
Central Valley Regional Water Quality Control Board

7 March 2025

Chris Dickinson
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**ORDER AMENDING NOTICE OF APPLICABILITY FOR COVERAGE UNDER
GENERAL ORDER NO. R5-2019-0023, WASTE DISCHARGE REQUIREMENTS AND
CLEAN WATER ACT SECTION 401 WATER QUALITY CERTIFICATION OF THE
SOUTH SACRAMENTO HABITAT CONSERVATION PLAN PROGRAMMATIC
GENERAL PERMIT, SIERRA PROJECT (WDID#5A34CR00759-023A2),
SACRAMENTO COUNTY**

This Order responds to the 3 January 2025 request for an amendment of the Sierra Project (Project) Notice of Applicability (NOA) for coverage under Central Valley Regional Water Quality Control Board (Central Valley Water Board) General Order No. R5-2019-0023, Waste Discharge Requirements and Clean Water Act Section 401 Water Quality Certification of the South Sacramento Habitat Conservation Plan (SSHCP) Programmatic General Permit (WDID#5A34CR00759-023A2). The original NOA was issued on 16 December 2022. The NOA was amended on 21 August 2024. The requested second amendment is hereby approved. The original NOA is therefore amended as described below. Please attach this document to the original NOA.

AMENDMENT:

Towne Development of Sacramento is requesting to amend the NOA to cover impacts to adjacent off-site areas that need to be added to the Project footprint to accommodate required off-site improvements, and to remove small areas from the original impact area that are no longer in the Project footprint. The additional areas total approximately 8.9 acres and will result in an increase of 0.07 acre of permanent impacts and 0.17 acres of temporary impacts to waters of the state.

The Certification is amended as shown below:

PROJECT DESCRIPTION:

The 49.8-acre project consists of mass grading the project site to develop a single-family residential subdivision, as well as trenching and ground disturbance activities to install supporting infrastructure in adjacent areas. Project elements

that affect aquatic resources include filling 1.69 acres of aquatic resources as a result of the mass grading. Approximately 0.17 acre of aquatic resources will be temporarily impacted as a result of the infrastructure installation. The temporary impacts are associated with a roadside ditch along the south shoulder of Florin Road and a small portion of a constructed storm water detention basin where the roadside ditch discharges to the basin. Temporarily impacted areas will be re-graded and re-contoured as needed to match pre-construction storm water capacity and function. The portion of detention basin will be reconstructed in the same manner as it is currently, with no change to capacity and function. Disturbed areas will be stabilized by hydroseeding following the completion of reconstruction.

The Project will permanently impact 0.394 acre of seasonal wetland, 1.207 acres of seasonal wetland swale, and 0.088 acre of roadside ditch. The Project will temporarily impact 0.017 acre of detention basin and 0.155 acre of roadside ditch.

COMPENSATORY MITIGATION:

To mitigate for the loss of 0.394 acre of seasonal wetland, 1.207 acres of seasonal wetland swale, and 0.088 acre of roadside ditch, the Applicant shall purchase a minimum of 1.69 mitigation credits from the SSHCP In-Lieu Fee Program for the impacted watershed prior to commencing construction. The Applicant shall provide evidence of all off-site compensatory mitigation to the Central Valley Water Board. Evidence of on-site compensatory mitigation shall be provided with the Notice of Completion. At a minimum, compensatory mitigation must achieve a ratio of 1:1 for permanent impacts.

APPLICATION FEE RECEIVED:

A fee of \$9,386.00 for additional impacts was received on 5 March 2025. The fee amount was determined as required by California Code of Regulations, title 23, sections 3383(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.

Total fees of \$31,454.00 for the original Certification were received on 23 November 2022. An additional fee of \$4,257.00 was received on 13 August 2024 for the amendment issued on 21 August 2024.

CENTRAL VALLEY REGIONAL WATER QUALITY CONTROL BOARD CONTACT:

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PUBLIC NOTICE:

The Central Valley Water Board provided public notice of the amendment pursuant to California Code of Regulations, title 23, section 3858 from 10 January 2025 to

31 January 2025. The Central Valley Water Board did not receive any comments during the comment period.

NOTICE OF APPLICABILITY:

I hereby issue an Order amending the existing Notice of Applicability for the Sierra Project (WDID#5A34CR00759-023A2). All other conditions and provisions of the original Notice of Applicability and any previously approved amendments remain in full force and effect, except as modified based on the conditions of this Order. Failure to comply with the terms and conditions of the original Notice of Applicability, previously approved amendments, or of this Order may result in suspension or revocation of the Notice of Applicability.

Original Signed by Anne Walters for:
Patrick Pulupa
Executive Officer

Attachments: Project Figures

cc: [Via email only]

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Figure 1: Revised Project Boundary



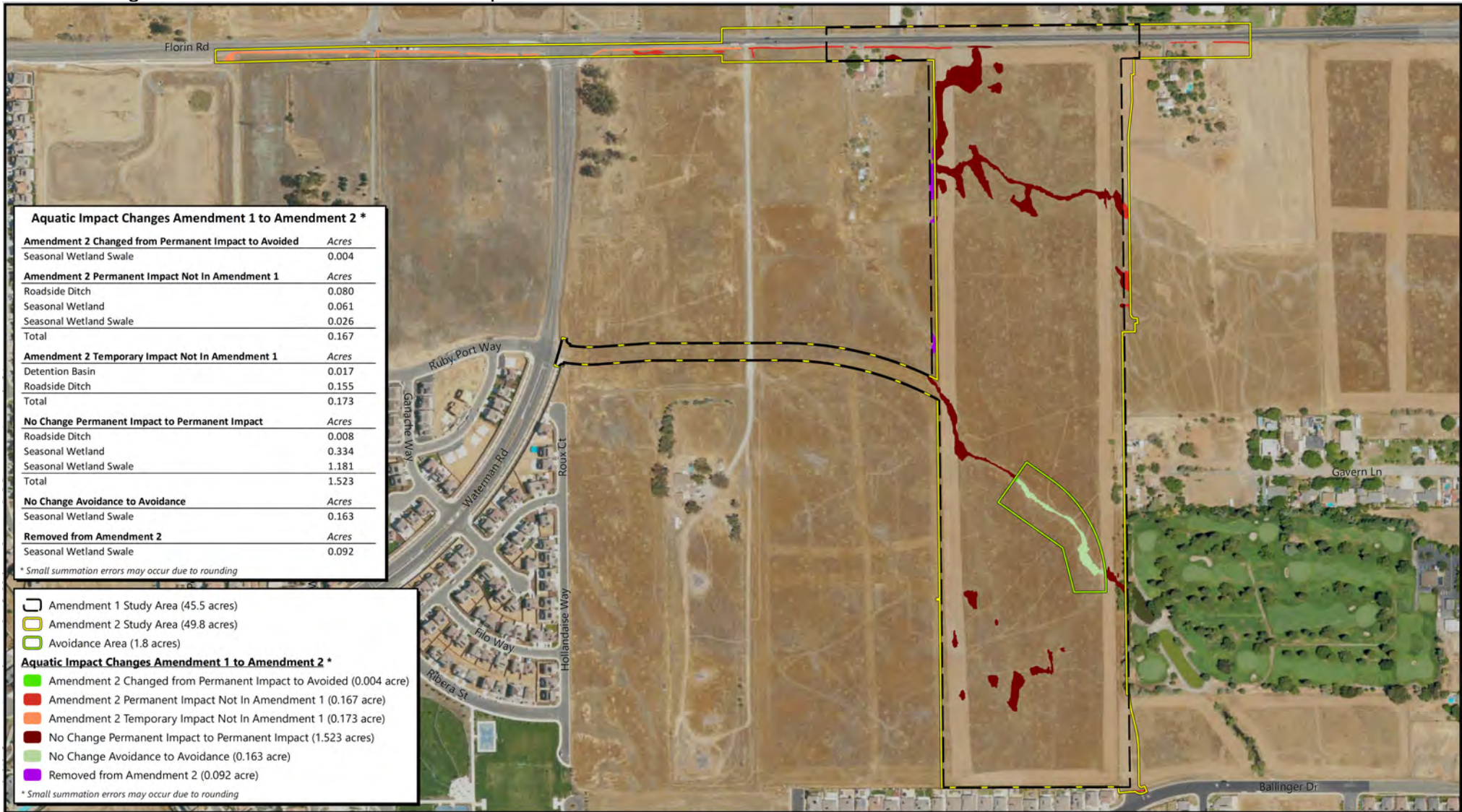
Boundary Source: King Engineering
Aerial Source: NAIP, 21 June 2022

Figure 2
Study Area

Sierra Gardens
Sacramento County, California



Figure 2: Additional and Removed Impacts



Boundary Source: King Engineering
Aerial Source: NAIP, 21 June 2022

Figure 4
Aquatic Resource Impact Changes

Sierra Gardens
Sacramento County, California

