

- Wade -



DEPARTMENT OF THE ARMY
SOUTH PACIFIC DIVISION, CORPS OF ENGINEERS
333 Market Street, Room 923
San Francisco, California 94105-2195

REPLY TO
ATTENTION OF:

CESPD-CM-O (1145)

05 NOV 2002

MEMORANDUM FOR

Commander, Albuquerque District
Commander, Los Angeles District
Commander, Sacramento District
Commander, San Francisco District

SUBJECT: Regulatory Program Environmental Impact Statement (EIS) Review Process

1. The following policy has been developed to comply with existing regulation and provide time frames for review of environmental impact statements (EIS's) within the South Pacific Division (SPD) that are associated with Regulatory Program permits on nonfederal projects. In accordance with existing regulation, the Districts will utilize the following guidance in obtaining and incorporating SPD comments into such EIS's.
2. Authority. 33 CFR 230.17 states: "Division Commanders should file final EISs and final supplements for all other Corps actions, except for final EISs or final supplements for permit actions, which should be filed by the District commander after appropriate reviews by division and the incorporation of division's comments in the EIS."
3. South Pacific Division EIS Review Process for Regulatory Program Actions.
 - a. Division reviews will be the minimal necessary to ensure that an EIS is consistent with current policy. SPD will review and provide comments to the District on the predraft EIS. This review will ensure that the draft EIS issued for public comment is essentially consistent with policy as well as to keep SPD informed. The District will provide two copies of the predraft EIS to CESPD-CM-O. The Division will forward comments to the District within 15 working days from receipt of the predraft EIS. Comments will be provided to the District via memorandum signed by the Regulatory Program Manager, Operations Division, CESPD-CM-O.
 - b. The District will provide a copy of the public notice and draft EIS to CESPD-CM-O.
 - c. The Division will also review and comment on the prefinal EIS. The District will provide two copies of the prefinal EIS to CESPD-CM-O. The Division will forward comments to the District within 15 working days from receipt of the prefinal EIS. Comments will be provided to the District via memorandum signed by the Regulatory Program Manager, Operations Division, CESPD-CM-O. The final approval of EIS's and permit applications will remain with the District Engineer unless one or more of the factors in 33 CFR 325.8(b)(1)-(5) is applicable.

CESPD-CM-O

SUBJECT: Regulatory Program Environmental Impact Statement (EIS) Review Process

- d. The District will provide one copy of a final EIS to both CESPD-CM-O and CECW-OR.
4. The process outlined in the previous paragraph of this memorandum is effective immediately.
5. Should you have any questions regarding this process, please contact Mr. Wade L. Eakle, Ecologist & Regulatory Program Manager, at (415) 977-8030.


LEONARDO W. FLOR
COL, EN
Acting Commander

CF:
CESPD-CM-O/Eakle & RF