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JARED BLUMENFELD
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

July 6, 2021

Mark Medina
Gas Transmission Project Manager
Southern California Gas Company
9400 Oakdale Avenue, Mail Stop SC 9314
Chatsworth, CA 91311
(213) 244-3826
mmedina@socalgas.com

Subject: CLEAN WATER ACT SECTION 401 WATER QUALITY CERTIFICATION ORDER NO. WQ 2021-0025-DWQ AND NOTICE OF APPLICABILITY FOR ENROLLMENT UNDER STATE WATER BOARD GENERAL ORDER FOR THE NATIONWIDE PERMITS (ORDER NO. [WQ] 2020-0039-EXEC)

Dear Mark Medina,

Enclosed please find a Notice of Applicability (NOA) authorized by State Water Resources Control Board Deputy Director for the Division of Water Quality, Karen Mogus. This NOA is issued to Southern California Gas Company for the Line 8109 Erosion Repair Project (Project). State Water Board General Order No. [WQ] 2020-0039-EXEC is included as part of this NOA, and is available for download at [the State Water Board's Certification General Orders web page](https://www.waterboards.ca.gov/water_issues/programs/cwa401/generalorders.html#yr_2020) (https://www.waterboards.ca.gov/water_issues/programs/cwa401/generalorders.html#yr_2020). This order also serves as an individual Water Quality Certification under Clean Water Act Section 401.

The General Order and relevant attachments are also enclosed for your reference. You may proceed with your Project according to the terms and conditions of the enclosed NOA and General Order.

E. JOAQUIN ESQUIVEL, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

1001 I Street, Sacramento, CA 95814 | Mailing Address: P.O. Box 100, Sacramento, CA 95812-0100 | www.waterboards.ca.gov

If you require further assistance, please contact me by phone at (916) 327-8117 or by email at Alexander.Lopez@waterboards.ca.gov. You may also contact Beth Payne, Chief of the Wetlands Permitting and Planning Unit, by phone at (916) 341-5579, or by email at Elizabeth.Payne@waterboards.ca.gov.

Sincerely,

Alex Lopez, Environmental Scientist
Division of Water Quality

Enclosures (2): NOA for the Line 8109 Erosion Repair Project (Project)

Order No. [WQ] 2020-0039-EXEC, including: Attachment B – Reporting and Notification Requirements; Attachment D – Signatory Requirements; and Attachment E – List of Certified NWP's

cc: [Via email only] (w/ enclosure):

Wetlands Section, c/o Sahrye Cohen, Section Manager
Wetlands Regulatory Office (WTR-2)
U.S. Environmental Protection Agency, Region 9
R9cwa401@epa.gov

Antal Szijj, Team Lead
Regulatory Division, Los Angeles District (Ventura Field Office)
U.S. Army Corps of Engineers
Antal.J.Szijj@usace.army.mil

Ed Pert
Regional Manager
California Dept. of Fish and Wildlife, South Coast Region
Ed.Pert@wildlife.ca.gov

Karen Mogus, Deputy Director
Division of Water Quality
State Water Resources Control Board
Karen.Mogus@waterboards.ca.gov

CWA Section 401 WQC Program
Division of Water Quality
State Water Resources Control Board
Stateboard401@waterboards.ca.gov

Celine Gallon
Program Manager
Los Angeles Regional Water Quality Control Board
Celine.Gallon@waterboards.ca.gov



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CLEAN WATER ACT SECTION 401 WATER QUALITY CERTIFICATION ORDER NO. WQ 2021-0025-DWQ AND NOTICE OF APPLICABILITY FOR ENROLLMENT UNDER STATE WATER BOARD GENERAL ORDER FOR THE CORPS' NATIONWIDE PERMITS (ORDER NO. [WQ] 2020-0039-EXEC)

Effective Date: July 6, 2021

Program Type: Fill/Excavation

Project Type: Oil and Gas

Project: Line 8109 Erosion Repair Project
Regulatory Measure ID: 443193
WDID: SB21013IN

Applicant: Southern California Gas Company
Applicant Contact: Mark Medina
Gas Transmission Project Manager
9400 Oakdale Avenue, Mail Stop SC 9314
Chatsworth, CA 91311
Phone: (213) 244-3826
Email: mmedina@socalgas.com

State Water Board Staff: Alex Lopez
Environmental Scientist
1001 I Street
Sacramento, CA 95814
Phone: (916) 327-8117
Email: Alexander.Lopez@waterboards.ca.gov

State Water Board Contact Person:

For further assistance, please call State Water Resources Control Board (State Water Board) Staff listed above or (916) 341-5478 and ask to speak with the Wetlands Permitting and Planning Unit Supervisor.

This document serves as a Notice of Applicability (NOA) for enrollment under the State Water Board General Order for the Nationwide Permits (Order No. [WQ] 2020-0039-EXEC; SWRCB ID SB20031GN; hereafter referred to as the General Order) at the request of Southern California Gas Company (Applicant). The General Order can be accessed at [the Clean Water Act Section 401 - Certification and Wetlands Program, General Orders webpage](https://www.waterboards.ca.gov/water_issues/programs/cwa401/generalorders.html#yr_2020) (https://www.waterboards.ca.gov/water_issues/programs/cwa401/generalorders.html#yr_2020). On May 21, 2021, the State Water Board received a complete Notice of Intent (NOI) requesting authorization for the Applicant's Line 8109 Erosion Repair Project (Project). The Applicant submitted a certification request as defined by 40 CFR section 121.5 concurrently to the State Water Board and Corps on June 18, 2021. After reviewing the NOI, the State Water Board has determined that the Project meets General Order requirements for Nationwide Permit 12: Oil or Natural Gas Pipeline Activities.

This order also serves as an individual certification of the Corps Nationwide Permit 12 under the authority of Clean Water Act Section 401.

I. Project Description

As described in the Project NOI and supplemental information (hereafter referred to as the Application), which is incorporated herein by reference, the purpose of the Project is to examine and remediate a natural gas pipeline exposure that crosses through a creek in order to prevent future exposure due to erosion at the Project site.

II. Project Location

The Project is located adjacent to Cañada Larga Road, approximately 0.83 miles northeast of the intersection of California Highway 33 and Cañada Larga Road, in Ventura, Ventura County, California. The Project coordinates are 34°20'39.04" N, 119°16'42.15" W.

III. Receiving Waters Information

The Project is located within the jurisdiction of the Los Angeles Regional Water Quality Control Board. Receiving waters and groundwater potentially impacted by this Project are listed in Table 1. These waters are regulated in accordance with the applicable water quality control plan (Basin Plan) for the region and other plans and policies of the California Water Boards, which may be accessed online at [the State Water Boards' Plans and Policies webpage](http://www.waterboards.ca.gov/plans_policies/) (http://www.waterboards.ca.gov/plans_policies/).

Table 1: Receiving Water Information

Impact Site ID	Waterbody Name	Impacted Aquatic Resource Type	Water Board Hydrologic Units	Receiving Waters	Receiving Waters Beneficial Uses	303(d) Listing Pollutants
Feature 1	Cañada Larga Creek	Stream Channel	18070106 (Lower Ventura River)	Cañada Larga Creek	MUN, PROC, AGR, GWR, FRSH, WARM, COLD, WILD, MIGR, SPWN	Indicator Bacteria, Dissolved Oxygen, Total Dissolved Solids

IV. Direct Impacts to Waters of the State

Total Project fill/excavation quantities for all impacts are summarized in Table 2.

Table 2: Total Project Fill/Excavation Quantity to Stream Channels

Temporary Impact ¹	Permanent Impact - Physical Loss of Area	Permanent Impact - Degradation of Ecological Condition Only
0.014 acres 30 linear feet	0 acres 0 linear feet	0 acres 0 linear feet

V. Description of Indirect Impacts to Waters of the State

The State Water Board recognizes the potential for indirect impacts to waters of the state associated with the Project. Potential indirect adverse effects include but are not limited to: increased sediment loading to streams from riparian and/or upland areas used for access or staging areas, possibility of introducing invasive species into the Project areas, and changing timing of runoff delivery to streams in the Project area. The Project, as designed, will not have significant indirect impacts to waters of the state.

VI. Conditions

A. Scope of Authorization

- i. The Project may proceed only as described in the Application submitted to the State Water Board by the Applicant and in accordance with the conditions in State Water Board General Order No. [WQ] 2020-0039-EXEC and this NOA. This Certification and coverage under the General Order is no longer

¹ Includes only temporary direct impacts to waters of the state and does not include upland areas of temporary disturbance which could result in a discharge to waters of the state. Temporary impacts, by definition, are restored to pre-project conditions and therefore do not include a physical loss of area or degradation of ecological condition.

valid if the Project (as described) is modified. A copy of the General Order and its attachments can be found on the State Water Resources Control Board's [General Order Website](https://www.waterboards.ca.gov/water_issues/programs/cwa401/generalorders.html#yr_2020) (https://www.waterboards.ca.gov/water_issues/programs/cwa401/generalorders.html#yr_2020).

Compliance with 40 CFR § 121.7(d)(2) - This condition is necessary to assure that any discharge under this Order will comply with water quality requirements as described in the General Order. Water Code section 13264 prohibits any discharge that is not specifically authorized in an order. The conditions set forth in State Water Board Water Quality General Order No. [WQ] 2020-0039-EXEC are further justified in Attachment C of that General Order.

B. Standard Conditions (These conditions are also set forth in State Water Board General Order No. [WQ] 2020-0039-EXEC, in Section VI.A.1-A.3.)

- i. Every certification action is subject to modification or revocation upon administrative or judicial review, including review and amendment pursuant to Section 13330 of the Water Code and Article 6 (commencing with Section 3867) of this Chapter.
- ii. Certification is not intended and shall not be construed to apply to any activity involving a hydroelectric facility and requiring a FERC license or an amendment to a FERC license unless the pertinent certification application was filed pursuant to Subsection 3855(b) of this Chapter and that application specifically identified that a FERC license or amendment to a FERC license for a hydroelectric facility was being sought.
- iii. Certification is conditioned upon total payment of any fee required under this Chapter and owed by the applicant.

Compliance with 40 CFR § 121.7(d)(2) – Each standard condition in Section VI.B is necessary to assure that any discharge authorized under the general license or permit will comply with water quality requirements. Water quality requirements include state regulatory requirements for point source discharges into waters of the United States. California Code of Regulations, title 23, Chapter 28 sets forth regulations pertaining to water quality certifications for point source discharges to waters of the United States. These conditions were included to comply with section 3860, which sets forth conditions that must be included in all water quality certifications.

C. Mitigation for Temporary and Permanent Impacts

- i. All temporarily affected areas will be restored to pre-construction contours and conditions upon completion of construction activities in compliance with the General Order and according to the restoration plan submitted by the Applicant in the Application.

- ii. The Applicant has provided a letter of credit in favor of the State Water Board to provide security against a default in providing the required compensatory mitigation. By January 15, 2022, the Applicant shall submit a mitigation plan to the State Water Board in accordance with section VI.F.2.e.ii of the General Order. By June 1, 2022, the applicant shall submit proof of credit purchase in accordance with section VI.F.2.e.ii.3 of the General Order.
- iii. Total required Project compensatory mitigation information for permanent physical loss of area shall be greater than or equal to the Project's permanent impact totals listed in Table 2, above, in the form of mitigation bank or in-lieu fee credit purchases in quantities consistent with the mitigation ratios provided in section VI.F.2.e.ii.2 of the General Order.

Compliance with 40 CFR § 121.7(d)(2) – Mitigation is required to ensure compliance with Executive Order W-59-93 that requires no net loss of the structure or function of California's wetland resources.

VII. California Environmental Quality Act (CEQA)

The State Water Board has determined that the Project is exempt from review under the California Environmental Quality Act (CEQA) pursuant to California Code of Regulations, title 14, section 15301. Additionally, the State Water Board finds that no exceptions to the exemptions apply to the activities approved by this NOA.

VIII. Certification Fees

A fee payment of \$2066 was received by the State Water Board on May 4, 2021. 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 E - Low Impact Discharges (fee code 87).

IX. Public Notice

The State Water Board provided public notice of the Application pursuant to California Code of Regulations, title 23, section 3858 from May 5, 2021, to May 25, 2021. The State Water Board did not receive any comments during the comment period.

X. Water Quality Certification

I hereby issue this Notice of Applicability for the Line 8109 Erosion Repair Project, certifying that as long as all of the conditions listed in the General Order are met, any discharge from the referenced Project will comply with the applicable provisions of Clean Water Act sections 301 (Effluent Limitations), 302 (Water Quality Related Effluent Limitations), 303 (Water Quality Standards and Implementation Plans), 306 (National Standards of Performance), and 307 (Toxic and Pretreatment Effluent Standards).

As a water quality certification and enrollment under State Water Board General Order No. [WQ] 2020-0039-EXEC, this Certification and Notice of Applicability serve as waste discharge requirements pursuant to the Porter-Cologne Water Quality Control Act (Wat. Code, § 13000 et seq.). State Water Board Order No. [WQ] 2020-0039-EXEC serves as waste discharge requirements in accordance with State Water Board Water Quality General Order No. 2003-0017-DWQ. The State Water Board will file a Notice of Exemption (NOE) at the State Clearinghouse within five (5) working days of issuance of this NOA.

Except insofar as may be modified by any preceding conditions, all NOA actions are contingent on: (a) the discharge being limited and all proposed mitigation being completed in strict compliance with the conditions of the General Order and the attachments to the General Order; and, (b) compliance with all applicable requirements of Statewide Water Quality Control Plans and Policies, and the Regional Water Boards' Water Quality Control Plans and Policies.

Date

Karen Mogus  Digitally signed by Karen Mogus
Date: 2021.07.06 15:52:27 -07'00'

Karen Mogus, Deputy Director
Division of Water Quality