



California Regional Water Quality Control Board
North Coast Region
David M. Noren, Chairman



Matthew Rodriguez
Secretary for
Environmental Protection

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Edmund G. Brown Jr.
Governor

February 22, 2012

Mr. Ken Koss
TK Development LLC
6420 Via Del Cerrito
Rancho Murieta, CA 95683

Dear Mr. Koss:

Subject: Amendment to the Clean Water Act Section 401 Certification (Water Quality Certification) Order for the Sonoma Gardens Apartments Project, Sonoma County, California

File: Sonoma Gardens Apartments
WDID No. 1B11162WNSO

On January 30, 2012, Mr. Ken Koss, Agent for the project, submitted a Request for an Amendment to the existing Clean Water Act Section 401 Water Quality Certification (Order), issued on November 30, 2011, for the Sonoma Gardens Apartments Project. This Amendment request is based on a need to extend the date of acquisition of mitigation credits until March 31, 2013. This Amendment is needed because of a delay in funding for the project.

This Amendment authorizes the following condition that replaces Condition Number 4, on Page 2 of the Order:

Compensatory mitigation for impacts to 0.12 acres of wetlands will be through purchase of wetland creation credits at an approved mitigation bank. Additional compensatory mitigation for endangered plants and the California Tiger Salamander will be through purchase of appropriate credits at approved mitigation bank(s), by March 31, 2013. There shall be no ground disturbance at the project site until the receipts for the mitigation credits have been received and acknowledged by the Regional Water Board. The following types of mitigation credits and amounts will be purchased: Sonoma Sunshine, 0.36 acres; Sebastopol Meadowfoam, 0.24 acres; California Tiger Salamander, 3.18 acres; Wetland Creation, 0.12 acres.

California Environmental Protection Agency

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I hereby issue an amendment to the Clean Water Act Section 401 Certification Order for Sonoma Gardens Apartments Project (WDID No. 1B11162WNSO) certifying that the remainder of the Water Quality Certification section of the Order is still valid. If you have any questions or comments, please contact Stephen Bargsten of my staff at (707) 576-2653.

Sincerely,

Catherine Kuhlman
Executive Officer

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cc: Mr. Mike Kelley, Pacific West Communities, 555 Capital Mall, Suite 410,
Sacramento, CA 95814