

Attachment D
Notice of Intent Form

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NOTICE OF INTENT (NOI) FORM FOR REGIONAL GENERAL PERMIT (RGP) 5 FOR REPAIR AND PROTECTION ACTIVITIES IN EMERGENCY SITUATIONS

[\(Attach fee check here\)](#)

Instructions for Notice of Intent

The prospective Enrollee must notify the State Water Board and the applicable Regional Water Board as early as possible, and no less than forty-eight (48) hours prior to initiating the emergency project, except as set forth below (and in Order, section IX.A.1.b). Notification may be via telephone, e-mail, delivered written notice, or other verifiable means. If not included as part of the notification, **the notification must be followed within three (3) business days by electronic or written submission of all of the information in this notice of intent (NOI).**

Locate the Regional Water Quality Control Board your emergency project is located in by accessing the [State and Regional Water Boards Map](https://www.waterboards.ca.gov/waterboards_map) (https://www.waterboards.ca.gov/waterboards_map.html).

Locate the contact information for the “**State Program Manager**” and the appropriate “**Region Program Manager**” from the [Telephone and Address Directory for the 401 Certification and Wetlands Program](http://www.waterboards.ca.gov/water_issues/programs/cwa401/docs/staffdirectory.pdf) (http://www.waterboards.ca.gov/water_issues/programs/cwa401/docs/staffdirectory.pdf)

- Address notification email to the state program manager and appropriate region program manager and include in the subject line: (Attention: RGP 5 – Notice of Intent); or
- Call the state program manager and appropriate region program manager; or
- Send written notification to the following addresses:

ATTN: Program Manager
CWA Section 401 WQC Program
Division of Water Quality
State Water Resources Control Board
1001 “I” St. 15th Floor
Sacramento, CA 95814

ATTN: Program Manager
CWA Section 401 WQC Program
Insert address of appropriate Regional Water Board from the staff directory linked above

The Enrollee must provide to the appropriate Regional Water Board the fee for review and processing of the NOI in accordance with California Code of Regulations, title 23, section 2200 within forty-eight (48) hours of project initiation. Failure to promptly pay the correct fee amount may result in a disqualification for enrollment pursuant to this water quality certification.

The fee amount is calculated using the “**Emergency Projects authorized by a Water Board General Order**” fee category within the **Dredge and Fill Fee Calculator** located at the [401 Water Quality Certification and Wetlands Program web page](https://www.waterboards.ca.gov/water_issues/programs/cwa401/) (https://www.waterboards.ca.gov/water_issues/programs/cwa401/). Note that fees are adjusted periodically. Enrollees should confirm the correct fee amount prior to submitting an NOI.

The Water Boards recognize there may be situations where imminent threats to life or property occur and the Enrollee is unable to give the Water Boards notification 48 hours prior to initiating the emergency project. If immediate, specific actions, as defined in the California Code of Regulations, title 14, section 15269(c), are required by the Enrollee and prior notice to the State Water Board and the applicable Regional Water Board is not possible, then the Enrollee must contact the State Water Board and the applicable Regional Water Board within one (1) business day of the action. **As provided above, this notification must be followed within three (3) business days by electronic or written submission of all of the information in this NOI.**

PROPERTY OWNER
Name:
Phone Number:
Mailing Address:
City:
State:
ZIP Code:
Contact Person:
E-Mail:

PROSPECTIVE ENROLLEE (if different from owner)
Name:
Phone Number:
Mailing Address:
City:
State:
ZIP Code:
Contact Person:
E-Mail:

PROJECT SITE LOCATION
Project Name or Title:
Street (include address, if any):
Nearest Cross Street(s):
County:
Total size of project site (acres):
Photos Attached? (Yes/No)
Map Attached? (Yes/No)
Latitude/Longitude (Center of Discharge Area) in degrees/minutes/seconds (DMS) to the nearest ½ second OR decimal degrees (DD) to four decimals (0.0001 degree)
Latitude:
Longitude:

DISCHARGE INFORMATION	
Names of Receiving Water(s):	
Receiving Water Types:	
<input type="checkbox"/> Lake/Reservoir <input type="checkbox"/> Ocean/Estuary/Bay <input type="checkbox"/> River/Streambed <input type="checkbox"/> Riparian Area <input type="checkbox"/> Vernal Pool <input type="checkbox"/> Wetland	
Emergency Project Description:	
Proposed Solution to Emergency	
Erosion and Sediment Control Measures Proposed:	
Description of how Emergency Definition is Satisfied: (i.e., unexpected; potential loss of life or property)	

Which of these criteria does the project satisfy? (Check all that apply)

- Projects to maintain, repair, restore, demolish, or replace property or facilities damaged or destroyed as a result of a disaster in a disaster stricken area in which a state of emergency has been proclaimed by the Governor pursuant to the California Emergency Services Act, commencing with section 8550 of the Government Code.
- Emergency repairs to publicly or privately owned service facilities necessary to maintain service essential to the public health, safety, or welfare.
- Specific actions necessary to prevent or mitigate an emergency. This does not include long-term projects undertaken for the purpose of preventing or mitigating a situation that has a low probability of occurrence in the short-term.
- Projects undertaken, carried out, or approved by a public agency to maintain, repair, or restore an existing highway damaged by fire, flood, storm, earthquake, land subsidence, gradual earth movement, or landslide, provided that the project is within the existing right of way of that highway and is initiated within one year of the damage occurring. This does not apply to highways designated as official State scenic highways, nor any project undertaken, carried out, or approved by a public agency to expand or widen a highway damaged by fire, flood, storm, earthquake, land subsidence, gradual earth movement, or landslide.
- Seismic work on highways and bridges pursuant to section 180.2 of the Streets and Highways Code, section 180 et seq.

Fill and Excavation Discharges:

For each aquatic resource type listed below indicate in acres, cubic yards, and linear feet the actual discharge to waters of the state.

Temporary Fill/Excavation Impacts

Lake/Reservoir

Acres	
Cubic Yards	
Linear Feet	

Stream Channel

Acres	
Cubic Yards	
Linear Feet	

Ocean/Bay/Estuary

Acres	
Cubic Yards	
Linear Feet	

Vernal Pool

Acres	
Cubic Yards	
Linear Feet	

Riparian Zone

Acres	
Cubic Yards	
Linear Feet	

Wetland

Acres	
Cubic Yards	
Linear Feet	

Permanent Fill/Excavation Impacts

Lake/Reservoir

Acres	
Cubic Yards	
Linear Feet	

Stream Channel

Acres	
Cubic Yards	
Linear Feet	

Ocean/Bay/Estuary

Acres	
Cubic Yards	
Linear Feet	

Vernal Pool

Acres	
Cubic Yards	
Linear Feet	

Riparian Zone

Acres	
Cubic Yards	
Linear Feet	

Wetland

Acres	
Cubic Yards	
Linear Feet	

CERTIFICATION

“I certify under penalty of law that this document and all attachments were prepared under my direction and supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment. In addition, I certify that the provisions of this Certification and Corps Regional General Permit No. 5 will be complied with.”

Signature of Discharger	Title
Printed or Typed Name	Date