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## North Coast Regional Water Quality Control Board

August 17, 2016

Federal Highway Administration  
Attn: Mr. James Herlyck  
12300 West Dakota Ave.  
Lakewood, CO 80228  
[James.Herlyck@dot.ca.gov](mailto:James.Herlyck@dot.ca.gov)

Dear Mr. Herlyck:

**Subject:** Amendment to the Federal Clean Water Act, Section 401, Water Quality Certification for the CA FLAP 36(13) California State Route 36 Improvement Project

**Files:** FHWA CA FLAP 36(13) California State Route 36 Improvement Project  
ECM PIN CW-808329, WDID No. 1B14102WNHU  
Caltrans EA No. 01-437301

On August, 8, 2016, we received your email requesting an amendment to the August, 5, 2016, Federal Clean Water Act, Section 401, Water Quality Certification (certification) for the FLAP 36(13) California State Route 36 Improvement Project (Project).

In response to your request, this letter serves as an amendment to Project-Specific Condition 6 of the certification. Project-Specific Condition 6 has been amended to allow tree clearing during the wet season. The certification is hereby amended as described below. Additions and deletions to the original certification are represented by underlined and strikethrough text, respectively:

### **Project-Specific Conditions:**

**Condition 6:** ~~Work within state waters shall occur only between June 15 and October 15. Any deviation from this timeframe restriction shall be subject to prior acceptance by Regional Water Board staff.~~ Work within jurisdictional waters during the wet season shall be limited to tree clearing. Tree clearing activities within jurisdictional waters, that disturb soil, shall take place from October 15 through February 15, or outside of the wet season. FHWA shall

implement a winterization strategy and will avoid direct and indirect impacts by administering BMPs that may include mulched tree slash, fiber bonded matrix material application, sediment wattles, silt fencing, inlet protection, slope drains, rolled erosion control mats, and check dams. The final selection of BMPs will be shown on the approved Stormwater Pollution Prevention Plan. Inspections and subsequent maintenance of the BMPs shall be conducted on a weekly basis.

I hereby issue an amendment to the project description in Condition 6 in the Project-Specific Conditions of the certification for the FLAP 36(13) California State Route 36 Improvement Project (WDID No. 1B14102WNHU) certifying that the remainder of the Water Quality Certification sections of the August, 5, 2016, Order are still valid.

If you have any questions or comments, please contact Brandon Stevens at (707) 576-2377 or at [Brandon.Stevens@waterboards.ca.gov](mailto:Brandon.Stevens@waterboards.ca.gov).

Sincerely,

Matthias St. John  
Executive Officer

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cc: State Water Resources Control Board, [Stateboard401@waterboards.ca.gov](mailto:Stateboard401@waterboards.ca.gov)