



Central Valley Regional Water Quality Control Board

31 May 2024

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NOTICE OF APPLICABILITY FOR COVERAGE UNDER GENERAL ORDER NO. R5-2020-0048, WASTE DISCHARGE REQUIREMENTS AND CLEAN WATER ACT SECTION 401 WATER QUALITY CERTIFICATION OF THE WESTERN PLACER COUNTY HABITAT CONSERVATION PLAN PROGRAMMATIC GENERAL PERMIT, PLACER ONE EAST TRUNK SEWER - NORTH PROJECT (WDID#5A31CR00534-030), PLACER COUNTY

PW Fund B Development, LLC (Permittee) has 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 R5-2020-0048, Waste Discharge Requirements and Clean Water Act Section 401 Water Quality Certification of the Western Placer County Habitat Conservation Plan Programmatic General Permit.

The Central Valley Water Board has reviewed your enrollment materials and finds the Placer One East Trunk Sewer - North Project (Project) meets the eligibility requirements of, and is hereby enrolled under, General Order R5-2020-0048. You may proceed with your Project in accordance with the Order.

A copy of General Order R5-2020-0048 can be found on the [Central Valley Water Board's Adopted Orders webpage](https://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/401_wq_certs/5a31cr00534.pdf) (https://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/401_wq_certs/5a31cr00534.pdf).

Please familiarize yourself with the requirements of General Order R5-2020-0048. You are responsible for complying with all applicable Order requirements. Failure to comply with General Order R5-2020-0048 constitutes a violation of the California Water Code and may result in enforcement action or termination of enrollment under the Order.

PROJECT DESCRIPTION:

The 16.9-acre project consists of installing approximately 1.5 miles of trunk sewer line (about 8,000 linear feet) and appurtenant structures within existing portions of Athens Avenue and North Foothills Boulevard in Placer County. The Trunk sewer line will serve

future developments in the Sunset Plan Area and the Placer Ranch Specific Plan Area. The project area includes the trunk sewer alignment and adjacent areas needed for system connections (existing and future), staging, and permanent and temporary access areas.

The Project alignment crosses existing storm water pipes in the roadway in multiple locations. Five of these crossings (three on North Foothills Boulevard and two on Athens Avenue) are connected to aquatic resources. The Project will require removing and replacing sections at each of these locations:

- **Culvert 1:** The existing culverts are connected to a roadside ditch on the east side of North Foothills Boulevard and will be removed and replaced with two 18-inch Reinforced Concrete Culvert Pipes (RCP) and storm drain outlet protection.
- **Culvert 2:** The existing culverts are connected to a roadside ditch on the east side of North Foothills Boulevard and will be removed and replaced with two 36-inch RCP storm drain culverts, headwall, and wingwalls.
- **Culvert 3:** The existing culvert is connected to a roadside ditch on the east side of North Foothills Boulevard at its intersection with Athens Avenue. The culvert will be removed and replaced with one 12-inch Class 3 RCP culvert pipe and storm drain outlet protection.
- **Culvert 4:** The existing culverts are connected to a seasonal wetland swale on the south side of Athens Avenue and will remove and replace two 36-inch Class 3 RCP storm drainpipes and storm drain outlet protection.
- **Culvert 5:** The existing culverts are connected to a seasonal wetland swale on the south side of Athens Avenue remove and replace two 8-foot by 4-foot Class 3 RCP box culverts.

A temporary vehicle travel lane adjacent to the north side of Athens Avenue is needed to accommodate traffic handling during construction. The access lane will result in permanent impacts to approximately 0.005 acre of a seasonal wetland swale north of Athens Avenue at Culvert 4.

Project elements that affect aquatic resources include trenching and site disturbance related to construction activity, replacement of the culverts, and the construction of the temporary vehicle travel lane. The Project will permanently impact 0.14 acre of vernal pool, 0.01 acre of seasonal wetland, 0.06 acre of roadside ditch, and 0.005 acre of seasonal wetland swale.

PROJECT TYPE:

Underground Utilities

ADDITIONAL CONDITION:

The Applicant shall obtain coverage under the National Pollutant Discharge Elimination System (NPDES) General Permit for Storm Water Discharges Associated with Construction and Land Disturbance Activities Order No. 2009-0009-DWQ, as amended

for discharges to surface waters comprised of storm water associated with construction activity, including, but not limited to, demolition, clearing, grading, excavations, and other land disturbance activities of one or more acres, or where projects disturb less than one acre but are part of a larger common plan of development that in total disturbs one or more acres.

PROJECT LOCATION:

The Project is located along North Foothills Boulevard and Athens Avenue in Placer County.

City: Lincoln

Sections 4 and 5, Township 11 North, Range 6 East, MDB&M

Latitude: 38.838976° and Longitude: -121.325872

PROJECT SCHEDULE:

2024 through 2028

PUBLIC NOTICE

The Central Valley Water Board provided public notice of the application from 3 May 2024 to 24 May 2024. The Central Valley Water Board did not receive any comments during the comment period.

COMPENSATORY MITIGATION

To mitigate for the loss of 0.14 acre of vernal pool, 0.01 acre of seasonal wetland, 0.06 acre of roadside ditch, and 0.005 acre of seasonal wetland swale, the Applicant shall purchase a minimum of 0.32 in-lieu fee credits from the Western Placer County In-Lieu Fee Program for the impacted watershed prior to commencing construction. The Applicant shall provide evidence of purchase of In-Lieu Fee Program credits to the Central Valley Water Board prior to commencing construction. At a minimum, compensatory mitigation must achieve a ratio of 1:1 for permanent impacts. Compensatory mitigation must comply with the effective policy, which ensures no overall net loss of wetlands for impacts to waters of the state, at the time of Certification.

Evidence of compliance with compensatory mitigation requirements includes providing a letter from the in-lieu fee recipient. The letter must: a) be on the in-lieu fee recipient's letterhead; b) be signed by an authorized representative of the in-lieu fee recipient; c) indicate the United States Army Corps of Engineers' SPK number; d) describe the Project name and location; and e) detail the type of in-lieu fees paid for the Project's impacts.

APPLICATION FEE RECEIVED:

An application fee of \$5,588.00 was received on 11 April 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 A - Fill & Excavation Discharges (fee code 84) with the dredge and fill fee calculator.

PROJECT SPECIFIC AVOIDANCE AND MINIMIZATION MEASURES:

The proposed Project will comply with all applicable measures identified within Master Conditions on Covered Activities Checklist, submitted as Attachment A of the application. The Applicant will implement the Avoidance and Minimization Measures (AMMs) and construction Best Management Practices (BMPs) outlined in the County Aquatic Resource Program (CARP) document, the Habitat Conservation Program/Natural Community Conservation Program (HCP/NCCP) document, and General Order No. 5 R5-2020-0048.

WATER QUALITY MONITORING:

Water quality monitoring is not required in wetlands, vernal pools, or roadside ditches if these areas are naturally dry and there is no outflow connecting to surface waters.
Petitions for Reconsideration

Any person aggrieved by this action of the Central Valley Water Board may petition the State Water Board to review the action in accordance with California Water Code section 13320 and California Code of Regulations, title 23, sections 2050 and following. The State Water Board must receive the petition by 5:00 p.m., 30 days after the date of this NOA, except that if the thirtieth day following the date of this NOA falls on a Saturday, Sunday, or state holiday, the petition must be received by the State Water Board by 5:00 p.m. on the next business day. Links to the law and regulations applicable to filing petitions may be found on the Water Quality Petitions Page (http://www.waterboards.ca.gov/public_notices/petitions/water_quality) or will be provided upon request."

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

Original Signed by Anne Walters for:
Patrick Pulupa
Executive Officer

Attachments: Figure 1 – Project Location
Figure 2 – Aquatic Resources
Figure 3 – Culvert Locations

Cc: Distribution List, page 5

DISTRIBUTION LIST

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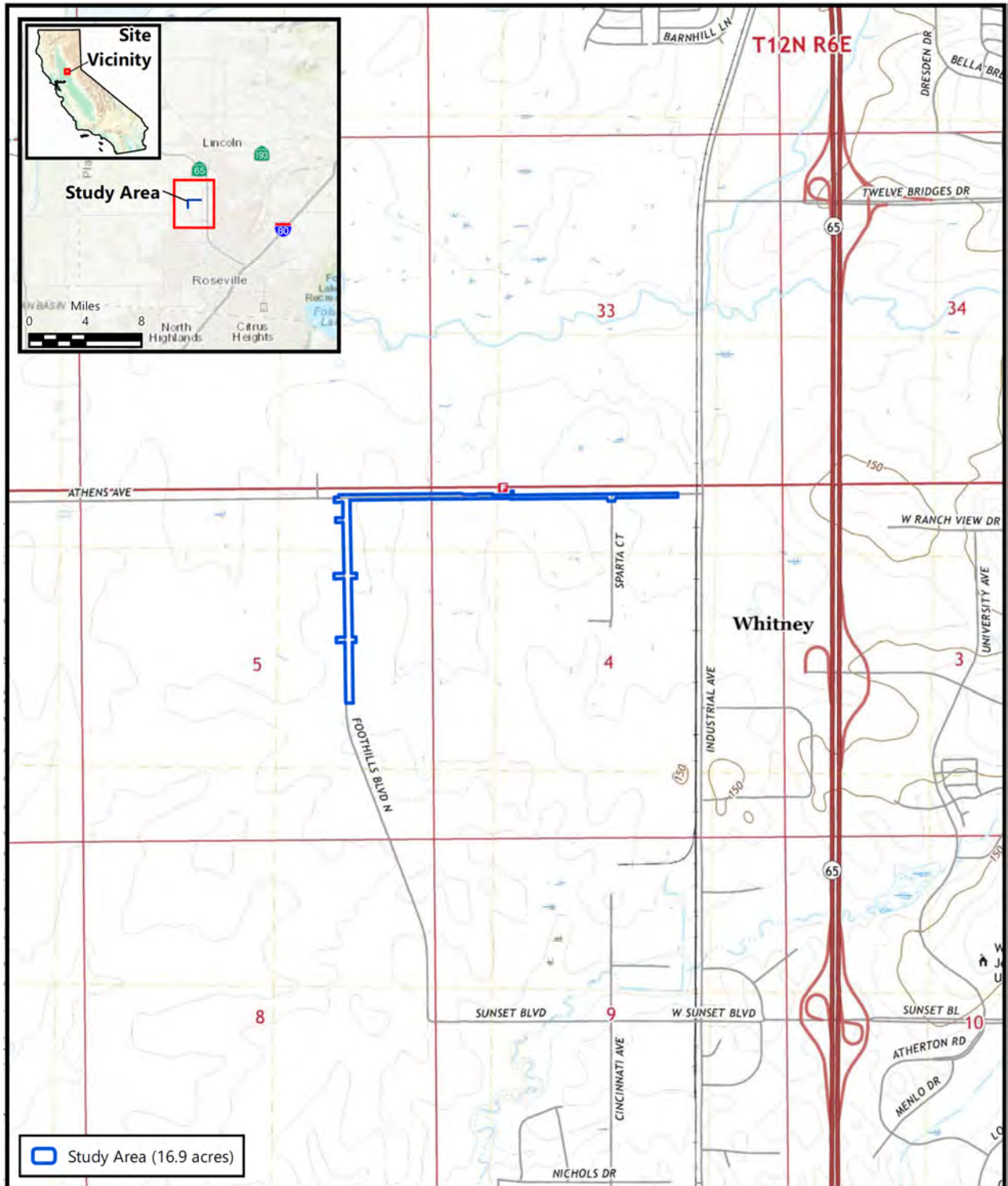
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Figure 1: Project Location



Source: United States Geologic Survey, 2021
"Roseville, California" 7.5-Minute Topographic Quadrangle
Sections 4-5, Township 11 North, Range 6 East, MDBM
Latitude (NAD83): 38.836838°, Longitude (NAD83): -121.321897°

Figure 1
Site and Vicinity

Placer One East Trunk Sewer - North
Placer County, California



Figure 2: Aquatic Resources



Study Area (16.9 acres)

Impacted Waters of the State *

Wetlands (0.15 acre)

- Seasonal Wetland (0.01 acre)
- Seasonal Wetland Swale (<0.01 acre)
- Vernal Pool (0.14 acre)

Other Waters (0.06 acre)

- Roadside Ditch (0.06 acre)

Impacts to Waters of the State *	Direct Impact		
	Acres	Cubic Yards of Fill	Linear Feet
Wetlands			
Seasonal Wetland	0.01	11	--
Seasonal Wetland Swale	<0.01	7	--
Vernal Pool	0.14	219	--
Total	0.15	237	--
Other Waters	Acres	Acres	Acres
Roadside Ditch	0.06	90	1,995
Total	0.21	327	1,995



Small summation errors may occur due to rounding
 Boundary Source: King Engineering
 Aerial Source: Maxar, 26 April 2022

Figure 3
 Waters of the State

Placer One East Trunk Sewer - North
 Placer County, California



Figure 3: Culvert Locations



Figure 2
Remove and Replace Culvert Locations

Boundary Source: King Engineering
Aerial Source: Maxar, 26 April 2022

