Appendix H

MOU Accounting for Mitigation Bank
Date: August 12, 1998

To: Distribution

SUBJECT: INNER HARBOR MOU ACCOUNTING AND AMENDMENT

In 1984 the Los Angeles Harbor Department entered into a Memorandum of Understanding (MOU) with your agency to establish procedure for advance compensation of marine habitat losses incurred by selected Port development projects within the Harbor District of the City of Los Angeles. The purpose of this letter is to update the accounting on the MOU and to request your concurrence to add an additional project to the MOU.

At the writing of the MOU, there was a credit in the mitigation bank of 17.7 acres measured at +4.8 MLLW. Since that time, the Port has made withdrawals and additions associated with four projects as shown below leaving a balance of +6.21 acres:

<table>
<thead>
<tr>
<th>Project</th>
<th>Status</th>
<th>Debit/Credit (acres)</th>
<th>Balance (acres)</th>
<th>Reference</th>
</tr>
</thead>
<tbody>
<tr>
<td>Berth 225-229</td>
<td>Constructed</td>
<td>-5.91</td>
<td>+11.79</td>
<td>MOU</td>
</tr>
<tr>
<td>Berth 212-215</td>
<td>Constructed</td>
<td>-11.09</td>
<td>+0.70</td>
<td>POLA Letter 9/94</td>
</tr>
<tr>
<td>Fire Station 111</td>
<td>Constructed</td>
<td>-0.21</td>
<td>+0.49</td>
<td>POLA Letter 9/94</td>
</tr>
<tr>
<td>Fire Station 112</td>
<td>Constructed</td>
<td>+0.02</td>
<td>+0.51</td>
<td>POLA Letter 9/94</td>
</tr>
<tr>
<td>W. Basin Widen.</td>
<td>Constructed</td>
<td>+5.70</td>
<td>+0.21</td>
<td>Attachment A</td>
</tr>
</tbody>
</table>

We also anticipate an additional project which will decrease the water area of the harbor:

<table>
<thead>
<tr>
<th>Project</th>
<th>Status</th>
<th>Project Type</th>
<th>Reference</th>
</tr>
</thead>
<tbody>
<tr>
<td>W.Channel Dev.</td>
<td>Planning/Env.</td>
<td>~4.4 acre fill</td>
<td>Attachment B</td>
</tr>
</tbody>
</table>

In accordance with Article 5 of the MOU, "The BOARD may accrue gains in marine habitat values resulting from Harbor District development projects which create water surface area." In this regard, we would like your written concurrence to add the West Channel Project to the bank listing pending a favorable environmental review and permitting process. An Environmental Impact Report is presently being prepared for this project.

We appreciate your attention to this very important matter. If you have any questions or comments, please do not hesitate to call me at (310) 732-3497.

Sincerely,

RALPH C. ARNOLD, Ph.D.
Assistant Director of Environmental Management

RGA
ADP 870324-034

Distribution: U.S. Fish and Wildlife Service - Attention: Mr. Jack Fancher
National Marine Fisheries Service - Attention: Mr. Bob Hoffman
California Department of Fish and Game - Attention: Ms. Marilyn Fluharty

bcc: Engineering/B. McCleish
     Engineering/M. Roughani
     Environmental/V. Amezcua
WEST BASIN ENTRANCE WIDENING – CREATION OF NEW WATER AREA BY WIDENING THE CHANNEL ENTRANCE, MEASURED AT THE MEAN HIGH WATER LEVEL (+4.8 FEET).  

FOOTPRINT OF OLD TIMBER WHARF AT BERTH 97 & 98

NEARLY CREATED WATER AREA = 5.7 ACRES

NEW PEDES LINE

AREA CALCULATION:
AREA = 1/2 Base x Height
      = 1/2 x 1037 x 479/45580
      = 5.80 ACRES

5.74 ACRES COMPUTER CALC.

FOOTPRINT OF OLD TIMBER WHARF AT BERTH 101 & 102

APPLICATION BY PORT OF LOS ANGELES

NOT TO SCALE

RECOMMENDING FOR APPROVAL

LOS ANGELES HARBOR, COUNTY OF LOS ANGELES
STATE OF CALIFORNIA

APPLICATION BY PORT OF LOS ANGELES

5-7160-10

DRAWING NUMBER

WORLDPORT LA
CUT AREA
1. 0.8 AC
2. 0.5 AC
TOTAL = 1.1 AC
TOTAL CUT VOLUME = 40,000 CY

FILL AREA
3. 1.2 AC
4. 1.0 AC
5. 3.3 AC
TOTAL = 5.5 AC
TOTAL FILL VOLUME = 185,000 CY

DREDGING AREA
TOTAL = 9.6 AC
TOTAL DREDGE VOLUME = 75,000 CY

* MATERIALS EXTRACTED FROM CUT/CREDGED AREAS ARE TO BE USED IN THE FILL PORTION OF THE SITE.

CUT/FILL/DREDGING Markup
CABRILLO WAY AT
CABRILLO YACHT HARBOR