

Central Valley Regional Water Quality Control Board

15 September 2025

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Lincoln, CA, 95648
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**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, LAKEVIEW FARMS PHASE 1 PROJECT (WDID#5A31CR00616),
PLACER COUNTY**

On 8 May 2025, the City of Lincoln 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 Lakeview Farms Phase 1 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 Coverage under the Order is no longer valid if the Project (as described) is modified.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.

PROJECT DESCRIPTION:

The 160-acre Lakeview Farms Phase 1 Project consists of enhancing wetland habitat within a previously excavated basin. The Lakeview Farms Project was previously permitted in 2008 (WDID # 5A31CR00240) and work that previously occurred within the Phase 1 Project site included the excavation of a basin to address flooding due to regional development. The overall Lakeview Farms Project, as originally authorized, was separated into three phases of work that would be completed based on the need for flood protection. Work on the Phase 1 Project site began in May 2009 and consisted of the full excavation of the Phase I basin and stockpiling of Phase 1 basin topsoil on the Phase 2 area. Work on the wetland complex on the floor of the Phase 1 basin started during the initial grading activities, but was delayed, and previously issued permits for the Project have since expired. As a result, the final condition of the wetland complex in the Phase 1 basin was not established.

The proposed work within the Phase 1 basin includes final restoration activities and the stabilization of inlet and outlet structures. Restoration work will include the replacement of stockpiled topsoil and recontouring and fine grading of the basin floor to provide diverse wetland habitat. Inlet and outlet weir stabilization will include the placement of an interlocking matrix of cellular concrete blocks over the two existing weir notches on the berm at the southern perimeter of the basin. The matrix has a 20 percent open area which allows for full vegetation of the entire surface. The basin floor, inlet and outlet weirs, and all disturbed areas will be seeded with a native seed plant mix.

Temporary impacts to 113.4 acres of lacustrine wetlands from grading and recontouring activities will occur in order to enhance the functions of the wetland complex. The habitat will be enhanced through the addition of soils more suitable to support vegetation and increased wetland type diversity. All acreage currently inundated will continue to be inundated. Following the proposed work, the City of Lincoln will re-initiate monitoring outlined in the Lakeview Farms Mitigation and Monitoring Plan to ensure establishment of wetland habitat.

PROJECT LOCATION:

The Project is located along Walz Road between North Dowd Road and Brewer Road in Placer County.

Latitude 38.9446° and longitude -121.3958°.

PROJECT SCHEDULE:

Construction activities will take place between April and November annually from 2025 through 2030.

APPLICATION FEE RECEIVED:

\$1,123.00 was received on 26 June 2025. 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 D - Ecological Restoration and Enhancement Projects (fee code 85) with the dredge and fill fee calculator.

CALIFORNIA ENVIRONMENTAL QUALITY ACT:

On 28 November 2006, the City of Lincoln, as lead agency, adopted an Initial Study/Mitigated Negative Declaration (IS/MND) (State Clearinghouse (SCH) No. 2006062059) for the Project and filed a Notice of Determination (NOD) at the SCH on 20 June 2007. The Central Valley Water Board is a responsible agency under CEQA (Public Resources Code, section 21069) and in making its determinations and findings, must presume that City of Lincoln's adopted environmental document comports with the requirements of CEQA and is valid. (Public Resources Code, section 21167.3.) The Central Valley Water Board has reviewed and considered the environmental document and finds that the environmental document prepared by the City of Lincoln addresses the Project's water resource impacts. (California Code of Regulations, title 14, section 15096, subd. (f).) The environmental document includes the mitigation monitoring and reporting program (MMRP) developed by the City of Lincoln for all mitigation measures that have been adopted for the Project to reduce potential significant impacts. (Public Resources Code, section 21081.6, subd. (a)(1); California Code of Regulations, title 14, section 15074, subd. (d).)

Incorporation by Reference

Pursuant to CEQA, these Findings of Facts (Findings) support the issuance of this Notice of Applicability (NOA) based on the Project IS/MND, the application for this NOA, and other supplemental documentation.

All CEQA project impacts, including those discussed in subsection C below, are analyzed in detail in the Project Final IS/MND which is incorporated herein by reference. The Project IS/MND is available at: Lincoln City Hall, 640 Fifth Street, Lincoln, CA 95648.

Requirements under the purview of the Central Valley Water Board in the MMRP are incorporated herein by reference.

The Permittee's application for this NOA, including all supplemental information provided, are incorporated herein by reference.

Findings

The IS/MND states that there are no potentially significant environmental effects to water resources after the mitigation measures imposed by the lead agency.

Having considered the whole of the record, including comments received during the public review process, the Central Valley Water Board makes the following findings:

Mitigation measures have been required in the Project which avoid or mitigate to a less than significant level the potentially significant environmental effect as described in the IS/MND.

Potential Significant Impact:

- The Proposed project could violate water quality standards or waste discharge requirements or otherwise substantially degrade water quality.

- The proposed project could have a substantial adverse effect on federally protected wetlands as defined by Section 404 of the Clean Water Act.
- The proposed project could create a significant hazard to the public or the environment through the routine transport, use, and disposal of hazardous materials, through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment.

Facts in Support of Finding:

- To reduce erosion, the City's contractor shall apply for and comply with the General Construction Activity Stormwater Permit prior to project construction. Permit applicants are required to prepare and retain at the construction site a stormwater pollution prevention plan (SWPPP) that identifies erosion control measures. The stormwater quality management program contained in the SWPPP shall address project construction and specify control measures and Best Management Practices (BMPs) designed to minimize erosion during construction. Consistent with the City of Lincoln Grading Ordinance, BMPs that could be implemented as part of the SWPPP could include, but would not be limited to:
 - Measures to reduce the area and length of time that the site is cleared and graded.
 - Measures to revegetate (via hydroseeding) and stabilize cleared areas as soon as possible.
 - Measures for comprehensive erosion, dust, and sediment control.
 - A program to control potential pollutants (resulting from construction activity) such as cement, mortar, paints and solvents, fuel and lubricating oils, pesticides and herbicides.
 - A hazardous materials spill prevention, control, and cleanup program.
- In order to achieve avoidance, the project applicant shall establish a minimum 50-foot buffer around the wetland feature that shall be identified by exclusionary fencing. No excavation shall occur within this 50-foot buffer area. In addition, no equipment staging, soils storage, or other project related activities shall occur within the feature or the 50-foot buffer area.

If the wetland area cannot be avoided during the construction, the project applicant or their agent shall acquire all appropriate wetland permits prior to construction of the project. These permits include a Section 404 Wetlands Fill Permit from the U.S. Army Corp of Engineers, and a Section 401 Water Quality Certification from the Regional Water Quality Control Board. Wetland mitigation shall be developed as a part of the section 404 CWA permitting process. Mitigation is to be provided prior to construction related impacts on the existing wetlands. The exact mitigation ratio is

variable, based on the type and value of the wetlands affected by the project, but will be a minimum of 1:1 for preservation and 1:1 for construction of new wetlands. Wetland mitigation can be conducted on-site, or at an approved mitigation site.

- If evidence of soils or groundwater contamination is found during grading, excavation, or construction activities, the project contractor shall stop work in the affected area until the problem is resolved. If, at any time during construction or operation of the Proposed Project, evidence of soil groundwater contamination by hazardous materials as a direct result of the Proposed Project is encountered, the City shall require the contractor to stop work in the affected area immediately and contact the City for further instructions. The City may require a site assessment and coordination with Placer County Environmental Health Services. Construction activities in the affected area will remain stopped until the contamination problem has been resolved to the satisfaction of the City.

Determination

The Central Valley Water Board has determined that the Project, when implemented in accordance with the MMRP and the conditions in this NOA and Order No. WQ 2022-0048-DWQ, will not result in any significant adverse water resource impacts. (California Code of Regulations, title 14, section 15096, subd (h).) The Central Valley Water Board will file a NOD with the SCH within five (5) working days from the issuance of this NOA. (California Code of Regulations, title 14, section 15096, subd. (i).)

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 Nicholas Savino at Nicholas.Savino@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.

3. 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.

ADDITIONAL CONDITION:

The Applicant shall obtain coverage under the National Pollutant Discharge Elimination System (NPDES) General Permit for Storm Water Discharges Associated with Construction and Land Disturbance Activities Order No. 2009-0009-DWQ, as amended for discharges to surface waters comprised of storm water associated with construction activity, including, but not limited to, demolition, clearing, grading, excavations, and other land disturbance activities of one or more acres, or where projects disturb less than one acre but are part of a larger common plan of development that in total disturbs one or more acres.

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, please contact Nicholas Savino by phone at (916) 464-4920 or by email at Nicholas.Savino@waterboards.ca.gov.

Original Signed by Anne Walters for:
Patrick Pulupa
Executive Officer

Attachments: Figure 1 – Project Location
Figure 2 – Project Site Impacts

cc: Distribution List, page 7

DISTRIBUTION LIST
[Via email only]

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Figure 1: Project Location

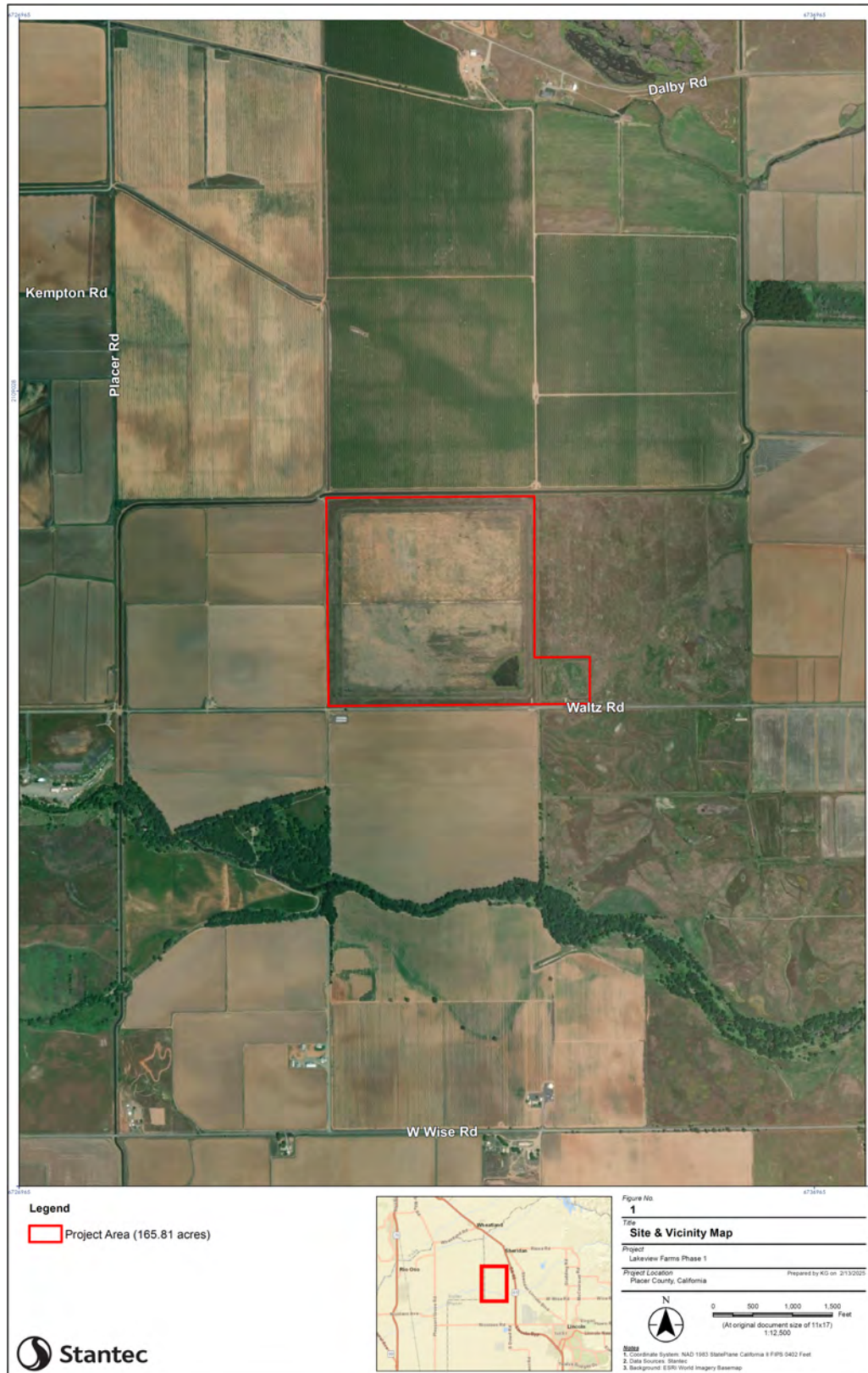


Figure 2: Project Site

