

July 17, 2014

**Public Notice for Water Quality Certification and/or Waste  
Discharge Requirements (Dredge/Fill Projects)**

**Renner Tide Gate Project  
WDID No. 1B14062WNHU**

**Humboldt County**

On July 1, 2014, the North Coast Regional Water Quality Control Board (Regional Water Board) received an application from MLRX2, LLC (Applicant), requesting Federal Clean Water Act, section 401, Water Quality Certification for activities associated with the Renner Tide Gate Project (Project). The proposed Project will cause disturbances to waters of the United States and the State associated with Humboldt Bay within the Eureka Plain Hydrologic Unit No. 110.00. The Project is located at 1200 Railroad Avenue, Eureka, Humboldt County, at latitude 40.796139°N, and longitude 124.185808°W. Permanent impacts to waters of the U.S. and State include approximately Six (6) square feet of tidal wetlands. Temporary impacts to waters of the U.S. and State include approximately 650 square feet of tidal wetlands.

The primary purpose of the Project is to improve the storm water outfall pipe leading from the storm water treatment skim box to Humboldt Bay. The proposed Project would include dewatering (as necessary) at the site of the outflow pipe for access, potholing to locate the buried pipe, maintenance of the existing (if present) or installation of a new tide gate if necessary. During construction no vegetation is proposed to be disturbed.

The proposed Project shall restore temporarily disturbed impacts to pre-project condition. The Project proposes to employ best management practices to prevent or reduce any discharges during and after construction.

The Project is planned to take place in summer and fall of 2014, with construction work planned to last approximately one (1) week.

The Applicant has applied for authorization from the United States Army Corps of Engineers for a Clean Water Act, section 404 permit. The Applicant has applied to the California Coastal Commission for project approval.

The North Coast Regional Water Quality Control Board, as a Responsible California Environmental Quality Act (CEQA) agency, has determined that the project qualifies for a Categorical Exemption, 15301 (d) Existing Facilities, and will file a Notice of Exemption with the State Clearinghouse concurrent with issuance of the 401 Water Quality Certification, pursuant to CEQA guidelines.

The information contained in this public notice is only a summary of the Applicant's proposed activities. The application for Water Quality Certification in the Regional Water Board's file contains additional details about the proposed Project including maps and photos. The application and Regional Water Board file are available for public review.

Regional Water Board staff are proposing to regulate this Project pursuant to Section 401 of the Clean Water Act (33 USC 1341) and/or Porter-Cologne Water Quality Control Act authority. In addition, staff will consider all comments submitted in writing and received at this office by mail during a 21-day comment period that begins on the first date of issuance of this letter and ends at 5:00 p.m. on the last day of the comment period. If you have any questions, please contact staff member Gil Falcone at (707) 576-2830 or Stephen Bargsten at (707) 576-2653 within 21 days of the posting of this notice.