
Central Valley Regional Water Quality Control Board

20 June 2025

Christopher H. Neudeck
Reclamation District 2040
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Stockton, CA 95203
CNeudeck@ksninc.com

NOTICE OF APPLICABILITY; GENERAL SECTION 401 WATER QUALITY CERTIFICATION ORDER REQUIREMENTS FOR THE RECLAMATION DISTRICT 2040, RD 2040 VICTORIA ISLAND 2024 EMERGENCY LEVEE REPAIR PROJECT (WDID#5B39CR00418), SAN JOAQUIN COUNTY

On 17 January 2025, Reclamation District 2040 (Applicant) filed a notification requesting coverage under the 1 August 2023 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 (WQ 2023-0061-DWQ) (General Certification Order) for the RD 2040 Victoria Island 2024 Emergency Levee Repair Project (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 took place in 0.6 acre(s)/350 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/2023/rgp-8-certification-mainbody.pdf) (https://www.waterboards.ca.gov/water_issues/programs/cwa401/docs/2023/rgp-8-certification-mainbody.pdf) can be found on the State Water Resources Control Board's General Orders webpage and is enclosed.

The Project was 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 23 May 2023, and supplementary information (Application Package). Coverage under the General Certification Order is no longer valid if the Project (as described) is modified.

PROJECT DESCRIPTION:

The 1.7-acre RD 2040 Victoria Island 2024 Emergency Levee Repair Project (Project) consisted of placement of restoring the levee prism and integrity of the RD 2024 Victoria Island levee due to an imminent levee failure. Approximately 350 linear feet of fine-grained fill material and riprap were placed on the waterside slope above and below the Mean Higher High Water (MHHW). The work occurred over multiple tidal cycles. The levee slope where the emergency fill and riprap was placed had preexisting riprap prior to the levee failure.

The Project will permanently impact 0.6 acre/350 linear feet of waters of the United States.

PROJECT LOCATION:

The Project is located in the City of Stockton.

Section 8, Township 1 S, Range 4 E, MDB&M

Latitude: 37° 51' 39.46" and Longitude: -121° 33' 16.89"

PROJECT SCHEDULE:

The Project started construction on 21 October 2024 and was completed on 22 October 2024.

APPLICATION FEE RECEIVED:

An application fee of \$4,212.00 was received on 3 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 **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 Sara Gevorgyan at (916) 464-4710 or Sara.Gevorgyan@waterboards.ca.gov.

Original Signed by Anne Walters for:

Patrick Pulupa
Executive Officer

Enclosure: Water Quality Order No. 2023-0061-DWQ Clean Water Act Section 401
Water Quality Certification for Regional General Permit 8 for Emergency
Repair and Protection Activities

cc: Distribution List, page 3

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