



EDMUND G. BROWN JR.  
GOVERNOR



MATTHEW RODRIGUEZ  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

**Los Angeles Regional Water Quality Control Board**

May 24, 2017

Oscar Pena  
Ventura Port District  
1603 Anchors Way Dr  
Ventura, CA 93001

VIA CERTIFIED MAIL  
RETURN RECEIPT REQUESTED  
No. 7016 0750 0000 8035 3575

Dear Mr. Pena:

RE: CLEAN WATER ACT SECTION 401 WATER QUALITY CERTIFICATION AND ORDER FOR THE VENTURA HARBOR VILLAGE DOCK REPLACEMENT (4WQC40116161)

Enclosed please find a CLEAN WATER ACT SECTION 401 WATER QUALITY CERTIFICATION AND ORDER, authorized by Los Angeles Regional Water Quality Control Board Executive Officer, Samuel Unger. This Order is issued to Oscar Pena, Ventura Port District for Ventura Harbor Village Dock Replacement (Project). Attachments A through C of the Enclosure are also part of the Order.

This Order is issued in response to an application submitted by Ventura Port District for proposed Ventura Harbor Village Dock Replacement Project discharge to waters of the state, to ensure that the water quality standards for all waters of the state impacted by the Project are met. You may proceed with your Project according to the terms and conditions of the enclosed Order.

If you require further assistance, please contact Dana Cole by phone at (213) 576-5733 or by email at [Dana.Cole@waterboards.ca.gov](mailto:Dana.Cole@waterboards.ca.gov). You may also contact me by phone at (213) 576-6785 or by email at [LB.Nye@waterboards.ca.gov](mailto:LB.Nye@waterboards.ca.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "LB Nye".

LB Nye  
Senior Environmental Scientist  
Section 401 Certification and Wetlands Unit  
Los Angeles Water Quality Control Board

Enclosures (1): Order for Ventura Harbor Village Dock Replacement, File No. 16-161

**DISTRIBUTION LIST**

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Los Angeles Regional Water Quality Control Board

CLEAN WATER ACT SECTION 401 WATER QUALITY CERTIFICATION AND ORDER

**Effective Date:** May 24, 2017

**Program Type:** Fill/Excavation

Reg. Meas. ID:	49791
Place ID:	334841
WDID:	4WQC40116161
USACOE#:	SPL-2016-00812-GLH
Provisional	
LOP	Section 10
R4 File No	16-161

**Project Type:** Boating and Navigation

**Project:** Ventura Harbor Village Dock Replacement (Project)

**Applicant:** Ventura Port District

**Applicant Contact:** Oscar Pena  
General Manager  
Ventura Port District  
1603 Anchors Way Dr.  
Ventura, CA 93001  
Phone: (805) 642-8538  
Email: opena@venturaharbor.com

**Applicant's Agent:** Richard Parsons  
RWP Dredging Management  
2271 Los Encinos Rd.  
Ojai, CA. 93023  
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Email: rwpdredging@hotmail.com

**Water Board Staff:** Dana Cole  
Engineering Geologist  
320 West 4th Street, Suite 200  
Los Angeles, CA 90013  
Phone: (213) 576-5733  
Email: Dana.Cole@waterboards.ca.gov

**Water Board Contact Person:**

If you have any questions, please call Los Angeles Regional Water Quality Control Board (Los Angeles Water Board) Staff listed above or (213) 576-6600 and ask to speak with the Water Quality Certification and Wetlands Unit Program Manager.

**Table of Contents**

I. Order.....3

II. Project Purpose.....3

III. Project Description .....3

IV. Project Location .....4

V. Project Impact and Receiving Waters Information .....4

VI. Description of Direct Impacts to Waters of the State.....5

VII. Avoidance and Minimization.....5

VIII. Compensatory Mitigation.....5

IX. California Environmental Quality Act (CEQA).....5

X. Petitions for Reconsideration.....5

XI. Fees Received .....6

XII. Conditions .....6

XIII. Water Quality Certification.....13

- Attachment A** Signatory Requirements
- Attachment B** Maps
- Attachment C** Reporting Requirements

**I. Order**

This Clean Water Act (CWA) section 401 Water Quality Certification action and Order (Order) is issued at the request of Ventura Port District (herein after Permittee) for the Project. This Order is for the purpose described in application and supplemental information submitted by the Permittee. The application was received on December 19, 2016. The application was deemed complete on April 12, 2017. Prior to receiving a complete application, Los Angeles Board staff issued a notice of incomplete application and the Permittee responded to the request for application information on the following dates (Table 1).

<b>Table 1: Record of Notice(s) of Incomplete Application</b>	
Date of Notice of Incomplete Application	Date all requested information was received.
January 1, 2017	April 12, 2017

**Public Notice**

The Los Angeles Water Board provided public notice of the application pursuant to California Code of Regulations, title 23, section 3858 from December 27, 2016 to issuance of this Order. The Los Angeles Water Board did not receive any comments during the comment period.

**II. Project Purpose**

The Project will replace the dilapidated 35 year old wooden docks C, D, G and H, at Harbor Village Marina with new concrete docks.

**III. Project Description**

The proposed project will reduce the total footprint of the existing dock and guide pile layout by combining the existing G and H Docks into one dock. C and D Dock will be replaced within the same footprint. The existing dock footprint is 22,043 square feet, and will be reduced to a new dock footprint of 20,540 square feet.

No soil areas will be disturbed, and no erodible material stockpiles will be used or created. To avoid disturbance of bottom sediments and minimize turbidity during pile driving, each pile shall be pushed two feet below the existing mudline surface before jetting is commenced. Jetting shall only be performed using internal tubes cast within the center of the each pile.

Demolition of the existing timber docks and concrete guide piles will be accomplished using conventional construction equipment and labor. Crews working from the deck of the existing docks will disassemble the fingers and main walk sections into smaller length segments. Whole dock sections will be towed to the existing boat launch ramp or other appropriate area in Ventura Harbor using a small eight-foot wide by 17-foot long skiff equipped with a 30-horsepower outboard motor. The individual pieces will be removed from the water using forklifts or small rubber tire mounted hydraulic crane and loaded into trucks using a rubber tire mounted forklift and hauled away for disposal and recycling.

The existing guide concrete piles will be removed by a 40-ton capacity track-mounted crane operating from a 30-foot wide by 50-foot long floating barge equipped with two spuds (the

marine floating equipment will utilize the spuds to hold the barge in a fixed position). Piles will be extracted in one piece while pulling with a vibratory hammer in the crane. The removed piles will be temporarily stowed on the crane barge's deck and ferried to the designated unloading area in the harbor. All piles will be hauled away by truck for disposal or recycling.

The new concrete guide piles will be installed via a combination of jetting and impact hammer driving using the same floating crane barge equipment. The precast, pre-stressed concrete piles will be manufactured at a plant in Fontana, California. Each pile will be integrally cast with a 1½-inch diameter PVC internal jet tube used to facilitate the jetting installation. All piles will be delivered to the project's staging area in Ventura Harbor, and loaded onto the crane barge. Each pile will be driven into place by the following sequence of operations: the tip will be pushed two feet below the existing bottom sediment surface into position; internal jetting used to within five to eight feet of specified tip elevation; drive the remainder of the embedment depth using a gravity or diesel impact hammer.

The new concrete floating docks will be manufactured at an offsite plant and delivered to Ventura Harbor by truck. Dock sections will be offloaded at the project's staging area in the harbor, towed to the job site using a small skiff, and assembled into position by laborers using tools.

The construction methodology will also employ many of the standard Best Management Practices described by the California Stormwater Quality Association's Stormwater Best Management Practice Handbook for Construction. The proposed dock rehabilitation's construction methods and completed project are not anticipated to result in any significant impacts to waters of the State.

#### **IV. Project Location**

The project is located in Ventura Harbor along Spinnaker Drive, in the City of Ventura, Ventura County, California 93001 (Lat: 34.243062, Long: -119.264458) Maps showing the Project location is found in Attachment B of this Order.

#### **V. Project Impact and Receiving Waters Information**

The Project is located within the jurisdiction of Los Angeles Regional Water Quality Control Board. Receiving waters and groundwater potentially impacted by this Project are protected in accordance with the applicable water quality control plan (Basin Plan) for the region and other plans and policies which may be accessed online at:  
[http://www.waterboards.ca.gov/plans\\_policies/](http://www.waterboards.ca.gov/plans_policies/)

The Basin Plan includes water quality standards, which consist of existing and potential beneficial uses of waters of the state, water quality objectives to protect those uses, and the state and federal anti-degradation policies.

Receiving Water: Ventura Marina (Hydrologic Unit Code: 180701020904)

Designated Beneficial Uses: IND, NAV., COMM, REC-1, REC-2, MAR, WILD, SHELL

## VI. Description of Direct Impacts to Waters of the State

Total Project fill/excavation quantities for all impacts are summarized in Table 3. [Click here to enter text.](#) Temporary impacts are from disturbance of habitat during construction.

Table 3: Total Project Dredge Quantity		
Aquatic Resource Type	Temporary Impact <sup>1</sup>	
	Acres	Linear Feet
Ocean/bay/estuary	0.007	243

## VII. Avoidance and Minimization

The existing dock footprint will be reduced by 1,503 square feet (0.036 acres). Pre- and Post-Construction Eelgrass and *Caulerpa taxifolia* surveys will be performed and submitted to the Los Angeles Water Board and the California Coastal Commission as described in the California Coastal Commission Development Permit (CCCDP) submitted on December 19, 2016.

## VIII. Compensatory Mitigation

The Permittee shall provide compensatory mitigation for temporary impacts if eelgrass is discovered within the project limits; eelgrass shall be replaced at a ratio of 1:38 to 1.

## IX. California Environmental Quality Act (CEQA)

The Los Angeles Water Board has determined that the Project is exempt from review under CEQA pursuant to California Water Code of Regulations, title 14, Article 19. Specifically, the issuance of this Order and the activities described herein meet the exemption criteria under California Code of Regulations title 14, section(s) 15302 *Replacement or Reconstruction*. Additionally, the Los Angeles Water Board concludes that no exceptions to the CEQA exemption apply to the activities approved by this Order.

## X. Petitions for Reconsideration

Any person aggrieved by this action may petition the State Water Board to reconsider this Order in accordance with California Code of Regulations, title 23, section 3867. A petition for

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<sup>1</sup> Includes only temporary direct impacts to waters of the state and does not include upland areas of temporary disturbance which could result in a discharge to waters of the state. Temporary impacts, by definition, are restored to pre-project conditions and therefore do not include a physical loss of area or degradation of ecological condition.

reconsideration must be submitted in writing and received within 30 calendar days of the issuance of this Order.

## **XI. Fees Received**

An application fee of \$720.00 was received in two payments on December 19, 2016 and February 13, 2017. 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 A - Fill & Excavation Discharges (fee code 84) with the dredge and fill fee calculator. An additional fee of \$1,968.00 based on total Project impacts was received on April 10, 2017.

## **XII. Conditions**

The Los Angeles Water Board has independently reviewed the record of the Project to analyze impacts to the environment and designated beneficial uses within the watershed of the Project. In accordance with this Order, the Permittee may proceed with the Project under the following terms and conditions:

### **A. Authorization**

Impacts to waters of the state shall not exceed quantities shown in Table 3.

### **B. Reporting and Notification Requirements**

The following section details the reporting and notification types and timing of submittals. Requirements for the content of these reporting and notification types are detailed in Attachment C, including specifications for photo and map documentation during the Project. Written reports and notifications must be submitted using the Reporting and Notification Cover Sheet located in Attachment C, which must be signed by the Permittee or an authorized representative.

#### **1. Project Reporting**

- a. **Annual Reporting:** The Permittee shall submit an Annual Report each year by January 17, beginning 2018. Annual reporting shall continue until a Notice of Project Complete Letter is issued to the Permittee.

#### **2. Project Status Notifications**

- a. **Request for Notice of Completion of Discharges Letter:** The Permittee shall submit a Request for Notice of Completion of Discharges Letter following completion of active Project construction activities, including any required restoration and permittee-responsible mitigation. This request shall be submitted to the Los Angeles Water Board staff within thirty (30) days following completion of all Project construction activities. Upon acceptance of the request, Los Angeles Water Board staff shall issue a Notice of Completion of Discharges Letter to the Permittee which will end the active discharge period and associated annual fees.

- b. Request for Notice of Project Complete Letter:** The Permittee shall submit a Request for Notice of Project Complete Letter when construction and/or any post-construction monitoring is complete,<sup>2</sup> and no further Project activities will occur. This request shall be submitted to Los Angeles Water Board staff within thirty (30) days following completion of all Project activities. Upon approval of the request, the Los Angeles Water Board staff shall issue a Notice of Project Complete from staff to the Permittee which will end the post discharge monitoring period and associated annual fees.

**3. Conditional Notifications and Reports:** The following notifications and reports are required as appropriate.

**a. Accidental Discharges of Hazardous Materials<sup>3</sup>**

Following an accidental discharge of a reportable quantity of a hazardous material, sewage, or an unknown material, the following applies (Wat. Code, § 13271):

- i. As soon as (A) Permittee has knowledge of the discharge or noncompliance, (B) notification is possible, and (C) notification can be provided without substantially impeding cleanup or other emergency measures then:
- first call – 911 (to notify local response agency)
  - then call – Office of Emergency Services (OES) State Warning Center at: (800) 852-7550 or (916) 845-8911
  - Lastly follow the required OES procedures as set forth in:  
  
[http://www.caloes.ca.gov/FireRescueSite/Documents/CalOES-Spill\\_Booklet\\_Feb2014\\_FINAL\\_BW\\_Acc.pdf](http://www.caloes.ca.gov/FireRescueSite/Documents/CalOES-Spill_Booklet_Feb2014_FINAL_BW_Acc.pdf)
- ii. Following notification to OES, the Permittee shall notify Los Angeles Water Board, as soon as practicable (ideally within 24 hours). Notification may be via telephone, e-mail, delivered written notice, or other verifiable means.
- iii. Within five (5) working days of notification to the Los Angeles Water Board, the Permittee must submit an Accidental Discharge of Hazardous Material Report.

- b. Violation of Compliance with Water Quality Standards:** The Permittee shall notify the Los Angeles Water Board of any event causing a violation of compliance with

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<sup>2</sup> Completion of post-construction monitoring shall be determined by Los Angeles Water Board staff and shall be contingent on successful attainment of restoration and mitigation performance criteria.

<sup>3</sup> "Hazardous material" means any material that, because of its quantity, concentration, or physical or chemical characteristics, poses a significant present or potential hazard to human health and safety or to the environment if released into the workplace or the environment. "Hazardous materials" include, but are not limited to, hazardous substances, hazardous waste, and any material that a handler or the administering agency has a reasonable basis for believing that it would be injurious to the health and safety of persons or harmful to the environment if released into the workplace or the environment. (Health & Saf. Code, § 25501.)



- a. Oil and Grease. Waters shall not contain oils, greases, waxes or other materials in concentrations that result in a visible film or coating on the surface of the water or on objects in the water, that cause nuisance, or that otherwise adversely affect beneficial uses.
- b. Dissolved Oxygen. At a minimum, the mean annual dissolved oxygen concentration of all waters shall be greater than 7 mg/L, and no single determination shall be less than 5.0 mg/L, except when natural conditions cause lesser concentrations.
- c. pH. The pH of bays or estuaries shall not be depressed below 6.5 or raised above 8.5 as a result of waste discharges. Ambient pH levels shall not be changed more than 0.2 units from natural conditions as a result of waste discharge.
- d. Turbidity. Where natural turbidity is between 0 and 50 Nephelometric Turbidity Units (NTU), increases shall not exceed 20%. Where natural turbidity is greater than 50 NTU, increases shall not exceed 10%.

Ocean water quality monitoring shall be performed by the Permittee. Baseline sampling shall be conducted at one location within the project boundary for each phase. All other sampling shall take place at a minimum of two locations. Monitoring for the following shall be included:

- pH
- temperature
- dissolved oxygen
- turbidity
- total suspended solids (TSS)
- visual assessment for floating particulates (oil and grease shall not be visible)

Sampling shall be conducted in accordance with Table 4 sampling parameters.<sup>4</sup>

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<sup>4</sup> Pollutants shall be analyzed using the analytical methods described in 40 Code of Federal Regulations Part 136; where no methods are specified for a given pollutant, the method shall be approved by Los Angeles Water Board staff. Grab samples shall be taken between the surface and mid-depth and not be collected at the same time each day to get a complete representation of variations in the receiving water. A hand-held field meter may be used, provided the meter utilizes a U.S. EPA-approved algorithm/method and is calibrated and maintained in accordance with the manufacturer's instructions. A calibration and maintenance log for each meter used for monitoring shall be maintained onsite.

Parameter	Unit of Measurement	Type of Sample	Minimum Frequency
Oil and Grease	N/A	Visual	Continuous
Dissolved Oxygen	mg/L & % saturation	Grab	Daily for the first week, weekly, thereafter
pH	Standard Units	Grab	Daily for the first week, weekly, thereafter
Turbidity	NTU	Grab	Daily for the first week, weekly, thereafter
Temperature	°F (or as °C)	Grab	Daily for the first week, weekly, thereafter

**Results of the analyses shall be submitted to this Regional Board by the 15th day of each subsequent sampling month.** A map or drawing indicating the locations of sampling points shall be included with each submittal. Construction activities shall not result in the degradation of beneficial uses or non-compliance of any water quality objectives. A summary of the analyses and compliance above shall be included. Any such violations may result in corrective and/or enforcement actions, including increased monitoring and sample collection.

#### **D. Standard**

1. This Order is subject to modification or revocation upon administrative or judicial review, including review and amendment pursuant to Water Code section 13330, and California Code of Regulations, title 23, chapter 28, Article 6 commencing with sections 3867-3869, inclusive. Additionally, the Los Angeles Water Board reserves the right to suspend, cancel, or modify and reissue this Order, after providing notice to the Permittee, if the Los Angeles Water Board determines that: the Project fails to comply with any of the conditions of this Order; or, when necessary to implement any new or revised water quality standards and implementation plans adopted or approved pursuant to the Porter-Cologne Water Quality Control Act (Wat. Code, § 13000 et seq.) or federal Clean Water Act section 303 (33 U.S.C. § 1313). For purposes of Clean Water Act section 401(d), the condition constitutes a limitation necessary to assure compliance with water quality standards and appropriate requirements of state law.
2. This Order is not intended and shall not be construed to apply to any activity involving a hydroelectric facility requiring a Federal Energy Regulatory Commission (FERC) license or an amendment to a FERC license, unless the pertinent certification application was filed pursuant to subsection 3855(b) of chapter 28, title 23 of the California Code of Regulations, and that application specifically identified that a FERC license or amendment to a FERC license for a hydroelectric facility was being sought.
3. This Order is conditioned upon total payment of any fee required under title 23 of the California Code of Regulations and owed by the Permittee.
4. In the event of any violation or threatened violation of the conditions of this Order, the violation or threatened violation shall be subject to any remedies, penalties, process, or sanctions as provided for under state and federal law. For purposes of Clean Water Act,

section 401(d), the applicability of any state law authorizing remedies, penalties, processes, or sanctions for the violation or threatened violation constitutes a limitation necessary to assure compliance with the water quality standards and other pertinent requirements incorporated into this Order.

#### **E. General Compliance**

1. Failure to comply with any condition of this Order shall constitute a violation of the Porter-Cologne Water Quality Control Act and the Clean Water Act. The Permittee and/or discharger may then be subject to administrative and/or civil liability pursuant to Water Code section 13385.
2. Permitted actions must not cause a violation of any applicable water quality standards, including impairment of designated beneficial uses for receiving waters as adopted in the Basin Plans by any applicable Los Angeles Water Board or any applicable State Water Board (collectively Water Boards) water quality control plan or policy. The source of any such discharge must be eliminated as soon as practicable.
3. In response to a suspected violation of any condition of this Order, the Los Angeles Water Board may require the holder of this Order to furnish, under penalty of perjury, any technical or monitoring reports the Water Boards deem appropriate, provide that the burden, including costs, of the reports shall bear a reasonable relationship to the need for the reports and the benefits to be obtained from the reports. The additional monitoring requirements ensure that permitted discharges and activities comport with any applicable effluent limitations, water quality standards, and/or other appropriate requirement of state law.
4. The Permittee must, at all times, fully comply with engineering plans, specifications, and technical reports submitted to support this Order; and all subsequent submittals required as part of this Order. The conditions within this Order and Attachments supersede conflicting provisions within Permittee submittals.
5. This Order and all of its conditions contained herein continue to have full force and effect regardless of the expiration or revocation of any federal license or permit issued for the Project. For purposes of Clean Water Act, section 401(d), this condition constitutes a limitation necessary to assure compliance with the water quality standards and other pertinent requirements of state law.
6. **Construction General Permit Requirement:** The Permittee shall maintain compliance with conditions described in, and required by, NPDES General Permit for Storm Water Discharges Associated with Construction and Land Disturbance Activities (Order No. 2009-0009-DWQ; NPDES No. CAS000002).

#### **F. Administrative**

1. Signatory requirements for all document submittals required by this Order are presented in Attachment A of this Order.
2. This Order does not authorize any act which results in the taking of a threatened, endangered or candidate species or any act, which is now prohibited, or becomes

prohibited in the future, under either the California Endangered Species Act (Fish & G. Code, §§ 2050-2097) or the federal Endangered Species Act (16 U.S.C. §§ 1531-1544). If a "take" will result from any act authorized under this Order held by the Permittee, the Permittee must obtain authorization for the take prior to any construction or operation of the portion of the Project that may result in a take. The Permittee is responsible for meeting all requirements of the applicable endangered species act for the Project authorized under this Order.

3. The Permittee shall grant Los Angeles Water Board staff, or an authorized representative (including an authorized contractor acting as a Water Board representative), upon presentation of credentials and other documents as may be required by law, permission to:
  - a. Enter upon the Project or compensatory mitigation site(s) premises where a regulated facility or activity is located or conducted, or where records are kept.
  - b. Have access to and copy any records that are kept and are relevant to the Project or the requirements of this Order.
  - c. Inspect any facilities, equipment (including monitoring and control equipment), practices, or operations regulated or required under this Order.
  - d. Sample or monitor for the purposes of assuring Order compliance.
4. A copy of this Order shall be provided to any consultants, contractors, and subcontractors working on the Project. Copies of this Order shall remain at the Project site for the duration of this Order. The Permittee shall be responsible for work conducted by its consultants, contractors, and any subcontractors.
5. A copy of this Order must be available at the Project site(s) during construction for review by site personnel and agencies. All personnel performing work on the Project shall be familiar with the content of this Order and its posted location at the Project site.
6. Lake and Streambed Alteration Agreement – The Permittee shall submit a signed copy of the Department of Fish and Wildlife's lake and streambed alteration agreement to the Los Angeles Water Board immediately upon execution and prior to any discharge to waters of the state.

#### **G. Mitigation for Temporary Impacts**

1. Permittee responsible compensatory mitigation installation shall be completed if eelgrass is found within the project limits.
2. Eelgrass shall be replaced at a ratio of 1:38 to 1 in accordance with the Southern California Eelgrass Mitigation Policy, dated October 2014 and in compliance with the requirements of the Coastal Development Permit for the Project dated June 30, 2016.

#### **H. Construction**

##### **Good Site Management "Housekeeping"**

1. No equipment and vehicle cleaning will be allowed at the job site.
2. All small trucks and similar street legal equipment shall be refueled offsite.
3. The Contractor shall refuel off road and track mounted equipment within a level ground area that is located at the most landward area of the job site's staging area and at least 50 feet away from any storm drain; use drip plans and absorbent pads to capture drips; protect the perimeter of the fueling area with an absorbent berm to prevent runoff, runoff, and to contain spills; use fuel cans that have secondary containment; keep a spill kit ready at the fueling area.
4. For the duration of pile driving work, the Contractor shall keep equipment leak free; use drip pans or absorbent pads to confine oil and engine fluids and prevent discharge into Ventura Harbor waters or drainage areas.
5. The Contractor's equipment and operations conducted from over water barges shall: be done with equipment that is leak free; utilize drip pans or absorbent materials under all vehicles and equipment appropriately; secure all materials to prevent discharge overboard; have spill contingency plans in place and personnel trained in response procedures.
6. The Contractor shall: train his employees in spill prevention and control; hold regular safety meetings; store and stockpile materials per specified BMP practices; designate responsible individuals for enforcement.
7. The Contractor shall: designate waste collection areas onsite; utilize watertight dumpsters; cover all waste containers; collect and dispose of trash daily; schedule regular pick-ups for waste haul out; remove solid waste promptly; clean up all spills immediately; locate all waste storage areas away from drainage areas.
8. The Contractor shall: utilize temporary sanitary facilities at the job site that are maintained by a licensed service.

### **XIII. Water Quality Certification**

I hereby issue the Order for the Ventura Harbor Village Dock Replacement, WDID # 4WQC40116161 certifying that as long as all of the conditions listed in this Order are met, any discharge from the referenced Project will comply with the applicable provisions of Clean Water Act sections 301 (Effluent Limitations), 302 (Water Quality Related Effluent Limitations), 303 (Water Quality Standards and Implementation Plans), 306 (National Standards of Performance), and 307 (Toxic and Pretreatment Effluent Standards).

This discharge is also regulated pursuant to State Water Board Water Quality Order No. 2003-0017-DWQ which authorizes this Order to serve as Waste Discharge Requirements pursuant to the Porter-Cologne Water Quality Control Act (Wat. Code, § 13000 et seq.).

Except insofar as may be modified by any preceding conditions, all Order actions are contingent on: (a) the discharge being limited and all proposed mitigation being completed in

strict compliance with the conditions of this Order and the attachments to this Order; and, (b) compliance with all applicable requirements of Statewide Water Quality Control Plans and Policies, the Regional Water Boards' Water Quality Control Plans and Policies.

*Samuel Unger*

\_\_\_\_\_  
Samuel Unger, PE  
Executive Officer  
Los Angeles Water Quality Control Board

*5-24-17*

\_\_\_\_\_  
Date

# Attachment A

## Signatory Requirements

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Ventura Harbor Village Dock Replacement

Reg. Meas. ID: 49791

Place ID: 334841

File No: 16-161

### SIGNATORY REQUIREMENTS

*All Documents Submitted In Compliance With This Order  
Shall Meet The Following Signatory Requirements:*

1. All applications, reports, or information submitted to the Los Angeles Water Quality Control Board (Los Angeles Water Board) must be signed and certified as follows:
  - a) For a corporation, by a responsible corporate officer of at least the level of vice-president.
  - b) For a partnership or sole proprietorship, by a general partner or proprietor, respectively.
  - c) For a municipality, or a state, federal, or other public agency, by either a principal executive officer or ranking elected official.
  
2. A duly authorized representative of a person designated in items 1.a through 1.c above may sign documents if:
  - a) The authorization is made in writing by a person described in items 1.a through 1.c above.
  - b) The authorization specifies either an individual or position having responsibility for the overall operation of the regulated activity.
  - c) The written authorization is submitted to the State Water Board Staff Contact prior to submitting any documents listed in item 1 above.
  
3. Any person signing a document under this section shall make the following certification:

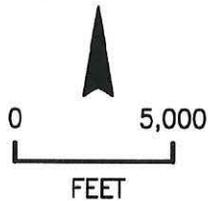
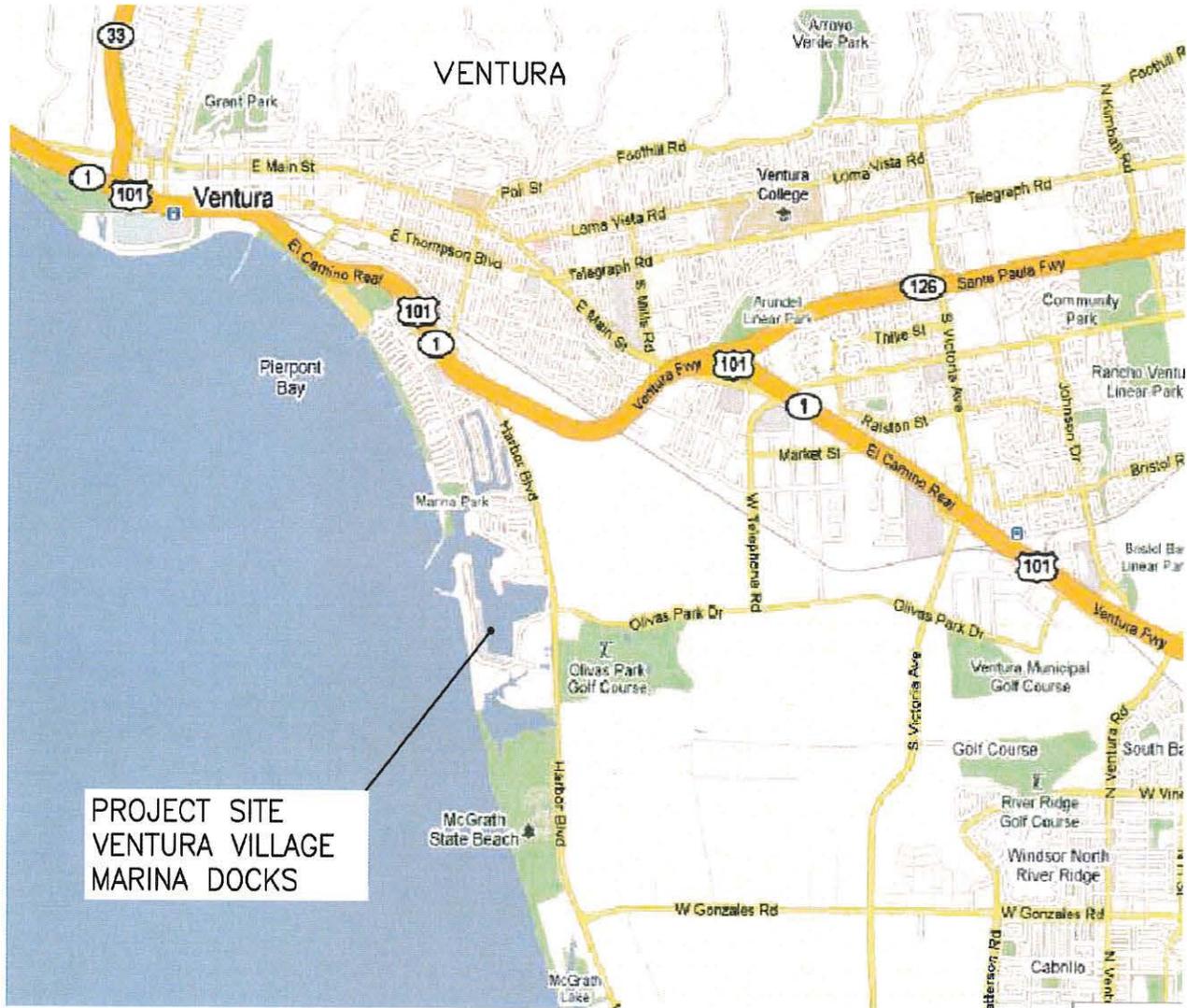
“I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document and all attachments and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.”
  
4. Any person signing a document under this section shall also include the printed name, title, and organization.

# Attachment B

Ventura Harbor Village Dock Replacement

Reg. Meas. ID: 49791  
Place ID: 334841  
File No: 16-161

## Map Location

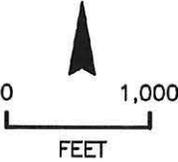


**Attachment B**

Ventura Harbor Village Dock Replacement

Reg. Meas. ID: 49791  
Place ID: 334841  
File No: 16-161

**Site Locations**

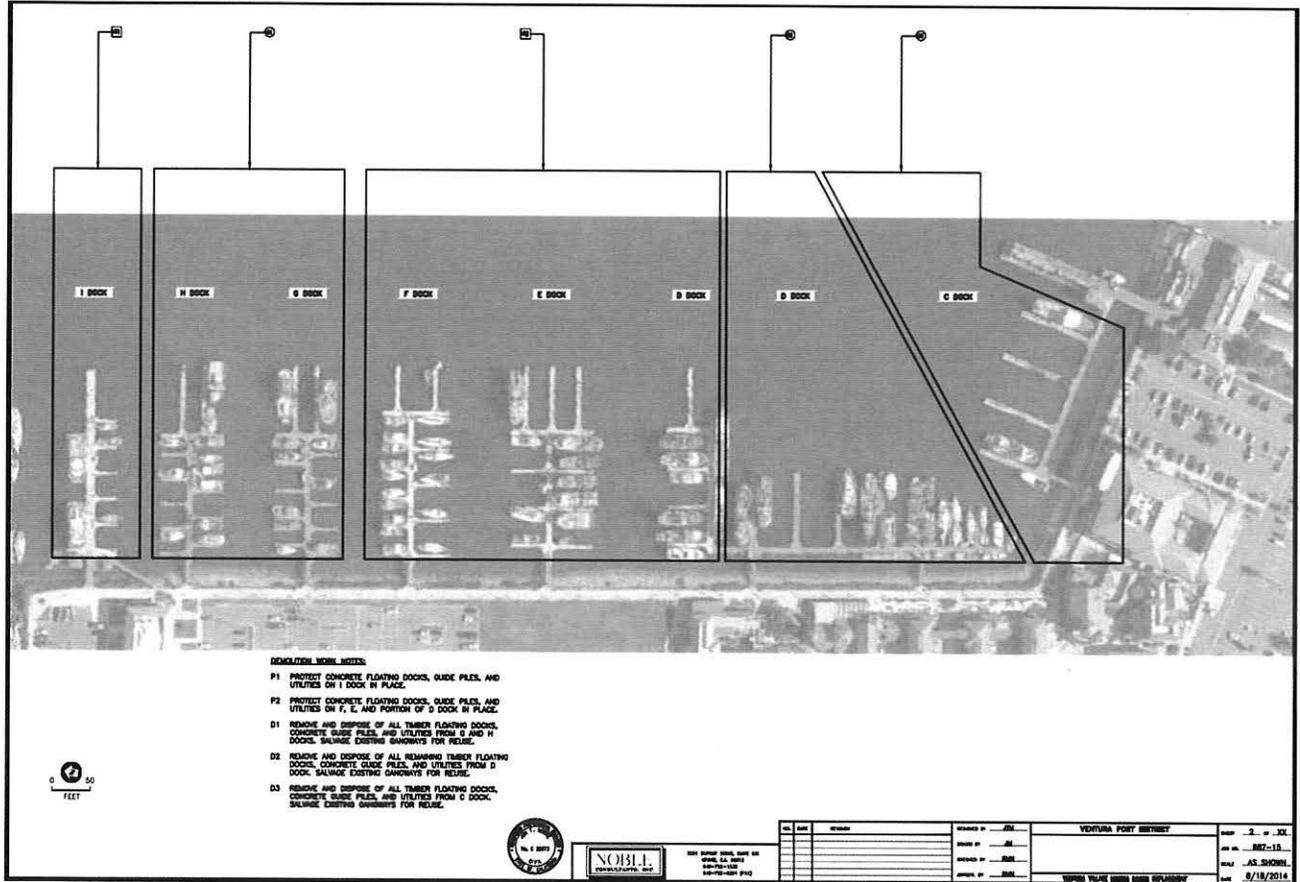


# Attachment B

Ventura Harbor Village Dock Replacement

Reg. Meas. ID: 49791  
Place ID: 334841  
File No: 16-161

## Project Boundary Areal

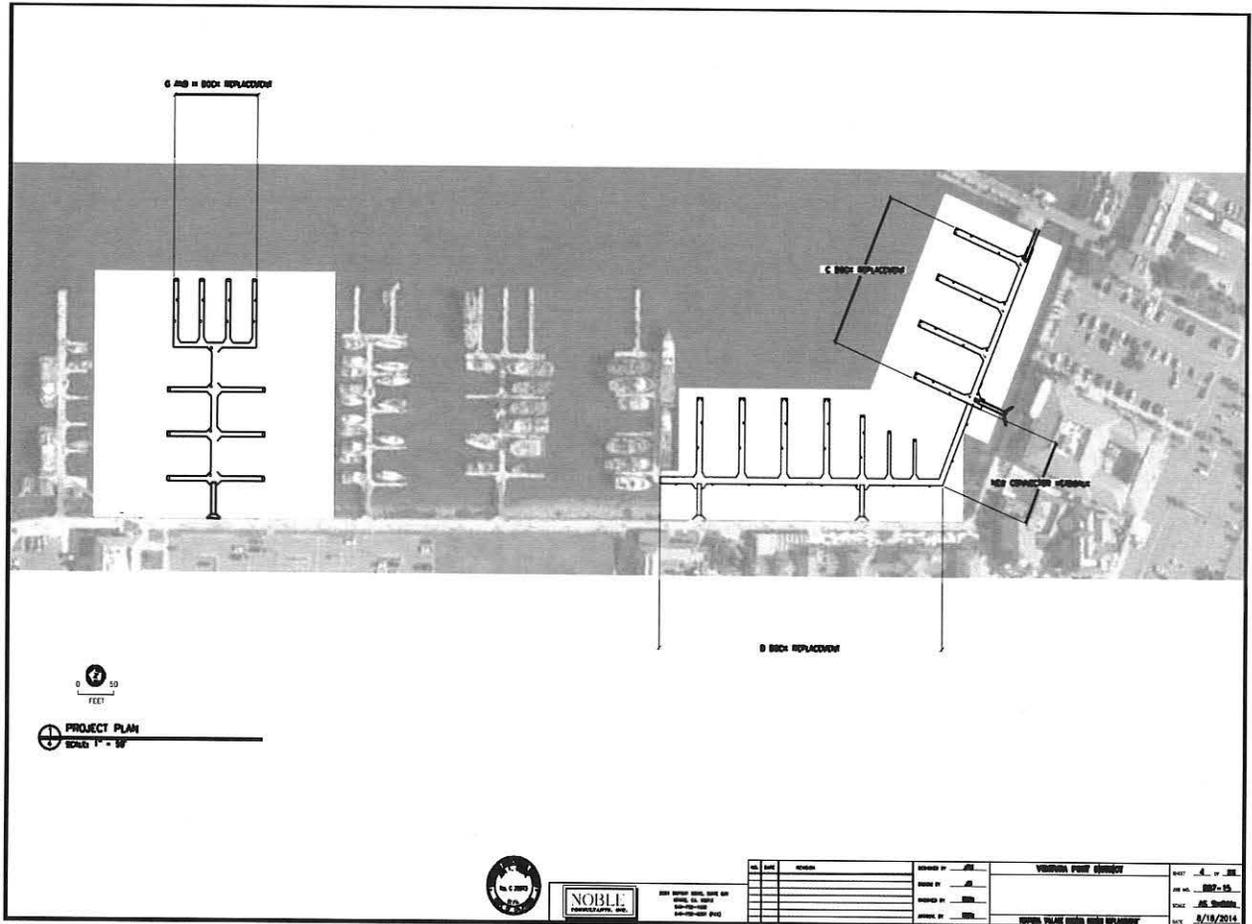


# Attachment B

Ventura Harbor Village Dock Replacement

Reg. Meas. ID: 49791  
Place ID: 334841  
File No: 16-161

## Work Areas (in white and outline)



# Attachment C

## Report and Notification Requirements

Ventura Harbor Village Dock Replacement

Reg. Meas. ID: 49791

Place ID 334841

File No: 16-161

### Copies of this Form

In order to identify your project, it is necessary to include a copy of the Project specific Cover Sheet below with your report: please retain for your records

### Report Submittal Instructions

1. Check the box on the Report and Notification Cover Sheet next to the report or notification you are submitting.
  - **Part A (Annual Report):** This report will be submitted annually from the anniversary of Project effective date until a Notice of Project Complete Letter is issued.
  - **Part B (Project Status Notifications):** Used to notify the Los Angeles Water Board of the status of the Project schedule that may affect Project billing.
  - **Part C (Conditional Notifications and Reports):** Required on a case by case basis for accidental discharges of hazardous materials, violation of compliance with water quality standards, notification of in-water work, or other reports.
2. Sign the Report and Notification Cover Sheet and attach all information requested for the Report Type.
3. **Electronic Report Submittal Instructions:**
  - Submit signed Report and Notification Cover Sheet and required information via email to: [Dana.Cole@waterboards.ca.gov](mailto:Dana.Cole@waterboards.ca.gov)
  - Include in the subject line of the email:  
Subject: ATTN: Dana Cole; File No: 16-161, Reg. Measure ID: 49791\_Report

### Definition of Reporting Terms

1. **Active Discharge Period:** The active discharge period begins with the effective date of this Order and ends on the date that the Permittee receives a Notice of Completion of Discharges Letter or, if no post-construction monitoring is required, a Notice of Project Complete Letter. The Active Discharge Period includes all elements of the Project including site construction and restoration, and any Permittee responsible compensatory mitigation construction.
2. **Request for Notice of Completion of Discharges Letter:** This request by the Permittee to the Los Angeles Water Board staff pertains to projects that have post construction monitoring requirements, e.g. if site restoration was required to be monitored for 5 years following construction. Los Angeles Water Board staff will review the request and send a Completion of Discharges Letter to the Permittee upon approval. This letter will initiate the post-discharge monitoring period and a change in fees from the annual active discharge fee to the annual post-discharge monitoring fee.

## Attachment C Report and Notification Requirements

Ventura Harbor Village Dock Replacement

Reg. Meas. ID: 49791  
Place ID 334841  
File No: 16-161

3. **Request for Notice of Project Complete Letter:** This request by the Permittee to the Los Angeles Water Board staff pertains to projects that either have completed post-construction monitoring and achieved performance standards or have no post-construction monitoring requirements, and no further Project activities are planned. Los Angeles Water Board staff will review the request and send a Project Complete Letter to the Permittee upon approval. Termination of annual invoicing of fees will correspond with the date of this letter.
4. **Post-Discharge Monitoring Period:** The post-discharge monitoring period begins on the date of the Notice of Completion of Discharges Letter and ends on the date of the Notice of Project Complete Letter issued by the Los Angeles Water Board staff. The Post-Discharge Monitoring Period includes continued water quality monitoring or compensatory mitigation monitoring.
5. **Effective Date:** Date of Order issuance.

### Map/Photo Documentation Information

When submitting maps or photos, please use the following formats.

1. **Map Format Information:**

Preferred map formats of at least 1:24000 (1" = 2000') detail (listed in order of preference):

- **GIS shapefiles:** The shapefiles must depict the boundaries of all project areas and extent of aquatic resources impacted. Each shape should be attributed with the extent/type of aquatic resources impacted. Features and boundaries should be accurate to within 33 feet (10 meters). Identify datum/projection used and if possible, provide map with a North American Datum of 1983 (NAD38) in the California Teale Albers projection in feet.
- **Google KML files** saved from Google Maps: My Maps or Google Earth Pro. Maps must show the boundaries of all project areas and extent/type of aquatic resources impacted. Include URL(s) of maps. If this format is used include a spreadsheet with the object ID and attributed with the extent/type of aquatic resources impacted.
- **Other electronic format** (CAD or illustration format) that provides a context for location (inclusion of landmarks, known structures, geographic coordinates, or USGS DRG or DOQQ). Maps must show the boundaries of all project areas and extent/type of aquatic resources impacted. If this format is used include a spreadsheet with the object ID and attributed with the extent/type of aquatic resources impacted.
- Aquatic resource maps marked on paper **USGS 7.5 minute topographic maps** or **Digital Orthophoto Quarter Quads (DOQQ)** printouts. Maps must show the boundaries of all project areas and extent/type of aquatic resources impacted. If this format is used include a spreadsheet with the object ID and attributed with the extent/type of aquatic resources impacted.

2. **Photo-Documentation:** Include a unique identifier, date stamp, written description of photo details, and latitude/longitude (in decimal degrees) or map indicating location of photo. Successive photos should be taken from the same vantage point to compare pre/post construction conditions.

## Attachment C Report and Notification Requirements

Ventura Harbor Village Dock Replacement

Reg. Meas. ID: 49791

Place ID 334841

File No: 16-161

### REPORT AND NOTIFICATION COVER SHEET

<b>Project:</b>	Ventura Harbor Village Dock Replacement		
<b>Permittee:</b>	Ventura Harbor		
<b>Reg. Meas. ID:</b>	49791	<b>Place ID:</b>	334841
			<b>File No:</b> 16-161

### Report Type Submitted

#### Part A – Project Reporting

Report Type       Annual Report

#### Part B - Project Status Notifications

Report Type       Commencement of Construction

Report Type       Request for Notice of Completion of Discharges Letter

Report Type       Request for Notice of Project Complete Letter

#### Part C - Conditional Notifications and Reports

Report Type       Accidental Discharge of Hazardous Material Report

Report Type       Violation of Compliance with Water Quality Standards Report

Report Type       In-Water Work/Diversion Water Quality Monitoring Report

Report Type       Modifications to Project Report

Report Type       Transfer of Property Ownership Report

Report Type       Transfer of Long-Term BMP Maintenance Report

## Attachment C Report and Notification Requirements

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Ventura Harbor Village Dock Replacement

Reg. Meas. ID: 49791

Place ID 334841

File No: 16-161

"I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document and all attachments and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment."

Print Name <sup>1</sup>

Affiliation and Job Title

Signature

Date

**<sup>1</sup>STATEMENT OF AUTHORIZATION (include if authorization has changed since application was submitted)**

I hereby authorize \_\_\_\_\_ to act in my behalf as my representative in the submittal of this report, and to furnish upon request, supplemental information in support of this submittal.

\_\_\_\_\_  
Permittee's Signature

\_\_\_\_\_  
Date

**\*This Report and Notification Cover Sheet must be signed by the Permittee or a duly authorized representative and included with all written submittals.**

## Attachment C Report and Notification Requirements

Ventura Harbor Village Dock Replacement

Reg. Meas. ID: 49791

Place ID 334841

File No: 16-161

### Part A – Project Reporting

<b>Report Type</b>	<b>Annual Report</b>
<b>Report Purpose</b>	Notify the Los Angeles Water Board staff of Project status during both the active discharge and post-discharge monitoring periods.
<b>When to Submit</b>	Annual reports shall be submitted each year on the anniversary of Project effective date. Annual reports shall continue until a Notice of Project Complete Letter is issued to the Permittee.
<b>Report Contents</b>	<p>The contents of the annual report shall include the topics indicated below for each project period. Report contents are outlined in Annual Report Topics below.</p> <p><b><u>During the Active Discharge Period</u></b></p> <ul style="list-style-type: none"> <li>• <b>Topic 1: Construction Summary</b></li> <li>• <b>Topic 2: Mitigation for Temporary Impacts Status</b></li> <li>• <b>Topic 3: Compensatory Mitigation for Permanent Impacts Status</b></li> </ul> <p><b><u>During the Post-Discharge Monitoring Period</u></b></p> <ul style="list-style-type: none"> <li>• <b>Topic 2: Mitigation for Temporary Impacts Status</b></li> <li>• <b>Topic 3: Compensatory Mitigation for Permanent Impacts Status</b></li> </ul>
<b>Annual Report Topics (1-3)</b>	
<b>Annual Report Topic 1</b>	<b>Construction Summary</b>
<b>When to Submit</b>	With the annual report during the Active Discharge Period.
<b>Report Contents</b>	<ol style="list-style-type: none"> <li>1. Project progress and schedule including initial ground disturbance, site clearing and grubbing, road construction, site construction, and the implementation status of construction storm water best management practices (BMPs). If construction has not started, provide estimated start date and reasons for delay.</li> <li>2. Map showing general Project progress.</li> <li>3. If applicable: <ol style="list-style-type: none"> <li>a. Summary of Conditional Notification and Report Types 6 and 7 (Part C below).</li> <li>b. Summary of Certification Deviations. See Certification Deviation Attachment for further information.</li> </ol> </li> </ol>
<b>Annual Report Topic 2</b>	<b>Mitigation for Temporary Impacts Status</b>

## Attachment C Report and Notification Requirements

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Ventura Harbor Village Dock Replacement

Reg. Meas. ID: 49791

Place ID 334841

File No: 16-161

<b>When to Submit</b>	With the annual report during both the Active Discharge Period and Post-Discharge Monitoring Period.
<b>Report Contents</b>	<ol style="list-style-type: none"> <li>1. Planned date of initiation and map showing locations of mitigation for temporary impacts to waters of the state and all upland areas of temporary disturbance which could result in a discharge to waters of the state.</li> <li>2. If mitigation for temporary impacts has already commenced, provide a map and information concerning attainment of performance standards contained in the restoration plan.</li> </ol>
<b>Annual Report Topic 3</b>	<b>Compensatory Mitigation for Permanent Impacts Status</b>
<b>When to Submit</b>	With the annual report during both the Active Discharge Period and Post-Discharge Monitoring Period.
<b>Report Contents</b>	<p><b>*If not applicable report N/A.</b></p> <p><b>Part A. Permittee Responsible</b></p> <ol style="list-style-type: none"> <li>1. Planned date of initiation of compensatory mitigation site installation.</li> <li>2. If installation is in progress, a map of what has been completed to date.</li> <li>3. If the compensatory mitigation site has been installed, provide a final map and information concerning attainment of performance standards contained in the compensatory mitigation plan.</li> </ol> <p><b>Part B. Mitigation Bank or In-Lieu Fee</b></p> <ol style="list-style-type: none"> <li>1. Status or proof of purchase of credit types and quantities.</li> <li>2. Include the name of bank/ILF Program and contact information.</li> <li>3. If ILF, location of project and type if known.</li> </ol>

## Attachment C Report and Notification Requirements

Ventura Harbor Village Dock Replacement

Reg. Meas. ID: 49791

Place ID 334841

File No: 16-161

### Part B – Project Status Notifications

<b>Report Type</b>	<b>Commencement of Construction</b>
<b>Report Purpose</b>	Notify Los Angeles Water Board staff prior to the start of construction.
<b>When to Submit</b>	Must be received at least seven (7) days prior to start of initial ground disturbance activities.
<b>Report Contents</b>	<ol style="list-style-type: none"> <li>1. Date of commencement of construction.</li> <li>2. Anticipated date when discharges to waters of the state will occur.</li> <li>3. Project schedule milestones including a schedule for onsite compensatory mitigation, if applicable.</li> </ol>

<b>Report Type</b>	<b>Request for Notice of Completion of Discharges Letter</b>
<b>Report Purpose</b>	Notify Los Angeles Water Board staff that post-construction monitoring is required and that active Project construction, including any mitigation and permittee responsible compensatory mitigation, is complete.
<b>When to Submit</b>	Must be received by Los Angeles Water Board staff within thirty (30) days following completion of all Project construction activities.
<b>Report Contents</b>	<ol style="list-style-type: none"> <li>1. Status of storm water Notice of Termination(s), if applicable.</li> <li>2. Status of post-construction storm water BMP installation.</li> <li>3. Pre- and post-photo documentation of all Project activity sites where the discharge of dredge and/or fill/excavation was authorized.</li> <li>4. Summary of Certification Deviation discharge quantities compared to initial authorized impacts to waters of the state, if applicable.</li> <li>5. An updated monitoring schedule for mitigation for temporary impacts to waters of the state and permittee responsible compensatory mitigation during the post-discharge monitoring period, if applicable.</li> </ol>

<b>Report Type</b>	<b>Request for Notice of Project Complete Letter</b>
<b>Report Purpose</b>	Notify Los Angeles Water Board staff that construction and/or any post-construction monitoring is complete, or is not required, and no further Project activity is planned.
<b>When to Submit</b>	Must be received by Los Angeles Water Board staff within thirty (30) days following completion of all Project activities.
<b>Report Contents</b>	<p><b>Part A: Mitigation for Temporary Impacts</b></p> <ol style="list-style-type: none"> <li>1. A report establishing that the performance standards outlined in the restoration plan have been met for Project site upland areas of temporary disturbance which could result in a discharge to waters of the state.</li> </ol>

## Attachment C Report and Notification Requirements

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Ventura Harbor Village Dock Replacement

Reg. Meas. ID: 49791

Place ID 334841

File No: 16-161

	<p>2. A report establishing that the performance standards outlined in the restoration plan have been met for restored areas of temporary impacts to waters of the state. Pre- and post-photo documentation of all restoration sites.</p>
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**Part B: Permittee Responsible Compensatory Mitigation**

	<p>3. A report establishing that the performance standards outlined in the compensatory mitigation plan have been met.</p>
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	<p>4. Status on the implementation of the long-term maintenance and management plan and funding of endowment.</p>
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	<p>5. Pre- and post-photo documentation of all compensatory mitigation sites.</p>
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	<p>6. Final maps of all compensatory mitigation areas (including buffers).</p>
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**Part C: Post-Construction Storm Water BMPs**

	<p>7. Date of storm water Notice of Termination(s), if applicable.</p>
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	<p>8. Report status and functionality of all post-construction BMPs.</p>
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## Attachment C Report and Notification Requirements

Ventura Harbor Village Dock Replacement

Reg. Meas. ID: 49791

Place ID 334841

File No: 16-161

### Part C – Conditional Notifications and Reports

Report Type	<b>Accidental Discharge of Hazardous Material Report</b>
<b>Report Purpose</b>	Notifies Los Angeles Water Board staff that an accidental discharge of hazardous material has occurred.
<b>When to Submit</b>	Within five (5) working days following the date of an accidental discharge. Continue reporting as required by Los Angeles Water Board staff.
<b>Report Contents</b>	<ol style="list-style-type: none"> <li>1. The report shall include the OES Incident/Assessment Form, a full description and map of the accidental discharge incident (i.e. location, time and date, source, discharge constituent and quantity, aerial extent, and photo documentation). If applicable, the OES Written Follow-Up Report may be substituted.</li> <li>2. If applicable, any required sampling data, a full description of the sampling methods including frequency/dates and times of sampling, equipment, locations of sampling sites.</li> <li>3. Locations and construction specifications of any barriers, including silt curtains or diverting structures, and any associated trenching or anchoring.</li> </ol>

Report Type	<b>Violation of Compliance with Water Quality Standards Report</b>
<b>Report Purpose</b>	Notifies Los Angeles Water Board staff that a violation of compliance with water quality standards has occurred.
<b>When to Submit</b>	The Permittee shall report any event that causes a violation of water quality standards within three (3) working days of the noncompliance event notification to Los Angeles Water Board staff.
<b>Report Contents</b>	The report shall include: the cause; the location shown on a map; and the period of the noncompliance including exact dates and times. If the noncompliance has not been corrected, include: the anticipated time it is expected to continue; the steps taken or planned to reduce, eliminate, and prevent reoccurrence of the noncompliance; and any monitoring results if required by Los Angeles Water Board staff.

Report Type	<b>In-Water Work and Diversions Water Quality Monitoring Report</b>
<b>Report Purpose</b>	Notifies Los Angeles Water Board staff of the completion of in-water work.
<b>When to Submit</b>	Within three (3) working days following the completion of in-water work. Continue reporting in accordance with the approved water quality monitoring plan.
<b>Report Contents</b>	As required by the approved water quality monitoring plan.

## Attachment C Report and Notification Requirements

Ventura Harbor Village Dock Replacement

Reg. Meas. ID: 49791

Place ID 334841

File No: 16-161

Report Type	Modifications to Project Report
<b>Report Purpose</b>	Notifies Los Angeles Water Board staff if the Project, as described in the application materials, is altered in any way or by the imposition of subsequent permit conditions by any local, state or federal regulatory authority.
<b>When to Submit</b>	If Project implementation as described in the application materials is altered in any way or by the imposition of subsequent permit conditions by any local, state or federal regulatory authority.
<b>Report Contents</b>	A description and location of any alterations to Project implementation. Identification of any Project modifications that will interfere with the Permittee's compliance with the Order.

Report Type	Transfer of Property Ownership Report
<b>Report Purpose</b>	Notifies Los Angeles Water Board staff of change in ownership of the Project or Permittee-responsible mitigation area.
<b>When to Submit</b>	At least 10 working days prior to the transfer of ownership.
<b>Report Contents</b>	<ol style="list-style-type: none"> <li>1. A statement that the Permittee has provided the purchaser with a copy of this Order and that the purchaser understands and accepts:               <ol style="list-style-type: none"> <li>a. the Order's requirements and the obligation to implement them or be subject to administrative and/or civil liability for failure to do so; and</li> <li>b. responsibility for compliance with any long-term BMP<sup>2</sup> maintenance plan requirements in this Order.</li> </ol> </li> <li>2. A statement that the Permittee has informed the purchaser to submit a written request to the Los Angeles Water Board to be named as the permittee in a revised order.</li> </ol>

Report Type	Transfer of Long-Term BMP Maintenance Report
<b>Report Purpose</b>	Notifies Los Angeles Water Board staff of transfer of long-term BMP maintenance responsibility.
<b>When to Submit</b>	At least 10 working days prior to the transfer of BMP maintenance responsibility.
<b>Report Contents</b>	A copy of the legal document transferring maintenance responsibility of post-construction BMPs.

<sup>2</sup> Best Management Practices (BMPs) is a term used to describe a type of water pollution or environmental control.