



**U.S. ARMY CORPS  
OF ENGINEERS**

Los Angeles District

**Draft ENVIRONMENTAL ASSESSMENT  
for proposed activities on Corps-managed Federal land**

**Three-Day Commercial Film Shoot at Sepulveda Basin Spillway**

**Proposed Date: February, 19-21, 2013**

**Proponent: Jessica Loeb, Agent for CBS, Inc.**

**Location:**

**Sepulveda Dam Spillway  
Sepulveda Flood Control Basin  
Encino, Los Angeles County, CA**

**Los Angeles District  
U.S. Army Corps of Engineers  
P.O. Box 532711  
Los Angeles, California 90053-2325**

**January 17, 2013**

## **NOTICE OF PREPARATION ENVIRONMENTAL ASSESSMENT**

This is to inform the general public that the United States Army Corps of Engineers Los Angeles District (Corps) has preliminarily determined that the following project proposal could be adequately evaluated under the National Environmental Policy Act (NEPA) through conducting an Environmental Assessment (EA).

### **Proposal Title**

3-Day Film Shoot at Sepulveda Spillway, Sepulveda Flood Control Basin (Dam) Operations Area, US Army Corps of Engineers Los Angeles District.

### **Proposed Federal Action**

A film company would conduct a film shoot concerning new vehicles at the Dam's concrete Spillway, downstream side, on February 19-21, 2013. Two days for set-up and one day take-down are also requested. Corps Operations Branch staff will monitor the activity to ensure no damage to the Corps flood control structures or adjacent Corps lands.

### **Location**

The subject area is located at the unfenced areas of the top of Sepulveda Dam and on the downstream concrete Spillway in Encino, CA, County of Los Angeles, which is generally bounded by the 405 and 101 Freeways. The proposed area is an existing flood control Spillway structure composed of concrete and undeveloped open space and controlled by the U.S. Army Corps of Engineers.

### **Public Involvement**

The Corps is inviting the general public to submit comments on potential environmental impacts that could result from implementation of the proposal. **The public comment period on preparation of an EA for the proposal described above will extend for 15 days, from January 18-February 1, 2013 and comments are requested be postmarked or received no later than 6 pm, February 1, 2013.** Please direct your comments to Carvel Bass, US Army Corps of Engineers at [carvel.h.bass@usace.army.mil](mailto:carvel.h.bass@usace.army.mil) or by mail at 915 Wilshire Boulevard, Ste. 11098, Los Angeles, CA, 90017. If you have questions or would like additional information, please contact Carvel Bass, Ecologist, Asset Management Division at (213) 452-3392.

The Corps will actively consider any comments timely received. The results of this consideration would be reflected in a memorandum for record placed in the Administrative Record, unless consideration of the comments was reflected directly in

the EA, either through a modification of the document prompted by the comments or an appendix to the EA articulating responses to the comments. Once the EA is complete and if a FONSI is determined to be appropriate based upon the analysis contained in the EA, pursuant to the last cause of 33 CFR § 230.11, a separate notification will be sent to concerned agencies, organizations and to the interested public stating that the FONSI is available for review. If significant effects on the quality of the human environment are subsequently identified and can not be mitigated to a less than significant level, the Corps will initiate preparation of an EIS and afford the public opportunities to participate in the environmental review process.

**FINAL ENVIRONMENTAL ASSESSMENT**  
**for: Three-Day Commercial Film Shoot at Sepulveda Basin Spillway**

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## FINAL ENVIRONMENTAL ASSESSMENT

### Proposal on Corps-managed Federal land at Sepulveda Flood Control Basin:

#### 3-Day Commercial Film Shoot at Sepulveda Spillway

Request: Short-Term Film Event at Sepulveda Basin Spillway  
Proposed Implementation Date: February 17, 2013  
Proponent: Jessica Loeb for CBS, Inc at (818) 347-9929  
Location: Sepulveda Basin Dam, Downstream Spillway; Encino, CA  
County: Los Angeles County

### **I. Project Authority, Purpose and Scope**

#### **a. PROJECT AUTHORITY**

The United States Corps of Engineers, pursuant to the specific authority granted by Congress in 10 USC 2667 is authorized to permit non-Federal entities the right to use Federal lands in a manner that is compatible with the Federal project, laws, regulations and policies and when such use will promote the national defense or be in the public interest.

#### **b. PURPOSE AND NEED**

##### **Purpose**

The purpose of the proposed action is to determine whether it would be in the interest of the government and/or beneficial to the public to permit short-term, non-invasive commercial film shoot at the Sepulveda Basin Spillway, through issuance of a license for 72-hour filming plus additional minor set-up and take-down time (February 17-22, inclusive). The current proposal is analyzed as an appropriate use under current Corps authorization of proposed activities at the Spillway, Sepulveda Basin, pursuant to the Sepulveda Basin Master Plan (2011).

##### **Need**

The Proponent has requested permission to use the Sepulveda Spillway, a Corps' flood risk management Operations area, for a short-term commercial film event from February 19-21, 2013. The Corps, in managing Federal lands, must determine whether such requests are compatible with Flood risk management operations activities and if so, whether such permission would provide a public or government benefit.

#### **c. SCOPE OF ANALYSIS**

This Environmental Assessment analyzes likely effects of the proposal by comparing a No Action Alternative, with the Proposed Action which would consider permitting a 3-day commercial film event to occur on the Federal land of the Sepulveda Dam Spillway, which a concrete structure managed by the U.S. Army Corps of Engineers. This analysis is offered to the interested public to solicit input on the project and would be made available for review and public input for 14 days.

Any comments received from the public in the fourteen (14) days following the Notice of Preparation will be addressed prior to determining whether an Environmental Impact Statement (EIS) will be required or if a Finding of No Significant (FONSI) can be issued.

## **II. ALTERNATIVES**

### **a. No Action**

Under the No Action Alternative, the requested film shoot would not be allowed on this designated Operations area at Sepulveda Basin.

Regarding the Alternatives Analysis section which follows, the No-Action is comparable to Baseline use of the Spillway area. This long-term Baseline use consists primarily of Corps-supervised Operations activities as well as supervision of the occasional occurrence of film or photo events, as at the present time. A summary of Baseline conditions, maintained at the site by Operations staff to cover all activities, is provided in Section VII of this EA (Summary of Mitigation Measures of Proposed Action and Alternatives).

The No-Action alternative would result in no new adverse effects at the Sepulveda Spillway because the Spillway is managed by specific Corps protocol. Although the Baseline or No-Action alternative would not result in specific adverse effects, the No-Action alternative does not meet the current standard for authorized uses of this area which does allow approved short-term film activity. Additional Baseline information is provided in Section IV, below.

### **b. Onsite**

The proposed onsite alternative is presented in detail in Section III of this document, as the Proposed Action. "Onsite" refers to the concrete structure referred to as the Sepulveda Basin Spillway, which is located on Federally-owned land in Los Angeles County, California. The Corps has previously determined that use of the Sepulveda Dam Spillway for this purpose would not be incompatible with flood risk management operations or activities. No alternative onsite properties within Sepulveda Basin are being considered at this time. Additional information is provided in Section III of this EA.

### **c. Offsite**

There is no offsite alternative proposed at this time. The wide expanse of concrete surface, unencumbered by other activities, is a unique feature of this Dam and has been requested by the Proponent for its unique characteristics.

## **III. PROPOSED ACTION**

The Proponent has requested permission to utilize the Sepulveda Basin Spillway for a three (3)-day film shoot, on February 19-21, 2013. If permitted, approximately 90 cast/crew and 8 vehicles will occupy concrete Spillway, and adjacent dirt parking areas, at the Spillway for 3 days of filming. Some parking will also occur at the concrete Spillway. All activities will be monitored by a Corps Operations Branch staff member. The Corps Safety Office has reviewed the proposal.

## IV. ENVIRONMENTAL IMPACTS

N = Not present or No Impact will occur.

Y = Impacts may occur (if yes, explain in detail under Potential Impacts).

IMPACTS ON THE PHYSICAL ENVIRONMENT		
DESCRIPTION OF RESOURCE AND BASELINE CONDITION	POTENTIAL DIRECT AND INDIRECT IMPACTS AND MITIGATION MEASURES	SIGNIFICANCE OF IMPACTS
<p>1. GEOLOGY AND SOIL QUALITY, STABILITY AND MOISTURE: Are fragile, compactable or unstable soils present? Are there unusual geologic features? Are there special reclamation considerations?</p> <ul style="list-style-type: none"> <li>- No soils or unusual geology are present at this site as the area requested for use is a concrete feature of a flood risk management project.</li> </ul>	<p>[N ] The activity would not occur on dirt areas but only on the concrete spillway.</p> <p>No additional mitigation is required.</p>	<p>No significant adverse impact to geology or soil resources.</p>
<p>2. WATER Resources: Are important surface or groundwater resources present? Is there potential for violation of ambient water quality standards, drinking water maximum contaminant levels, or degradation of water quality? Are there any changes to streamflow regimes, floodplains, wetlands, groundwater recharge?</p> <ul style="list-style-type: none"> <li>- No streamflow, surface, or groundwater resources are present at this site. A concrete wall separates the Los Angeles River/channel from spillway areas.</li> </ul>	<p>[N ] This proposal includes no activities at or changes to surface- or groundwaters; the activity would occur outside the Basin on concrete-surfaced structures on Operations lands downstream of the Dam.</p> <p>No additional mitigation is required.</p>	<p>No significant adverse impacts to water resources.</p>
<p>3. AIR QUALITY: Will pollutants or particulate be produced? Is the project influenced by air quality regulations or zones? What are the greenhouse gas emissions? Please include discussion of the conformity analysis.</p> <p>This activity would occur at a location bounded by the 405 and 101 freeways and would not appreciably affect location air quality conditions which are largely controlled by the freeway activities' baseline.</p>	<p>[N ] These small, short term film or photo events provide no significant change to local air quality. Effects are anticipated to be <i>de minimis</i> effects.</p> <p>No additional mitigation is required.</p>	<p>No significant adverse impacts to air quality.</p>
<p>4. VEGETATION COVER, QUANTITY AND QUALITY: Will vegetative communities be permanently altered? Are any rare plants or cover types present?</p> <p>No vegetation at the film location. Vegetation is distant and the issue is not relevant at this location.</p>	<p>[N ] Activities will not occur in vegetated areas.</p> <p>No additional mitigation is required.</p>	<p>No significant adverse effects to vegetation.</p>

<p>5. WILDLIFE: Is there substantial use of the area by wildlife, birds or fish?</p> <p>There is no use by wildlife at this location because it is a developed concrete flood risk management structure that does not permit habit growth or provide for animal passage.</p>	<p>[N ] The downstream spillway is not used by wildlife, birds, or fish.</p> <p>No additional mitigation is required.</p>	<p>No significant adverse effects to vegetation and other natural resources.</p>
<p>6. THREATENED OR ENDANGERED SPECIES: Are any federally listed threatened or endangered species or identified habitat present?</p> <p>Within 1 mile distant during April-August are likely to be several individual or paired members of the listed bird species, the least Bell's vireo; but none at or near the spillway at any time of year.</p>	<p>[N ] There are no such species or habitat at the spillway.</p> <p>No additional mitigation is required.</p>	<p>No significant adverse effects to listed species or their habitat.</p>
<p>7. WETLANDS: Are any wetlands present? If so, please describe the type, how they are delineated, who delineated them, and when. Special aquatic sites? For any of the above, please describe the functions and services of the wetland resources. See EO 11990, "Protection of Wetlands."</p> <p><b>N/A.</b> This is a concretized location.</p>	<p>[N ] No wetlands are found at the site proposed for the film shoot.</p> <p>No additional mitigation is required.</p>	<p>No significant adverse effects to wetlands.</p>
<p>8. CULTURAL RESOURCES: Are any historical, archaeological, cultural or paleontological resources present?</p> <p>The Dam and Spillway are considered historical structures, but would not be altered but only used as a driving surface, which frequently occurs. Corps Operations staff would monitor use of the location.</p>	<p>[Y ] The spillway is frequently used in a protected manner (monitored by Operations staff), to accommodate heavy equipment activities by SPL Baseyard, other equipment training, or by film industry activities.</p> <p>No additional mitigation is required.</p>	<p>No significant adverse effects to cultural resources.</p>
<p>9. AESTHETICS: Is the project on a prominent topographic feature? Will it be visible from populated or scenic areas? Will there be excessive noise or light?</p> <p>This Spillway may be viewed distantly from several adjacent freeways but not from residential areas. A variety of activities, both regularly scheduled and intermittent, predictably occurs at this location when Corps staff conduct operations activities or when other filming events occur here.</p>	<p>[N ] The Spillway is a prominent local feature and visible from the 405 and 101 Fwys. The sound and sight of the small film sets or number of vehicles for short term events is minor and not excessive in comparison with noise from vehicles from the 405/101 Fwys.</p> <p>No additional mitigation is required.</p>	<p>No significant adverse effect to aesthetics.</p>

<p>10. DEMANDS ON ENVIRONMENTAL RESOURCES OF LAND, WATER, AIR OR ENERGY: Will the project use resources that are limited in the area? Are there other activities nearby that will affect the project?</p> <p>N/A. The proposed activity upon concrete spillway will not affect other, outlying, natural resource areas nor will they affect other activities in nearby areas.</p>	<p>[N ] The proposal to film at this location will not affect such scarce resources as land, water, air, or energy resources.</p> <p>No additional mitigation is required.</p>	<p>No significant adverse effect to these resources.</p>
<p>11. WATERS/NAVIGABLE WATERS OF THE UNITED STATES: Are waters of the US or navigable waters of the US present? If so, will the project propose dredging of material? Placement of Fill Material? If so, describe the type, composition, and quantity of material to be dredged/used as fill, method of dredging/filling, and the site and plans for disposal of the dredged material or location of the fill site. If the project involves the construction of a structure, need to describe the use of, and specific structures to be erected on, the structure. Discuss eligibility of Nationwide Permit Program to cover the discharges and/or structures in accordance with section 404 of the CWA and/or section 10 of the RHA.</p> <p><b>N/A.</b> No jurisdictional 404 areas on-site.</p>	<p>[N ] This is not a '404'- or 'waters of the U.S.'- dependent activity.</p> <p>No additional mitigation is required.</p>	<p>No significant adverse effects to 'waters' or its statutes.</p>
<p>12. NOISE: What are the existing noise levels and how was it determined? Will the project exceed ambient noise levels, and if so, what is the duration and noise level?</p> <p>This activity will not exceed the ambient noise level, which is determined by sound levels from the 2 adjacent freeways located within 1500 ft. of this location and which dominate the noise parameter at this location.</p>	<p>[N ] With the exception of other planned activities at the Spillway during most day/night, existing ambient noise level is set by adjacent Freeway traffic at the adjacent 405 and 101 Fwys and Burbank Ave. The use of this area for filming will not produce a significant addition to noise levels.</p> <p>No additional mitigation is required.</p>	<p>No significant adverse noise impacts.</p>
<p>13. IMPACTS TO EXISTING FEDERAL FLOOD RISK MANAGEMENT PROJECT: Are there any existing federal flood risk management facilities present within the scope of analysis? Would the project affect any flood control efforts or facilities downstream of the project area?</p> <p>The exact location is the Sepulveda Spillway which is a flood risk management project feature. This is a wide structure and able to accommodate small, short-term film events in dry weather and which can be coordinated to</p>	<p>[Y] Temporary monitored use of the concrete Spillway surface (as periodically occurs for a variety of occasions) does and will not impact flood risk management efforts or facilities.</p> <p>No additional mitigation is required.</p>	<p>No significant adverse effects to flood risk management project.</p>

ensure that there are no adverse impacts to operations.		
<p>14. IMPACTS ON OTHER ENVIRONMENTAL RESOURCES: Are there other studies, plans or projects on this tract?</p> <p>The location is a flood risk management feature, which precludes future studies that diverge from the authorized purpose for construction of the feature. Neither dam nor flood risk management studies are presently underway for this feature.</p>	<p>[N ] No other studies are being undertaken as to Spillway area resources.</p> <p>No additional mitigation is required.</p>	No significant adverse effects are expected.
<b>IMPACTS ON THE HUMAN POPULATION</b>		
<b>DESCRIPTION OF RESOURCE AND BASELINE CONDITION</b>	<b>[Y/N] POTENTIAL IMPACTS AND MITIGATION MEASURES</b>	
<p>15. HUMAN HEALTH AND SAFETY: Will this project add to health and safety risks in the area?</p> <p>Any requested use of this area is previewed by Corps Operations and Safety staff.</p>	<p>[N ] The activity will be monitored per safety to the structures and per State and other Safety regulations. No additional mitigation is required.</p>	No significant adverse effects to Health and Safety.
<p>16. INDUSTRIAL, COMMERCIAL AND AGRICULTURAL ACTIVITIES AND PRODUCTION: Will the project add to or alter these activities?</p> <p>N/A. No such effects from one-day film event.</p>	<p>[N ] There is no effect to such activities or production.</p> <p>No additional mitigation is required.</p>	No significant adverse effect to these parameters.
<p>17. QUANTITY AND DISTRIBUTION OF EMPLOYMENT: Will the project create, move or eliminate jobs? If so estimated number.</p> <p>The proposed use would allow a film company to utilize the area and hence would support the existing film industry.</p>	<p>[N ] In general, jobs would not be created, moved, or eliminated. No additional mitigation is required.</p>	No significant adverse effects would result.
<p>18. ACCESS TO AND QUALITY OF RECREATIONAL AND WILDERNESS ACTIVITIES: Are wilderness or recreational areas nearby or accessed through this tract? Is there recreational potential within the tract?</p> <p>The subject Spillway is an Operations area off-limits to Recreation. In general, all Recreation activities occur at adjacent basin lands which leased by City of LA for Recreation. No wilderness areas are at Sepulveda Basin.</p>	<p>[N ] Although some naturally vegetated areas exist upstream of the Spillway, no wilderness areas are nearby. Nearby recreational areas would not be affected by the activity. No additional mitigation is required.</p>	No significant adverse effects to recreation/wilderness activities.

<p>19. DENSITY AND DISTRIBUTION OF POPULATION AND HOUSING: Will the project add to the population and require additional housing?</p> <p>The surrounding area has been developed for residential and commercial use. The Sepulveda Basin operates as part of the Los Angeles County Drainage Area flood risk management system. Additional development for residential use is prohibited within the Basin.</p>	<p>[N ] The temporary nature of the proposed use will result in no effect to housing or population.</p> <p>No additional mitigation is required.</p>	<p>No significant adverse effects to population etc.</p>
<p>20. OTHER APPROPRIATE SOCIAL AND ECONOMIC CIRCUMSTANCES: Traffic?</p> <p>N/A. A small number of vehicles would usually be expected to provide support to each proposed event. However, the Spillway location is distant from normal traffic activity.</p>	<p>[N ] The activity is accessed from Burbank Boulevard which is a public City street, and then to the Spillway.</p> <p>No additional mitigation is required.</p>	<p>No significant adverse effect to local traffic patterns.</p>

## V. CUMULATIVE IMPACTS

NEPA documents “should compare the cumulative effects of multiple actions with appropriate national, regional, state, or community goals to determine whether the total effect is significant” (CEQ 1997). The Environmental Assessment references various uses in the Basin while also specifying the narrow range of activities at the subject Spillway location. What “cumulative impacts” would the proposed action have? What is the incremental impact?

- Past – what impacts have past projects had on the surrounding resources
- Present – what impact would the proposed action have on existing resources?
- Future – will the proposed action contribute to the degradation of the environment?

- a. **PAST** - In the past, over many years, a number of mostly 1-3-day film shoots have been scheduled at the present, Spillway location. Corps dam-tender and other staff supervise the shoots and/or provide a constant presence as needed, and inspect and guarantee that any film Proponent provide full clean-up afterwards. Past film shoots have not resulted in impacts to Basin resources.

The Sepulveda Flood Control Basin and its internal and surrounding areas has been the location of a number of past and present civil works projects including a variety of developments within the Basin as well as externally, adjacent to the Basin. Internal developments include the construction of numerous recreation projects, by the City of Los Angeles Department of Recreation and Parks and Corps of Engineers, including Lake Balboa, the Sepulveda Basin Wildlife Lake, the Bull Creek Restoration project, various ball-fields and other recreation-based initiatives as well as the Donald C. Tillman Wastewater Reclamation Plant, several military Reserve unit locations, and a variety of other developments including roadways. The Sepulveda Basin is also bordered by major thoroughfares such as the 405 and 101 Freeways as well as Victory, Balboa, and White Oak Boulevards and the local, populous neighborhoods of Encino, CA

- b. **PRESENT** – The Sepulveda Spillway itself has been in place since the Dam’s construction in 1941 and in the interim, the above Basin improvements have been made. During the present decade, 1-3-day film shoots continue to be reviewed, scheduled, and conducted here. The proposed action will not affect existing resources.

The Bull Creek Restoration project was implemented between 2008-2009. Construction on a new Sports Complex near Balboa Boulevard will continue. The surrounding Encino area is largely built to completion. Film shoots of this nature, if requested, continue to be reviewed and permitted, if appropriate.

A Vegetative Management Plan is currently being implemented on Operations areas located within the Sepulveda Basin, which is north and upstream, of the Spillway area located outside the Basin.

- c. **FUTURE** - Several proposed, small sports areas, now being utilized in agricultural lease, may be developed by City of Los Angeles in the lower Sepulveda Basin although these have not yet been designed. A Park and Ride location, off Victory Boulevard in the upper Basin, will be re-surfaced with some remodeling. This filming activity will not add to adverse cumulative effects at the Sepulveda Basin because if conducted and supervised as described, no adverse effects to the environment are foreseen.

## **VI. SUMMARY OF MITIGATION MEASURES OF THE PROPOSED ACTION AND ALTERNATIVES:**

In addition to the following Avoidance and Minimization measures for the Action (Preferred) Alternative, the No-Action Alternative is also managed per the below conditions, as normal working procedure by all parties at the Sepulveda Spillway. No additional analysis is required for the No-Action Alternative.

A Corps Dam Tender will be onsite at all times to ensure that there are no impacts to any Corps structures or resources. Filming would further be limited by the following conditions:

1. All areas are to be cleaned and items properly disposed of upon completion of filming, including, all props, paint and/or any skid marks on the concrete areas of the channel or dam. Any damage to property of the Government or its tenants must promptly be repaired by the Grantee.
2. Pyrotechnics are prohibited.
3. Grantee will provide restrooms -- sanitary facilities are not available on site.
4. The Grantee will provide security to prevent spectators from entering the film site.
5. Any fill or materials brought in must have Regulatory approval before filming begins and must be completely removed and properly disposed of at the completion of filming.
6. This license PROHIBITS all boating, canoeing, rafting, rowing floating, sculling, swimming, etc. in the Sepulveda Flood Risk Management Basin for any reason.
7. Grantee shall use a water-based paint when painting over graffiti. Any and all removal of paint will be under the direction of the Corps' on-site representative.
8. Refueling in the Sepulveda Flood Control Basin is prohibited. No gasoline or other vehicle fluids will be stored on Federal lands.
9. Alterations to any concrete structure in the river, the levee walls or dam structure are prohibited (i.e. driving nails or screws).
10. No substances of any kind shall be placed in the basin unless approved by Corps personnel.

## VII. AGENCY COORDINATION

A notice of preparation for this Environmental Assessment was issued and posted at the Corps SPL website and also sent to local Los Angeles City Neighborhood Councils, between 18 January-1 February, 2013 and comments are to be accepted until 1 February, 2013.

## VIII. RESPONSE TO COMMENTS

\_\_\_ comments were received.

## IX. APPLICABLE ENVIRONMENTAL LAWS AND REGULATIONS

For each of the following, please provide a brief description of any consultation efforts made, and the results of those consultation efforts. Any supporting documents are included in Appendices.

**a. Endangered Species Act (ESA):** The proposed action is in compliance with the ESA. . Endangered Species are not anticipated to be found in the Spillway area.

**b. Migratory Bird Treaty Act (MBTA):** The proposed action is in compliance with the MBTA in that implementation of the proposed project would avoid potential impacts to migratory birds.

**c. Section 404 of the CWA.** The proposed action is in compliance with the Section 404 of the CWA. No jurisdictional waters will be affected by the Proposed Action.

**d Section 401 of the CWA.** As above, the proposed action is in compliance with the Section 401 of the CWA because no such waters will be affected. A 401 permit is not required for this action.

**e. Coastal Zone Management Act (CZMA).** The proposed action is in compliance with the CZMA in that the project area is outside of the coastal Zone.

**f. Section 176(C) of the Clean Air Act (CAA) General Conformity Rule Review.** The proposed action is in compliance with the CAA due to insignificant impacts, from a small number of vehicles, to local air quality.

**g. Section 106 of the National Historic Preservation Act (NHPA).** The proposed action is in compliance the NHPA. The proposed activity has been reviewed by the Corps Los Angeles District's Chief Archaeologist and has determined that implementation of the project with incorporation of monitoring measures would avoid potential impacts to cultural resources.

**i. Other applicable federal laws/regulations:** With the incorporation of mitigation measures the proposed project would be in compliance with applicable federal laws and regulations that apply to the project area.

## X. REFERENCES (if applicable)

N/A

## XI. RECOMMENDATION:

