



Central Valley Regional Water Quality Control Board

5 September 2024

Sonny Lunde
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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, X09 COMMUNICATION POLES REPLACEMENT PROJECT (WDID#5A34CR00759-030), SACRAMENTO COUNTY

On 22 July 2024, the Echo Water Facility submitted a Notice of Intent (NOI) to enroll under and comply with 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 Programmatic General Permit.

The Central Valley Water Board has reviewed your enrollment materials and finds the X09 Communication Poles Replacement Project (Project) meets the requirements of, and is hereby enrolled under, General Order R5-2019-0023. You may proceed with your Project in accordance with the Order.

A copy of the General Order No. R5-2019-0023 can be found on the [Central Valley Water Board's Adopted Orders webpage](https://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/sacramento/r5-2019-0023.pdf) (https://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/sacramento/r5-2019-0023.pdf).

Please familiarize yourself with the requirements of General Order R5-2019-0023. You are responsible for complying with all applicable Order requirements. Failure to comply with General Order R5-2019-0023 constitutes a violation of the California Water Code and may result in enforcement action or termination of enrollment under the Order.

PROJECT DESCRIPTION:

The Sacramento Area Sewer District is proposing to replace 25 utility poles along the X09 communication line. The utility poles are in various stages of deterioration due to water saturation and beaver activity and the anchor and guy wires are loose and/or rusted. The X09 communication line runs through a mixture of freshwater marsh,

seasonal wetland, and riparian habitats.

Each pole identified for replacement would be removed and a new wood pole would be installed in the same location at a depth of approximately six feet. Any existing void surrounding the new pole would be backfilled using crushed rock and native soil. No new excavation would be conducted as part of the project. Access to each pole will vary depending on location; however, all construction would be limited to the area necessary to complete replacement activities and access to each pole would be via existing roads and maintenance access paths. No new roads would be created as part of the project. All work will be conducted during the dry season and no new excavation or impervious surface area is proposed. All utility poles would be replaced in-kind.

Project elements that affect aquatic resources include replacing the communication poles in freshwater marsh and seasonal wetland habitat. The Project will permanently impact 0.0004 acre of wetland habitat.

PROJECT TYPE

Overhead Utilities

PROJECT LOCATION:

The Project is located at 8521 Laguna Station Road in the City of Elk Grove in Sacramento County.

Sections 13,19,24, Township 7 North, Range 4,5 East, MDB&M

Latitude: 38.4511° and Longitude: -121.4794°

PROJECT SCHEDULE:

September 2024 through September 2025.

COMPENSATORY MITIGATION

Compensatory mitigation for permanent impacts is not required because total permanent impacts are negligible, and the utility poles are being replaced in the footprint of the existing poles.

APPLICATION FEE RECEIVED:

An application fee of \$2,985.00 was received on 15 August 2024.

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 E – Low Impact Discharges (fee code 87) with the dredge and fill fee calculator.

PROJECT SPECIFIC AVOIDANCE AND MINIMIZATION MEASURES:

The Permittee shall implement the Avoidance and Minimization Measures submitted as Attachment A, Section 4, with the application materials on 22 July 2024.

WATER QUALITY MONITORING:

Water quality monitoring is not required if work is conducted when the area is naturally dry.

If you have any questions regarding this Notice of Applicability, please contact Nicholas Savino at (916) 464-4920 or Nicholas.Savino@waterboards.ca.gov.

Original Signed by Adam Laputz for:
Patrick Pulupa
Executive Officer

Enclosure: *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*

Attachments: Figure 1: Project Location
Figure 2: Existing Habitat in Project Area

cc: [Via email only]

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Figure 1: Project Location

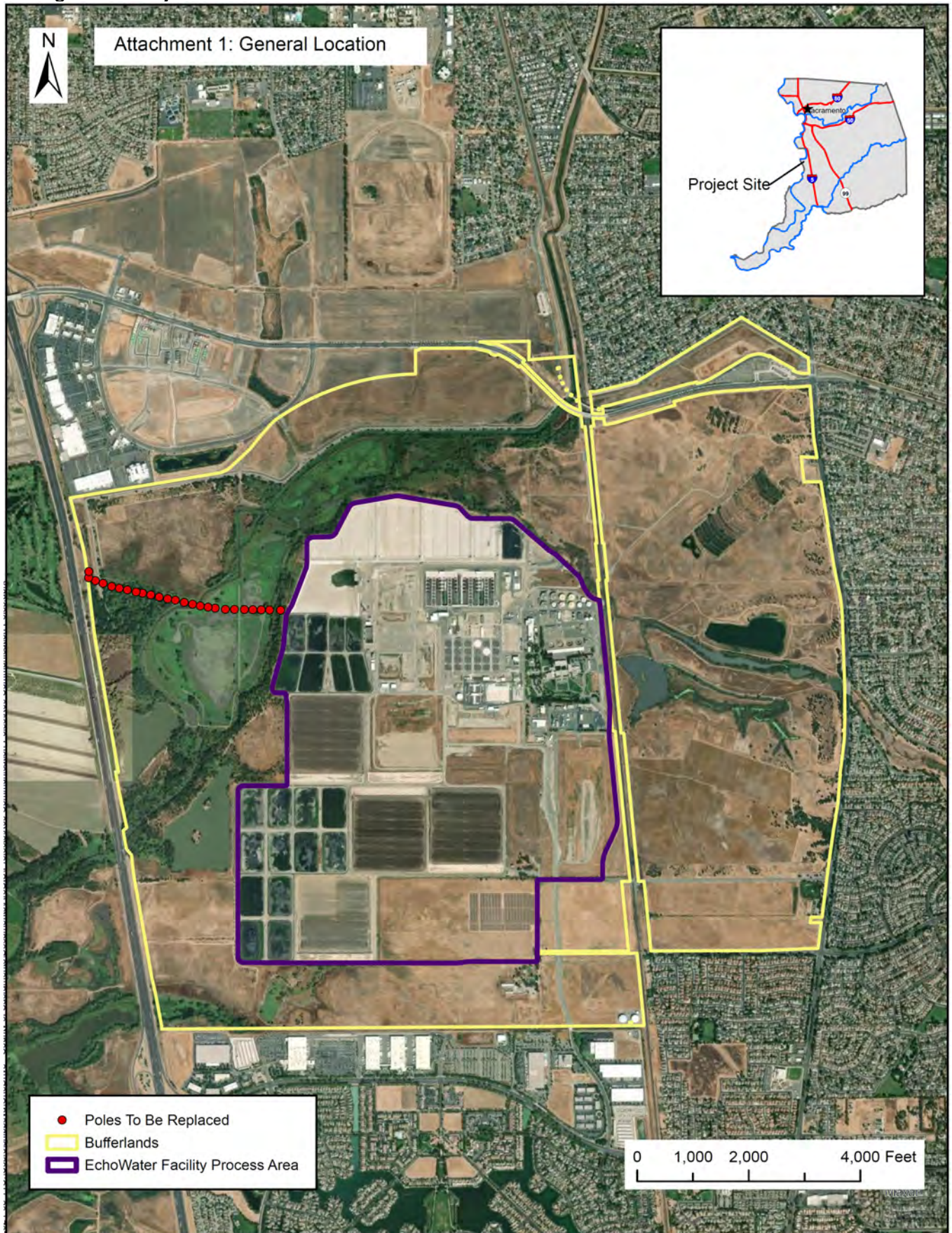


Figure 2: Existing Habitat in Project Area

