



Central Valley Regional Water Quality Control Board

28 March 2025

Gary Felkins
Arbuckle Public Utility District
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NOTICE OF APPLICABILITY; GENERAL SECTION 401 WATER QUALITY CERTIFICATION ORDER REQUIREMENTS FOR THE ARBUCKLE PUBLIC UTILITY DISTRICT, ARBUCKLE EMERGENCY BANK STABILIZATION PROJECT (WDID#5A06CR00080), COLUSA COUNTY

On 28 February 2025, Arbuckle Public Utility District (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 Arbuckle Emergency Bank Stabilization 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 will take place in 0.03 acre/65 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 must proceed 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 28 February 2025, 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under the General Certification Order is no longer valid if the Project (as described) is modified.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 0.03-acre Arbuckle Emergency Bank Stabilization (Project) consists of emergency repairs to rebuild a 60-ft section of the embankment on the south bank of Salt Creek adjacent to the Arbuckle Public Utility District's (APUD) wastewater treatment plant (WWTP) percolation ponds that has experienced two recent failures. These failures resulted in spills into Salt Creek on December 2, 2024. Emergency work to repair these failures involves the installation of geotextile fabric and a multi-layered rip-rap. The site will be accessed via the WWTP access road and the Project site will be accessed via a sloped earthen ramp located on the southwest side of the treatment plant. Excavators, loaders, and hauling trucks will be used to complete the emergency work.

The Project will permanently impact 0.03 acre/65 linear feet of waters of the United States.

PROJECT LOCATION:

The Project is located on the south bank of Salt Creek adjacent to the Arbuckle Public Utility District's wastewater treatment plant, near Frontage Road and Bailey Road, Arbuckle CA 95912.

Section 26, Township 14 North, Range 2 West, MDB&M

Latitude: 39.0321° and Longitude: -122.0573°

PROJECT SCHEDULE:

Construction for the Project is anticipated to begin in April 2025, and notification will be provided when the Project is complete.

APPLICATION FEE RECEIVED:

An application fee of \$4,212.00 was received on 26 March 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 Carter Cook at (916) 464-4699 or Carter.Cook@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

Attachments: Figure 1: Project Location

cc: [Via email only]

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Figure 1: Project Location Map

