



Central Valley Regional Water Quality Control Board

5 December 2024

Meghan Sullivan
California Department of Parks and Recreation-Gold Fields District
7755 Folsom-Auburn Road
Folsom, CA 95630
Meghan.Sullivan@parks.ca.gov

NOTICE OF APPLICABILITY FOR COVERAGE UNDER ORDER WQ 2022-0048-DWQ, ORDER FOR CLEAN WATER ACT SECTION 401 WATER QUALITY CERTIFICATION AND WASTE DISCHARGE REQUIREMENTS FOR RESTORATION PROJECTS STATEWIDE, TRAIL MODIFICATIONS AT BROWNS RAVINE PROJECT (WDID#5A09CR00244), EL DORADO COUNTY

On 1 November 2024, the California Department of Parks and Recreation submitted a Notice of Intent (NOI) to enroll under and comply with State Water Resources Control Board (State Water Board) Order No. WQ 2022-0048-DWQ, Order for Clean Water Act Section 401 Water Quality Certification and Waste Discharge Requirements for Restoration Projects Statewide (Order).

The Central Valley Water Quality Control Board (Central Valley Water Board) has reviewed your enrollment materials and finds the Trail Modifications at Browns Ravine Project (Project) meets the requirements of, and is hereby enrolled under, Order No. WQ 2022-0048-DWQ. You may proceed with your Project in accordance with the Order. 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 [Order No. WQ 2022-0048-DWQ](https://www.waterboards.ca.gov/board_decisions/adopted_orders/water_quality/2022/wqo2022-0048-dwq.pdf) (https://www.waterboards.ca.gov/board_decisions/adopted_orders/water_quality/2022/wqo2022-0048-dwq.pdf) can be found on the State Water Resources Control Board's General Orders webpage.

Please familiarize yourself with the requirements of Order No. WQ 2022-0048-DWQ. You are responsible for complying with all applicable Order requirements. Coverage under the Order is no longer valid if the Project (as described) is modified. Failure to comply with Order No. WQ 2022-0048-DWQ constitutes a violation of the California Water Code and may result in enforcement action or termination of enrollment under the Order.

MARK BRADFORD, CHAIR | PATRICK PULUPA, ESQ., EXECUTIVE OFFICER

PROJECT DESCRIPTION:

The 0.12-acre Project consists of installing a puncheon structure over a wetland area to elevate hikers out of the wetland to reduce soil compaction and improve water flowing across the existing trail. This action will also reduce sediment discharge into Folsom Lake. The puncheon will be 60-feet long with 30-feet being built over the wetland.

Project elements that affect aquatic resources include temporary soil compaction or vegetation loss associated with equipment access and operation in the wetland area and beyond. Temporary erosion control measures, such as straw wattles, may be necessary to protect disturbed soil in the short-term. Any temporary compaction will be de-compacted and any topography that was altered will be restored. The Project will temporarily impact 0.00021 acre and permanently impact 0.012 acre/30 linear feet of wetland. Temporarily impacted areas will be restored to pre-Project condition.

PROJECT LOCATION:

The Project is located approximately 11 miles from Folsom Lake Marina to Old Salmon Falls Assembly Area. The approximate center of the Project area is located at latitude 38.711301° and longitude 121.093555°.

PROJECT SCHEDULE:

July 2025 through October 2025

APPLICATION FEE RECEIVED:

\$1,123.00 were received on 12 November 2024. The fee amount was determined as required by the California Code of Regulations, title 23, sections 3833(b)(3) and 2200(a)(3), and was calculated as category D - Ecological Restoration and Enhancement Projects (fee code 85) with the dredge and fill fee calculator.

CALIFORNIA ENVIRONMENTAL QUALITY ACT:

On 29 October 2012, the California Department of Parks and Recreation, as Lead Agency, certified a Programmatic Environmental Impact Report (EIR) (State Clearinghouse (SCH) No. 2010092023) for the project and filed a Notice of Determination (NOD) at the SCH on 21 June 2022.

REPORTING AND NOTIFICATION REQUIREMENTS

The Permittee shall follow notification and reporting requirements described in this Notice of Applicability (NOA), and those found in Attachment D of the Order WQ 2022-0048-DWQ, unless specified as an optional requirement and excluded from this NOA.

1. Annual Reporting

The Permittee shall submit an Annual Report each year within one month of the anniversary of the effective date of this Notice of Applicability. Annual reporting shall continue until the active discharge period is complete and the project enters

the post-construction monitoring phase where upon the Permittee shall annually submit a Post-Construction Monitoring Report (Report Type 2) The Post-Construction Monitoring Report shall be submitted on the anniversary of the date that the project restoration activities were completed.

The Annual Report and Post Construction Monitoring Report shall include the information specified in Attachment D, Part A of Order No. WQ 2022-0048-DWQ. The Permittee shall submit the report in accordance with the report submittal instructions in Attachment D of Order No. WQ 2022-0048-DWQ and email it to centralvalleysacramento@waterboards.ca.gov and cc Peter Minkel at Peter.Minkel2@waterboards.ca.gov.

2. Notification for In-Water Work and Diversions

The project proponent shall notify the Water Board at least forty-eight (48) hours prior to initiating work in flowing or standing water or stream diversions. Notification may be via e-mail, delivered written notice, or other verifiable means. Within three (3) working days following completion of work in water or stream diversions, an In-Water Work and Diversions Water Quality Monitoring Report must be submitted to the Water Board.

3. Water Quality Monitoring Plan for In-Water Work or Diversions

A Water Quality Monitoring Plan shall be submitted to the approving Water Board for acceptance at least thirty (30) days in advance of commencement of project activity. Standards for in-water work or diversions are discussed in General In-Water Measures, specifically IWW-6, presented in Attachment A. The Permittee shall comply with the approving Water Board-specific water quality control plan water quality objectives and reporting requirements.

4. Environmental Monitoring

Per General Protection Measure 5 (GPM-5) of the Order, a resource specialist shall ensure that all applicable protective measures are implemented during project construction. The resource specialist shall have authority to stop any work if they determine that any permit requirement is not fully implemented. The resource specialist shall prepare and maintain a monitoring log of construction site conditions and observations, which will be kept on file.

NOTICE OF COMPLETION:

Upon completion of the Project, you shall submit a Notice of Completion (NOC) no later than 30 days after Project completion. The NOC shall demonstrate the Project was carried out in accordance with the Project description, include a map of the Project location with final boundaries of the restoration area, and include post-project photographs. More information on the NOC is listed in section B.6 of the Order.

If you have questions concerning this matter, please contact Peter Minkel by phone at (916) 464-4684 or by email at Peter.Minkel2@waterboards.ca.gov.

Original Signed by Anne Walters for:
Patrick Pulupa
Executive Officer

Attachments: Figure 1: Project Location Map 1
Figure 2: Project Location Map 2

cc: Distribution List [Via email only]

United States Army Corps of Engineers
Sacramento District Office
Regulatory Division
SPKRegulatoryMailbox@usace.army.mil

Department of Fish and Wildlife, Region 2
R2LSA@wildlife.ca.gov

United States Environmental Protection Agency
R9CWA401@epa.gov

CWA Section 401 WQC Program
State Water Resources Control Board
Stateboard401@waterboards.ca.gov

Richard McHenry
CA Sportfishing Protection Alliance
RMcHenry@calsport.org

Kristen Gangl
California Department of Parks
and Recreation-Gold Fields District
Kristen.Gangl@parks.ca.gov

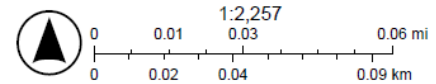
Figure 1: Project Location Map 1

Browns Ravine Trail Modification



10/31/2024

- = data point
- = proposed puncheon
- = 463 feet elevation
- = Unsanctioned user-created trail
- = State Parks Trail
- = State Parks Boundary



Source: Esri, Maxar, Earthstar Geographics, and the GIS User Community, Esri Community Maps Contributors, County of Sacramento, California State

Figure 2: Project Location Map 2

