



Central Valley Regional Water Quality Control Board

5 May 2023

Jeff Schuette
CA Department of Water Resources
3310 El Camino Ave
Sacramento, CA 95821

NOTICE OF APPLICABILITY; GENERAL SECTION 401 WATER QUALITY CERTIFICATION ORDER REQUIREMENTS FOR THE CA DEPARTMENT OF WATER RESOURCES, RD 2095 EMERGENCY RESPONSE REPAIR PROJECT – RPG 8 (WDID#5B39CR00383), SAN JOAQUIN COUNTY

On 10 April 2023, CA Department of Water Resources (Applicant) filed a notification requesting coverage under the 9 October 2018 State Water Resources Control Board Clean Water Act Section 401 General Water Quality Certification of the United States Army Corps of Engineers (USACE) Regional General Permit 8 (General Certification Order) for the RD 2095 Emergency Response Repair Project – RPG 8 (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 in approximately 0.21 acre/200 linear feet of waters of the United States.

The Central Valley Water Board is certifying this Project under United States Army Corps of Engineers Regional General Permit 8, Emergency Repair and Protection 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/generalorders/rgp8_cert.pdf) (https://www.waterboards.ca.gov/water_issues/programs/cwa401/docs/generalorders/rgp8_cert.pdf) can be found on the State Water Resources Control Board’s General Orders webpage and is enclosed.

The Project is being conducted 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 10 April 2023, and supplementary information (Application Package). Coverage under the General Certification Order is no longer valid if the Project (as described) is modified.

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

PROJECT DESCRIPTION:

The 0.21-acre Project consists of placing approximately 3,000 cubic yards of launch rock along approximately 200 feet of levee along the San Joaquin River with approximately 2,250 cubic yards placed below the ordinary high water mark. Rock will be brought to the site in truck loads and placed just off the levee crown road. An excavator will move the rock into position. The Project is necessary to stop the ongoing erosion and subsequent failure of this State Plan Flood Control levee.

The Project will permanently impact 0.21 acre/200 linear feet of waters of the United States.

PROJECT LOCATION:

The Project is located on E Lorenzo Road along the San Joaquin River approximately 8 miles west of the City of Ripon in San Joaquin County.

Latitude: 37.740067° and Longitude: -121.297637°

PROJECT SCHEDULE:

The Project started construction on 30 March 2023 and will continue until 21 April 2023.

APPLICATION FEE RECEIVED:

An application fee of \$2,734.00 was received on 10 April 2023. 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 F-Emergency Projects authorized by a Water Board General Order (fee code 85) with the dredge and fill fee calculator.

If you have any questions regarding this Notice of Applicability, please contact Shawn Agarwal at (916) 464-4849 or Shawn.Agarwal@waterboards.ca.gov.

Original Signed by Anne Walters for:
Patrick Pulupa
Executive Officer

Enclosure: Water Quality Order No. 2018-0025-EXEC Clean Water Act Section 401
Water Quality Certification and Order

cc: Distribution List, page 3

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