



# California Regional Water Quality Control Board

## Santa Ana Region



Linda S. Adams  
Acting Secretary for  
Environmental Protection

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Edmund G. Brown, Jr.  
Governor

January 26, 2011

David A. Webb  
City of Newport Beach  
3300 Newport Blvd.  
Newport Beach, CA 92663-3884

AMENDMENT TO CLEAN WATER ACT SECTION 401 WATER QUALITY  
STANDARDS CERTIFICATION FOR THE MARINA PARK PROJECT, NEWPORT  
BEACH, COUNTY OF ORANGE, CALIFORNIA, DECEMBER 22, 2010 (SARWQCB  
PROJECT NO. 302010-40)

Dear Mr. Webb:

This is in response to a request by your consultant for this project, Kimberly Garvey of Moffatt and Nichols Engineers, to amend the subject Certification. The certification amendment was requested to recognize that the project includes the alternative of disposal of material dredged from the project site at LA3, a dredged material disposal site located in the Pacific ocean some 4.5 nautical miles offshore, and south of, Newport Beach. The disposal site is managed by the U.S. Army Corps of Engineers.

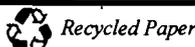
In response to this request, page 2 of the Certification is amended by the addition of the following to the discussion of management of dredged materials:

Dredged materials that do not meet the criteria for receiver (beach nourishment) sites may also be disposed of at the LA3 disposal site, an ocean dredged material disposal site located some 4.5 nautical miles offshore, and south of, Newport Beach, that is managed by the U.S. Army Corps of Engineers.

In addition, the following condition is amended to the Certification:

18. This certification is not intended to preclude or limit disposal of dredged material from the project at the LA3 disposal site, provided the material and its disposal complies with all applicable permit criteria established for use of the LA3 site, including monitoring, notification and reporting requirements. The project proponent must obtain prior approval for all discharges at the LA3 site from the USACE and other agencies with jurisdiction over the LA3 site. Provide the Regional Board with documentation of any such approval.

*California Environmental Protection Agency*



David A. Webb  
City of Newport Beach

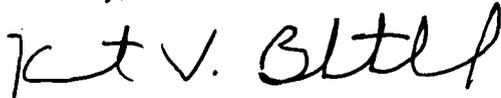
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January 26, 2011

This amendment applies only to the discussion and condition noted above. All other terms and conditions of the subject Certification remain in effect

If you have any questions, please contact Marc Brown at [mbrown@waterboards.ca.gov](mailto:mbrown@waterboards.ca.gov) or 951 321 4584 or Mark Adelson at [madelson@waterboards.ca.gov](mailto:madelson@waterboards.ca.gov) or 951 782 3234.

Sincerely,



Kurt V. Berchtold  
Executive Officer  
Santa Ana Regional Water Quality Control Board

cc: Moffatt & Nichol - Kimberly Garvey [kgarvey@moffattnichol.com](mailto:kgarvey@moffattnichol.com)