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## Central Valley Regional Water Quality Control Board

16 September 2022

Jimmy Triplett  
AMPORTS  
1997 Elm Street  
Benicia, CA 94510

### **NOTICE OF APPLICABILITY; GENERAL SECTION 401 WATER QUALITY CERTIFICATION ORDER REQUIREMENTS FOR THE AMPORTS, AMPORTS BERTH REHABILITATION PROJECT – NAVIGATIONAL DAY BEACON INSTALLATION PROJECT (WDID#5B07CR00247), CONTRA COSTA COUNTY**

On 4 August 2022, AMPORTS (Applicant) filed a notification requesting coverage under the 25 February 2022 State Water Resources Control Board Clean Water Act Section 401 General Water Quality Certification and Order of the United States Army Corps of Engineers 2022 Nationwide Permits (General Certification Order) for the AMPORTS Berth Rehabilitation Project – Navigational Day Beacon Installation (Project). After review of the notification and the supplemental material submitted by the Applicant, the Central Valley Regional Water Quality Control Board (Central Valley Water Board) has determined that the Project qualifies for enrollment under this General Certification Order. The proposed activity will take place within less than 0.000041 acre/1.5 linear feet of waters of the United States.

The Central Valley Water Board is certifying this Project under United States Army Corps of Engineers Nationwide Permit #1 (Aids to Navigation Activities), subject to the conditions and the notification requirements described in the Nationwide Permit (“Special Conditions”). This Notice of Applicability is being issued under the General Certification Order pursuant to Section 3838 of the California Code of Regulations.

A copy of the [General Certification Order](https://www.waterboards.ca.gov/water_issues/programs/cwa401/docs/2021/certification-denial-corps-nationwide-permit-project-general-order-10122021.pdf) ([https://www.waterboards.ca.gov/water\\_issues/programs/cwa401/docs/2021/certification-denial-corps-nationwide-permit-project-general-order-10122021.pdf](https://www.waterboards.ca.gov/water_issues/programs/cwa401/docs/2021/certification-denial-corps-nationwide-permit-project-general-order-10122021.pdf)) can be found on the State Water Resources Control Board’s General Order webpage and is enclosed.

The Project must proceed in accordance with the requirements contained in this Notice of Applicability and General Certification Order. The Project is described in the notification form requesting coverage under the General Certification Order, dated 4 August 2022, and supplementary information (Application Package). Coverage under the General Certification Order is no longer valid if the Project (as described) is modified.

**PROJECT DESCRIPTION:**

The 0.000041-acre AMPORTS Berth Rehabilitation Project – Navigational Day Beacon Installation (Project) consists of replacing Navigational Day Beacon #3 on the San Joaquin River at the AMPORTS Antioch Wharf as required by the lease from the California State Lands Commission. Currently the section of San Joaquin River near the Navigational Day Beacon is maintained as a commercial shipping channel and is dredged to accommodate large ocean-going cargo ships moving to and from the Port of Stockton. Navigational Day Beacon #3 was last visible in Google Earth 2015 aerial imagery. Navigational Day Beacon #3 was removed or otherwise disappeared through unknown means and is not visible from the shoreline.

A vibratory hammer would be used for the installation of a single 18-inch diameter steel pile. It is assumed that the pile can be successfully driven in 30 minutes or less. The pile would be approximately 55 feet long and would be driven approximately 20 feet below the mud line. No impact hammer would be used.

The Project will permanently impact 0.000041 acre/1.5 linear feet of waters of the United States.

**PROJECT LOCATION:**

Section 9, Township 2 North, Range 2 East, MDB&M

Latitude: 38°01'595" and Longitude: -121°77'571"

**PROJECT SCHEDULE:**

28 September 2022 through 12 October 2022

**APPLICATION FEE RECEIVED:**

An application fee of \$ 2,417.00 was received on 4 August 2022. The fee amount was determined as required by California Code of Regulations, title 23, sections 3833(b)(3) and 2200(a)(3) and was calculated as category A - Fill & Excavation Discharges (fee code 84) with the dredge and fill fee calculator.

If you have any questions regarding this Notice of Applicability, please contact Jenna Yang at (916) 464-4764 or [Jenna.Yang@waterboards.ca.gov](mailto:Jenna.Yang@waterboards.ca.gov).

*Original Signed By Adam Laputz for:*

Patrick Pulupa  
Executive Officer

Enclosure: State Water Board Certification of the 2017 Nationwide Permits General Water Quality Certification and Order

Attachments: Figure 1: Project Location / Action Area  
Figure 2: Project Overview

**DISTRIBUTION LIST**  
**[Via email only]**

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Figure 1: Project Location / Action Area

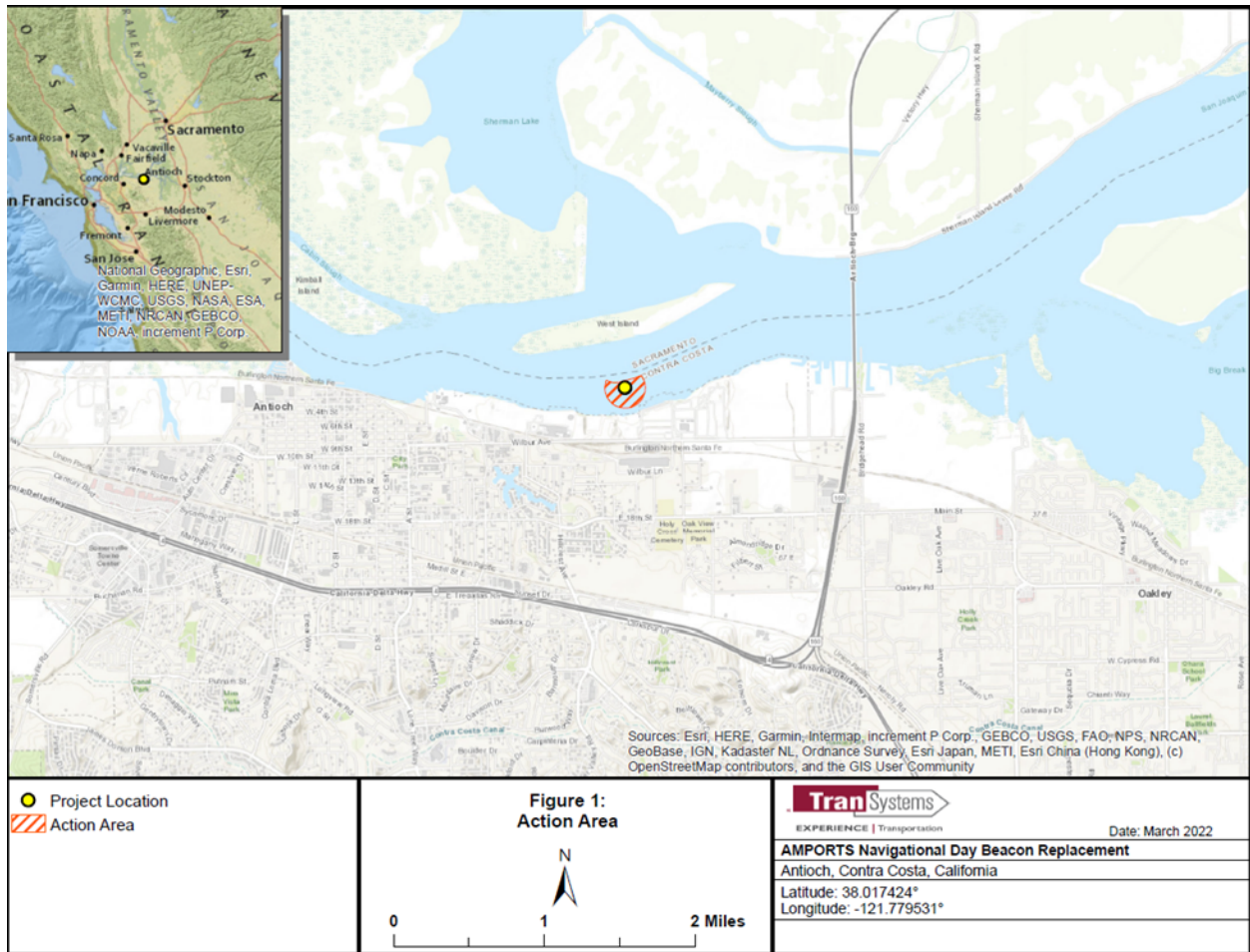


Figure 2: Project Overview

