
Central Valley Regional Water Quality Control Board

7 March 2025

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NOTICE OF APPLICABILITY FOR COVERAGE UNDER ORDER NO. 2004-0004-DWQ, STATEWIDE GENERAL WASTE DISCHARGE REQUIREMENTS FOR DREDGED OR FILL DISCHARGES TO WATERS DEEMED BY THE U.S. ARMY CORPS OF ENGINEERS TO BE OUTSIDE OF FEDERAL JURISDICTION, DAGUERRE POINT DAM NATURE-LIKE FISHWAY PHASE 3 SITE INVESTIGATION PROJECT (WDID#5A58CR00207), YUBA COUNTY

On 2 December 2024, the Yuba County Water Agency submitted a Notice of Intent (NOI) to enroll under and comply with State Water Resources Control Board (State Water Board) Order No. 2004-0004-DWQ, Statewide General Waste Discharge Requirements for Dredged or Fill Discharges to Waters Deemed by the United States Army Corps of Engineers to be Outside of Federal Jurisdiction.

The Central Valley Water Quality Control Board (Central Valley Water Board) has reviewed your enrollment materials and finds the Daguerre Point Dam Nature-Like Fishway Phase 3 Site Investigation Project (Project) meets the requirements of, and is hereby enrolled under, Order No. 2004-0004-DWQ. You may proceed with your Project in accordance with the Order.

A copy of [Order 2004-0004-DWQ](https://www.waterboards.ca.gov/board_decisions/adopted_orders/water_quality/2004/wqo/wqo2004-0004.pdf) (https://www.waterboards.ca.gov/board_decisions/adopted_orders/water_quality/2004/wqo/wqo2004-0004.pdf) can be found on the State Water Resources Control Board's Adopted Orders webpage and is enclosed.

Please familiarize yourself with the requirements of Order No. 2004-0004-DWQ. You are responsible for complying with all applicable Order requirements. Failure to comply with Order No. 2004-0004-DWQ constitutes a violation of the California Water Code and may result in enforcement action or termination of enrollment under the Order.

PROJECT DESCRIPTION:

The 0.49-acre Project consists of constructing a temporary access road and two 50-foot-deep borings within an isolated wetland. Both boring sites will be backfilled and all temporary fill will be removed to restore the wetland to its original contours.

NICHOLAS AVDIS, CHAIR | PATRICK PULUPA, EXECUTIVE OFFICER

The purpose of the project is to obtain data to characterize subsurface conditions and investigate the feasibility of constructing a nature-like fishway. Project elements that affect aquatic resources include temporary fill placed for the access road and equipment staging pads and removal of material from two 50-ft deep boring sites. The Project will temporarily impact 0.16 acre of wetland. Following completion of Project activities, temporarily impacted areas will be restored to pre-Project condition.

PROJECT LOCATION:

The Project is located at Daguerre Point Dam near Hammonton Road. The approximate center of the Project area is located at latitude 39.20529° and longitude -121.44042°.

PROJECT SCHEDULE:

Work is expected to be completed within 11 business days of commencement of construction.

APPLICATION FEE RECEIVED:

\$4,212.00 was received on 2 December 2024. The remaining application fee balance of \$1,795.00 based on total Project impacts was received on 3 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 A - Fill & Excavation Discharges (fee code 84) with the dredge and fill fee calculator.

MITIGATION AND MINIMIZATION MEASURES:

Yuba County Water Agency must implement the minimization measures proposed in the submitted Mitigation Plan.

TERMINATION OF COVERAGE:

Upon completion of the Project, you shall submit a complete Notice of Termination (NOT) requesting to be un-enrolled under Order No. 2004-0004-DWQ. Attachment 2 to the Order contains the NOT form.

If you have questions concerning this matter, please contact Carter Cook by phone at (916) 464-4699 or by email at Carter.Cook@waterboards.ca.gov.

Original Signed by Anne Walters for:

Patrick Pulupa
Executive Officer

Enclosure: State Water Resources Control Board Water Quality Order No.
2004-0004-DWQ

Attachments: Figure 1 – Project Location Map
Figure 2 – Site Impacts Map

cc: Distribution List, page 3

DISTRIBUTION LIST
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Figure 1 – Project Location Map

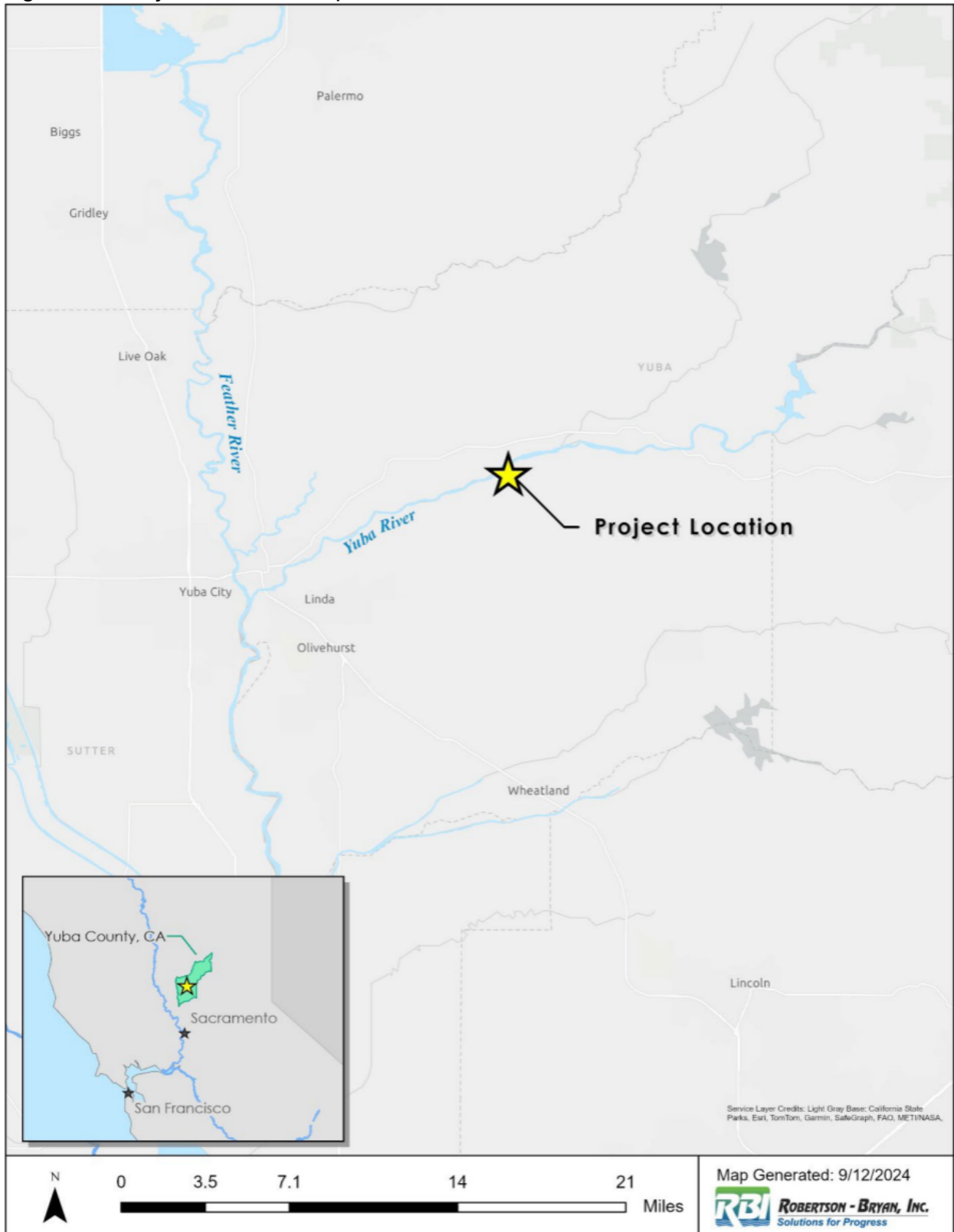


Figure 2 – Site Impacts Map

