SFPUC) to provide priority evaluation of their Department of the Army (DA) permit applications, pursuant to Section 214 of the Water Resources Development Act of 2000, and subject to the limitations specified below. The Corps' Sacramento District Regulatory Branch, U.S. Environmental Protection Agency, U.S. Fish and Wildlife Service, and the National Marine Fisheries Service, will use these funds, administered by the San Francisco District, to provide priority review of SFPUC projects. With the additional funding, the Federal agencies anticipate supplementing staff resources, as needed, to expedite review of SFPUC permit applications for DA permits. A public notice (number 94-01) dated 16 April 2004, was issued announcing the Corps' intent to accept such funds, and solicited comments from the general public.

The SFPUC authorized the General Manager of Public Utilities to execute on behalf of the City and County of San Francisco, a Memorandum of Agreement (MOA) with the U.S. Army Corps of Engineers, San Francisco District, to allow the Corps to accept such funds, on September 28, 2004.

Procedures to be used to ensure impartial decision making: To ensure the funds will not impact impartial decision making, the following procedures would apply to all cases using funds provided by the SFPUC:

- a. All final permit decisions for cases where these funds are used must be reviewed at least by one level above the decision maker, unless the decision maker is the District Commander. For example, if the decision maker is the Chief, Regulatory Branch, then the reviewer would be the Chief, Operations-Readiness Division.
- b. All final permit decisions for cases where these funds are used will be made available on the San Francisco District Regulatory web page.
- c. The Corps will not eliminate any procedures or decisions that would otherwise be required for that type of project and permit application under consideration.
- d. The Corps will comply with all applicable laws and regulations.
- e. Funds will only be expended to provide priority review of the participating non-federal entity's permit application.

For more information concerning this agreement with the SFPUC, please contact Mr. Bob Smith at the phone number or email address in the heading of this public notice.