



# Regional General Permit 1

U.S. ARMY CORPS OF ENGINEERS

BUILDING STRONG®

## Minimal Impact Activities East Contra Costa County, California

**EFFECTIVE: December 1, 2022**

**EXPIRES: December 1, 2025**

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The U.S. Army Corps of Engineers, Sacramento District (District), hereby issues Regional General Permit 1 for Minimal Impact Activities in East Contra Costa County, California.

NOTE: The term "you" and its derivatives, as used in this permit, means the permittee. The term "this office" refers to the U.S. Army Corps of Engineers, Sacramento District.

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

**ACTION ID:** SPK-2001-00147

**AUTHORITY:** Section 404 of the Clean Water Act for the discharge of dredged or fill material in waters of the United States.

**LOCATION:** The area covered by this RGP is east Contra Costa County, including the cities of Clayton, Brentwood, Oakley, and Pittsburg, and other areas of east Contra Costa County. It is geographically coincident with the "Plan Area" of the HCP/NCCP (see *Figures 1a* and *1b*).

**PURPOSE:** The purpose of this RGP is to provide a simplified and expeditious means to authorize activities in waters of the United States (WOUS), including wetlands, that are substantially similar in nature and cause only minimal individual and cumulative impacts, within the area covered by the East Contra Costa County Habitat Conservation Plan/Natural Community Conservation Plan (HCP/NCCP), dated December 2006. This RGP is part of an overall strategy envisioned in the HCP/NCCP to balance the protection of important natural resources with long term economic development in the area covered by the HCP/NCCP. The HCP/NCCP is intended to enhance protection of important natural resources, including 28 listed and non-listed species and WOUS, by coordinating conservation activities at a regional and watershed scale, enabling protection of large, contiguous resource-rich areas and preservation of ecosystem processes and watershed functions. Appendix J of the HCP/NCCP contains a partial inventory and assessment of the functions and services of WOUS located within the HCP/NCCP Plan Area. The HCP/NCCP, associated documents and other program information are available to the public at: <http://www.cocohcp.org>

**ACTIVITIES COVERED:** This RGP authorizes specific categories of activities with minimal individual and cumulative impacts on the aquatic environment that meet the terms and conditions of this permit. Temporary structures, fills, and work necessary to construct an activity authorized by this RGP (e.g., cofferdams, access roads) are allowed, provided such work complies with the terms and conditions of this RGP inclusive of special conditions that the Corps may add. This RGP applies only to HCP/NCCP Covered Activities, as set forth in Section 2.3 of the HCP/NCCP. Any question as to whether a proposed activity is considered a Covered Activity under the HCP/NCCP shall be subject to confirmation by the East Contra Costa County Habitat Conservancy (Conservancy). The HCP/NCCP Covered Activities are divided among the following Activity categories in this RGP for purposes of assigning Activity-specific conditions (see section Activity Specific Conditions):

1. Residential, commercial, industrial, institutional, and other urban developments and associated infrastructure inside the Urban Limit Line of Contra Costa County or inside the City Limits of the Cities of Brentwood, Clayton, Oakley, and Pittsburg, including but not limited to roads, utilities, parks, storm water management facilities, and water supply and delivery facilities. (Activity-specific conditions: 1 through 4).

2. Recreation projects, including parks, picnic areas, staging areas, trails, and park maintenance facilities. Applies only to the activities set forth in Sections 2.3.2 and 2.3.4 of the HCP/NCCP. (Activity-specific conditions: 1 through 4).

3. Flood control detention basins, reservoirs<sup>1</sup>, channels, and related facilities. Applies only to the specific planned facilities set forth in Section 2.3.2 of the HCP/NCCP. (Activity-specific conditions: 1 through 4).

4. Transportation projects, including road construction and widening, bicycle trails, rail projects, bridges, and safety-related projects. Applies only to the specific planned facilities set forth in Section 2.3.2 of the HCP/NCCP. (General conditions apply only).

5. Wetland and stream restoration, creation, enhancement, and management. Applies only to activities set forth in Sections 2.3.2 and 2.3.4 of the HCP/NCCP. (Activity-specific conditions: 1, 2 and 4).

6. Utility projects, including electrical transmission projects, cellular communication projects, and pipelines. Applies only to the activities set forth in Sections 2.3.2 and 2.3.4 of the HCP/NCCP. (Activity-specific condition 4).

7. Maintenance, repair, rehabilitation, or replacement of any previously authorized (under the RGP or other Corps permit), currently serviceable, structure or fill. Applies only to the maintenance activities set forth in Sections 2.3.1 and 2.3.3 of the HCP/NCCP. (General conditions apply only).

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<sup>1</sup> The proposed Los Vaqueros Reservoir Expansion project is not covered by the HCP/NCCP as per Section 2.4 of the HCP/NCCP

This RGP does not cover any activities in WOUS conducted in emergency situations.

**TERMS:**

1. RGP Authorization: Prior to commencing a proposed activity, applicants seeking authorization under this RGP shall notify the Corps in accordance with the Preconstruction Notification Procedures below. If the Corps determines that an activity is not an eligible activity under the RGP, it will notify the applicant in writing within thirty (30) calendar days and provide instructions on the procedures to seek authorization under a standard permit, letter of permission or Nationwide permit. If the Corps determines that a proposed activity is eligible for coverage under the RGP, it will notify the applicant within 45 calendar days of receipt of a complete application. If the Corps does not provide a written response to the applicant within 45 calendar days following receipt of a complete application, the applicant may presume the proposed activity is an eligible activity that may be covered under the RGP, provided the activity complies with all other terms and conditions of the RGP.

2. Impact Threshold: Impacts to WOUS shall be avoided and minimized to the maximum extent practicable. The loss of WOUS (including wetlands) resulting from individual project impacts may not exceed a total of 1.5 acres or more than 300 linear feet of perennial, intermittent or 3rd or higher order ephemeral streams (as defined in Table 2 of the RGP and further described in the HCP/NCCP), unless the linear foot limit is waived in writing by the Corps. Additional restrictions are listed in the General and Activity-Specific Conditions.

3. Single and Complete Project: The activity must be a single and complete linear or non-linear project, as defined in the Section F of the March 15, 2021, Federal Register Notice for *Reissuance and Modification of Nationwide Permits; Final Rule* (86 FR 2744), which can be found at: <https://www.federalregister.gov/documents/2021/01/13/2021-00102/reissuance-andmodification-of-nationwide-permits>. The same RGP authorization cannot be used more than once for the same single and complete project.

4. After-the-Fact Projects: This RGP may not be used to authorize activities after they have impacted WOUS.

5. Compliance with HCP/NCCP Conditions: Activities to be authorized under this RGP must be HCP/NCCP Covered Activities and must fully comply with the HCP/NCCP. Compliance with the HCP/NCCP requires applicants to implement the appropriate conservation measures outlined in Chapter 6 of the HCP/NCCP.

6. Special Conditions: The Corps may add special conditions to an authorization to ensure the activity complies with the terms and conditions of the RGP, and/or that adverse impacts on the aquatic environment or other aspects of the public interest are individually and cumulatively minimal.

7. Activity Completion: Any activity authorized by the Corps under the RGP shall be completed by the date specified in "Permit Duration," below. Furthermore, activities authorized under this RGP that have commenced or are under contract to commence will have 12 months from the date of the RGP's expiration, reissuance, modification, or revocation to complete the activity under the terms and conditions of the RGP.

8. Discretionary Authority: The Corps has the discretion to suspend, modify, or revoke authorizations under this RGP. This discretionary authority may be used by the Corps to also further condition or restrict the applicability of the RGP for cases in which it has concerns associated with the Clean Water Act Section 404(b)(1) Guidelines, or regarding any public interest factor. Should the Corps determine that a proposed activity may have more than minimal individual or cumulative adverse impacts to aquatic resources or otherwise be contrary to the public interest, the Corps will modify the authorization to reduce or eliminate those adverse effects or notify the applicant that the proposed activity is not authorized by the RGP and provide instructions on how to seek authorization under an individual permit. The Corps may restore authorization under the RGP at any time it determines that the reason for asserting discretionary authority has been resolved or satisfied by a condition, project modification, or new information. The Corps may also use its discretionary authority to modify, suspend, or revoke the RGP at any time.

### **GENERAL CONDITIONS:**

1. Threatened and Endangered Species: No activity is authorized under the RGP that does not comply with the mandatory terms and conditions of the USFWS's "Programmatic Biological Opinion for a Regional General Permit for the East Contra Costa Habitat Conservation Plan/Natural Community Conservation Plan, Contra Costa County, California" (USFWS #81420-2011-F-0655, dated April 30, 2012) (copy attached). The Biological Opinion contains mandatory terms and conditions to implement the reasonable and prudent measures that are associated with "incidental take" authorization under this RGP. Authorization under this RGP is conditional upon your compliance with all of the mandatory terms and conditions of the Biological Opinion. Failure to comply with the terms and conditions of the Biological Opinion would constitute non-compliance with the RGP. The USFWS is the appropriate authority to determine compliance with the terms and conditions of the Biological Opinion, and with the ESA. The permittee must comply with all applicable conditions of this Biological Opinion, including those ascribed to the Corps. If the proposed activity may affect Federally-listed endangered or threatened species that are not covered under the Programmatic Biological Opinion, specifically, species under the authority of the National Marine Fisheries Service, the Corps will initiate consultation with the National Marine Fisheries Service, pursuant to Section 7 of the Endangered Species Act, as appropriate.

2. Water Quality Certification: Section 401 Water Quality Certification is required for activities to be authorized by this RGP. The Corps may require additional water quality management measures to ensure that the authorized activity does not result in more than minimal impacts, individually or cumulatively.

3. Historic Properties: No activity is authorized under the RGP if the activity may affect historic 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), as amended, have been satisfied. Applicants must notify the Corps if the activity may have the potential to cause effects to any historic properties listed, determined to be eligible for listing on, or potentially eligible for listing on the National Register of Historic Places, including previously unidentified historic properties. The Corps will consult with the State Historic Preservation Officer (SHPO), as appropriate, following the policy and procedural standards of 33 CFR Part 325 Appendix C.

4. Unanticipated Cultural Resource Discoveries: 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.

5. Fills within 100-Year Floodplains: The activity must comply with applicable FEMA-approved state or local floodplain management requirements.

6. Bed and Bank Stabilization: Bank stabilization activities are limited to a) using the minimum amount of material needed for erosion protection; b) no more than 500 feet in length along the bank, unless this criterion is waived in writing by the Corps; and c) no more than an average of 1 cubic yard of material per running foot placed along the bank below the plane of the ordinary high water mark or high tide line, unless this criterion is waived in writing by the Corps.

7. Best Management Practices: Best Management Practices (BMPs) must be employed during construction and in project design to protect water quality and minimize impacts of stormwater runoff on aquatic resources. BMPs should be appropriately located in or adjacent to WOUS (e.g., silt curtains). The applicant shall employ the following BMPs, as appropriate and feasible, in designing and constructing the project. The applicant shall describe which BMPs are practicable as part of the Preconstruction Notification Procedures described below:

- a. Preservation of natural resource features on the project site (e.g., floodplains, wetlands, streams, and other drainageways, grasslands, woodlands, and native soils);
- b. Preservation of natural water infiltration and storage characteristics of the site;
- c. Minimization of new impervious surfaces in project design (impervious surfaces may be minimized through practices such as reducing road widths and clustering developments designed around open space);
- d. Structural measures that provide water quality and quantity control;
- e. Construction BMPs;

f. Low impact development (LID) BMPs.

Examples of structural BMPs include vegetated natural buffers, grassed swales, infiltration trenches, level spreaders, and channel grade controls. Examples of construction BMPs include matting and filter fencing, or other barrier methods to intercept/capture sediment.

8. Proper Maintenance: 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 or sell the property associated with this permit. You may make a good faith transfer to a third party. 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. 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.

9. Aquatic Life Movements: No activity may substantially disrupt the necessary life cycle movement of aquatic species indigenous to the water body, including those species that normally migrate through the area, unless the activity's primary purpose is to impound water. Culverts placed in streams must be installed to maintain low-flow conditions. If feasible, they should be designed as open-bottom culverts.

10. Equipment: Heavy equipment working in wetlands must be placed on mats, or other measures, such as low-ground pressure equipment, must be taken to minimize soil disturbance.

11. Tribal Rights: No activity or its operation may impair reserved Tribal rights, including, but not limited to, reserved water rights and treaty fishing and hunting rights.

12. Water Supply Intakes: No discharge of dredged or fill material may occur in the proximity of a public water supply intake, except where the discharge is for the repair or improvement of the intake structure(s), and/or adjacent bank stabilization.

13. Suitable Material: Fill material must be clean and free of contaminants and noxious plants. Fresh cement or concrete is not allowed in waters unless it is placed in sealed forms. Unsuitable fill material includes vehicle bodies, farm machinery, appliances and other metal objects, asphalt, biodegradable construction debris and tires, concrete with exposed rebar.

14. Management of Water Flows: To the maximum extent practicable, the pre-construction course, condition, capacity, and location of open waters must be maintained. The activity must be constructed to withstand expected high flows. The activity must not restrict or impede the passage of normal or high flows unless the primary purpose of the activity is to impound water or manage high flows. The activity may alter the pre-construction course, condition, capacity,

and location of open waters if it benefits the aquatic environment (e.g., stream restoration project).

15. Migratory Bird Breeding Area: Activities in WOUS that serve as breeding areas for migratory birds shall be avoided to the maximum extent practicable.

16. Removal of Temporary Fills and Restoration of Affected Areas: Temporary fills shall be removed in their entirety and the affected areas returned to pre-construction elevations. The affected areas shall be revegetated with native vegetation upon completion of the project. A restoration plan, which includes a 1-foot contour topographic map, must be submitted with the notification to the Corps.

17. Compensatory Mitigation: Compensatory mitigation for unavoidable impacts to WOUS must be accomplished by conforming to the minimum mitigation ratios set by the HCP/NCCP, as summarized in Table 1. Mitigation proposals are required to be consistent with the Federal mitigation rule (33 CFR Part 332).

a. The preferred mechanism for providing compensatory mitigation is by acquiring mitigation bank credits or in-lieu fee (ILF) program credits from a Corps-approved bank or ILF program, respectively. However, if an appropriate number and type of mitigation bank or ILF credits are not available at the time of notification, permittee-responsible mitigation may be proposed. Pursuant to the Federal mitigation rule, the preference hierarchy for use of banks, ILF programs and permittee-responsible to fulfill compensatory mitigation requirements can be overridden based on project-specific considerations (33 CFR 332[b][2]).

b. Prior to proceeding with the activity authorized by this RGP, a final mitigation plan must be approved by the Corps, and mitigation fees (if applicable, e.g., bank and/or ILF program) must be paid. When mitigation fees are applicable, evidence of fee payment must be provided to the Corps before commencement of the activity authorized by this RGP can be initiated.

c. If the RGP verification includes permittee-responsible compensatory mitigation, the mitigation plan must contain a reporting procedure consistent with the Corps' mitigation rule (33 CFR Part 332.4[c][10]), Monitoring Requirements, as well as any Sacramento District and/or South Pacific Division compensatory mitigation guidance applicable at the time of application review.

18. Notification: The applicant shall provide written notification (i.e., a complete application) for a proposed activity to be authorized under the RGP prior to commencing the activity. The Corps' receipt of the complete application is the date when the Corps receives all required notification information from the applicant. For additional detail please see the below section titled Preconstruction Notification Procedures.

19. Reporting Responsibilities: The permittee must submit a letter report to the Corps within 30 days of project completion. The report will contain the following:

- a. The Corps' file number;
- b. Photographs showing pre- and post-construction project conditions; and,
- c. A completed compliance certification.

20. Access: Work authorized under this permit may be inspected by the Corps at any reasonable time to assure that it is being or has been completed in compliance with the terms and conditions of this permit.

21. Transfer of RGP Authorization: If the permittee sells the property associated with this permit, the permittee must obtain the signature and mailing address of the new owner on the permit verification letter and forward a copy to this office to validate the transfer.

### **ACTIVITY SPECIFIC GENERAL CONDITIONS:**

The following general conditions apply to Activity categories specified at the end of each condition.

1. Stream Setbacks: Consistent with the requirements of the HCP/NCCP, stream setbacks shall be established. See the HCP/NCCP for detailed stream setback requirements, summarized in Table 2 of this RGP. WOUS shall not be filled in order to meet the buffer requirements (Activity categories 1, 2, 3 and 5).

2. Permanent Protections: All preserved, created, restored or enhanced WOUS and adjacent buffers on the project site shall be preserved and permanently protected through a deed restriction, conservation easement, or other appropriate real estate or legal instrument, consistent with the requirements of the HCP/NCCP as determined by the Corps. A recorded copy of the real estate instrument must be provided to the Corps prior to proceeding with any activity otherwise authorized by this RGP (Activity categories 1, 2, 3 and 5).

3. Fencing and Signage: Preserved areas on the project site must be fenced and signed as sensitive areas to discourage human disturbance (Activity categories 1, 2 and 3).

4. Utility Lines: All utility lines shall be constructed in accordance with the following:

a. The construction area for linear utility line projects shall be limited to a width of 75 feet, unless this limit is waived in writing by the Corps.

b. For utility line projects, directional drilling, clear span or other techniques that do not contact the waterbody shall be used if the waterbody contains perennial flow.

c. Material resulting from trench excavation may be temporarily sidecast (up to 60 days) into WOUS, provided that the material is not placed in such a manner that is dispersed by currents or other forces. The Corps may extend the period of temporary side casting for no more than a total of 180 days, where appropriate.



d. Utility lines must not adversely alter existing hydrology, including draining of wetlands. In wetland areas, utility line trenches shall be lined with clay, or other impermeable materials or structures (such as cut-off walls) to ensure that the trench through which the utility line is installed does not drain WOUS. In addition, to prevent a french drain effect, gravel cannot be used as backfill material in the top 10 feet of the trench.

e. In wetland areas, the top 6"-12" of the trench shall be backfilled with topsoil excavated from the trench in the same stratification in which it was removed.

f. Excess material shall be removed to upland areas immediately upon completion of utility line construction in any segment of the project containing WOUS. In no case shall the excess material be left in place until the entire utility line is completed.

g. The construction area, including unprotected slopes and streambanks, shall be stabilized (e.g., blanketed and seeded) immediately upon completion of the utility line construction in any segment of the project. In no case shall soil stabilization be delayed until the entire utility line is completed.

h. Temporarily disturbed construction areas must be restored to pre-construction conditions, including grading to original contours and revegetating (with native vegetation or other appropriate vegetation approved by the Corps) immediately upon completion of the project. A restoration plan, which includes a 1-foot contour topographic map, shall be submitted with notification (Activity categories 1, 2, 3, 5 and 6).

### **PRECONSTRUCTION NOTIFICATION PROCEDURES:**

The applicant shall submit an electronic PCN to this office consisting of a written request for verification under this RGP. Electronic submittal of the PCN should be sent to: [spkregulatorymailbox@usace.army.mil](mailto:spkregulatorymailbox@usace.army.mil). The PCN must contain the following information to be considered complete:

1. A letter signed by the applicant requesting authorization under the RGP, identifying the Activity Category(s), a description of the proposed activity, the location of the activity (with latitude and longitude), and the area (in acres, and/or linear feet as applicable) of WOUS, including wetlands, to be impacted;
2. For each general and applicable activity-specific condition of this RGP, a brief narrative describing how the activity would comply with the condition, or that the condition does not apply;
3. A vicinity map, plan-view and cross-section drawings clearly depicting the location, size and dimensions of the proposed activity, including areas to be used for access and staging. The drawings shall contain a title block, legend and scale, nearby structures, parcel boundaries, and dimensions of the proposed dock and associated access. Unless waived on a

case-by-case basis at the Corps' discretion, all drawings shall comply with the Updated Map and Drawing Standards for the South Pacific Division Regulatory Program, which can be found at <http://www.spd.usace.army.mil/missions/regulatory/public-notice-and-references/article/651327/updated-map-and-drawing-standards/>.

4. A delineation of aquatic resources in accordance with the Sacramento District's Minimum Standards for Acceptance of Aquatic Resources Delineation Reports (available at [http://www.spk.usace.army.mil/portals/12/documents/regulatory/id/minimum-standards/minimum\\_standards\\_for\\_delineation\\_with\\_template-final.pdf](http://www.spk.usace.army.mil/portals/12/documents/regulatory/id/minimum-standards/minimum_standards_for_delineation_with_template-final.pdf)), or updated standards adopted by the Sacramento District, unless specifically waived by the Sacramento District;

5. A written statement explaining how the activity has been designed to avoid and minimize adverse effects, both temporary and permanent, to WOUS;

6. A cultural resource survey report for the project site, including all staging, access and construction areas. The report must be prepared in accordance with the October 28, 2020, Sacramento District Guidelines for Compliance with Section 106 of the NHPA, which can be found at <https://www.spk.usace.army.mil/portals/12/documents/regulatory/sec-106-tribal/2020.10.29-section%20106%20submittal%20guidelines.pdf> (or more recent guidance, if applicable).

If the Corps determines that the activity complies with the terms and conditions of the RGP, including confirmation that proposed impacts to aquatic resources are minimal, the Corps will notify the applicant in writing and include any special conditions deemed necessary. If the Corps determines the impacts of the proposed activity are more than minimal, the Corps will notify the applicant that the project does not qualify for authorization under the RGP and instruct the applicant on the procedures to seek authorization under an individual permit.

### **FURTHER INFORMATION:**

1. Congressional Authorities: You have been authorized to undertake the activity described above pursuant to: Section 404 of the Clean Water Act (33 U.S.C. 1344).

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 projects.

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 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 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.

6. Activities not meeting the terms and conditions of this permit may be authorized through another type of permit from the Corps, such as a Nationwide Permit or Letter of Permission. The Corps 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. The Corps may include additional special conditions to a verification under this permit to ensure the activity has minimal impact.

**PERMIT DURATION:** This permit is valid for three years from issuance and will expire on December 1, 2025. The Corps may re-evaluate the terms and conditions of this permit at any time it deems necessary to protect the public interest. This permit may be re-issued, after public notice and documentation of the decision. Activities under this permit must be verified in writing by the Corps. Verifications are valid until the permit expires.

**CONTACTS AND ADDITIONAL INFORMATION:** For additional information about this RGP, please contact this office by phone at 916-557-5250, or by email at [spkregulatorymailbox@usace.army.mil](mailto:spkregulatorymailbox@usace.army.mil). For an updated list of contacts, please visit our website at <http://www.spk.usace.army.mil/missions/regulatory>.

**ATTACHMENTS:**

1. Figure 1a: General Location of HCP/NCCP Plan Area and Area Covered by RGP
2. Figure 1b: HCP/NCCP Plan Area and Area Covered by RGP
3. Table 1: Required Ratios and Estimated Preservation, Restoration, and Creation Requirements for Aquatic Land-Cover Types Under Initial and Maximum Urban Development Area
4. Table 2: Stream Setback Minimum Requirements for Streams
5. Programmatic Biological Opinion for a Regional General Permit for the East Contra Costa Habitat Conservation Plan/Natural Community Conservation Plan, Contra Costa County, California (USFWS #81420-2011-F-0655, dated April 30, 2012)

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

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Michael S. Jewell  
Chief, Regulatory Division  
Sacramento District

01 December 2022

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Date