



Linda S. Adams  
Secretary for  
Environmental Protection

# State Water Resources Control Board

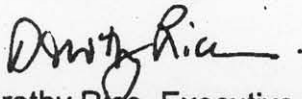
## Executive Office

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Arnold Schwarzenegger  
Governor

**TO:** Joyce Brenner, Chief  
Office of Environmental Engineering South  
California Department of Transportation, District 3  
703 B Street, P.O. Box 911  
Marysville, CA 95901-0911

**FROM:**   
Dorothy Rice, Executive Director  
**EXECUTIVE OFFICE**

**DATE:** August 1, 2007

**SUBJECT:** WATER QUALIFICATION CERTIFICATION: DECEMBER 17, 2001  
ORDER FOR INTERSTATE-80 REHABILITATION PROJECT  
(PROJECT) IN NEVADA COUNTY – AMENDMENT NO. 1, REGARDING  
PROJECT PHASE 1

This Amendment of the subject Clean Water Act (CWA) section 401 Water Quality Certification Order (Certification Order) responds to your proposed revision of impacts to waters of the state from East bound Post Mile (PM) 10.64 to PM 15.5 and West bound PM 9.1 to PM 15.5, the Phase 1 portion of the Project. This Amendment is necessitated by Project design modifications.

We would also like to take this opportunity to clarify the distinction between requirements for storm water and Certification Orders. Under CWA section 401, the Water Boards regulate both direct and indirect impacts of dredge and fill discharges, and such indirect impacts can involve storm water discharges. However, when storm water discharges are adequately regulated under the existing storm water permits, we will generally not also regulate those discharges through Certification Orders.

I hereby amend the December 17, 2001 Certification Order to reflect the design changes made to the Phase 1 portion of the Project as shown in the attachment and to delete storm water-related requirements that are already regulated under storm water permits.

I hereby issue an order certifying that any discharge consistent with the terms and conditions of this Certification Order Amendment referenced above will comply with the applicable provisions of sections 301 (Effluent Limitations); 302 (Water Quality Related Effluent Limitations); 303 (Water Quality Standards and Implementation Plans);

*California Environmental Protection Agency*

306 (National Standards of Performance); and 307 (Toxic and Pretreatment Effluent Standards) of the CWA; and with other applicable requirements of state law. This discharge is also regulated under State Water Board Order No. 2003-0017-DWQ "General Waste Discharge Requirements (GWDR) for Dredged or Fill Discharges That Have Received State Water Quality Certification" which requires compliance with all conditions of this Amendment. This GWDR can be accessed at:  
<http://www.waterboards.ca.gov/cwa401/index.html>.

If you have any questions, please contact Nancy Dagle at (916) 341-5483 ([ndagle@waterboards.ca.gov](mailto:ndagle@waterboards.ca.gov)). Please copy Robert Erlich, Lahontan Regional Water Quality Control Board, ([rerlich@waterboards.ca.gov](mailto:rerlich@waterboards.ca.gov)) on all correspondence.

Attachment

cc: Robert Erlich  
Lahontan Regional Water Quality Control Board  
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South Lake Tahoe, CA 96150

Carl Wilcox  
Department of Fish and Game, Region 3  
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Yountville, CA 94599

Wayne S. White  
U.S. Fish and Wildlife Service  
2493 Portola Road, Suite B  
Ventura, CA 93003

Dave Smith, Chief  
Wetlands Regulatory Office (WTR-8)  
U.S. Environmental Protection Agency, Region 9  
75 Hawthorne Street  
San Francisco, CA 94105

Thomas Cavanaugh  
Regulatory Branch, Sacramento District  
U.S. Army Corps of Engineers  
1325 J Street, Room 1480  
Sacramento, CA 95814