

*Via Email*

From: [JosephTowers1500@aol.com](mailto:JosephTowers1500@aol.com)

Sent: Friday, August 10, 2007 1:18 AM

To: Minch, Lawrence N SPL

Subject: PORT OF LOS ANGELES BERTHS 136-147 DRAFT EIS

Page 139 of subject DEIS states that USCE will not impose mitigation measures on Section 10/404 permits unrelated to USCE permit authority under these statutes. USCE permit for this project will permit vessels to moor at subject berths to be constructed pursuant to Corps permits. Since air pollution emanating from these vessels is a major environmental impact, please advise whether Los Angeles District will consider mitigation measures mandating air quality controls on berthed vessels within USCE permit authority. If Los Angeles District disclaims any authority for this, please provide legal authority for such disclaimer. Thank you.