

**08/16/2022 BOARD MEETING – ITEM #4
CHANGE SHEET #1 (CIRCULATED 08/12/2022)**

This change sheet shows revisions to the July 26, 2022 versions of the proposed Clean Water Act Section 401 Water Quality Certification and Waste Discharge Requirements for Restoration Projects Statewide (Statewide Restoration General Order) and Supporting Program Environmental Impact Report. Additions are shown as underline and deletions are shown as ~~strikeout~~.

On page 11 of the Proposed Final Order Section XIII.D.5., delete the following text:

~~5. Certification is not intended and shall not be construed to apply to any activity involving an enforcement action.~~

On page 16 of the Proposed Final Order Section XIII.G.3.viii., change as follows:

viii. Water diversions, ~~except~~ Action to temporarily dewater the construction site of a restoration project or a water diversion that is part of a water conservation project as described in Section A.4.5 of Attachment A could, however, be authorized under this Order. Some water conservation projects would be covered; see Section 1.4.5, Water Conservation in Attachment A, for more information.

On page 16 of the Proposed Final Order Section XIII.G.3.ix., change as follows:

ix. ~~With the exception of storage projects to reduce low flow stream diversions (Section 1.4.5, Water Conservation in Attachment A) o~~Off-channel/side-channel habitat projects that require the installation of a flashboard dam, head gate, or other mechanical structures. However, eligible water conservation projects (Section A.4.5 in Attachment A) with these features may be authorized by the approving Water Board under this Order.

On page 18 of the Proposed Final Order Section XIII.I.1., change as follows:

1. The project proponent shall restore all areas of temporary impacts as described in the NOA and applicable ~~GPMs General Construction Measures~~, specifically GPM-15 GCM-15, provided in Attachment A. The project proponent shall provide annual monitoring reports, if required in the NOA, in accordance with Reporting and Notification Attachment D.

On page A-4 of the Proposed Final Order Attachment A, change the first paragraph as follows:

As described in the Order, all authorized projects must meet the definition of a restoration project as defined below and comply with all applicable water quality control plans and state policy for water quality control. A "restoration project" is defined as one that would result in a net increase in aquatic or riparian resource area, functions and/or services through implementation of the eligible project types, relevant general protection

measures, and consideration of design guidelines. The approving Water Board determines if a proposed project meets the definition of a restoration project and is eligible for authorization under this Order.

On page 1-1 of the Proposed Final Program Environmental Impact Report Chapter 1, change the Prologue paragraph as follows:

This document is the Consolidated Final Program Environmental Impact Report (Consolidated Final PEIR) for the State Water Resources Control Board (State Water Board) Order for Clean Water Act Section 401 Water Quality Certification and Waste Discharge Requirements for Restoration Projects Statewide (Order). The term “Consolidated” refers to the combining of the Draft PEIR and Final PEIR into a single document that incorporates changes and corrections and includes responses to comments (provided on the Draft PEIR) instead of developing a separate standalone Final PEIR. This organizational structure is intended to facilitate easier use of the document by maintaining all relevant text (Draft and Final) in continuous succession.

Replace the Proposed Consolidated Final Program Environmental Impact Report Appendix D with the following reference (on the appendix cover page):

National Marine Fisheries Service Programmatic Biological Opinions – Available at the National Oceanic and Atmospheric Administration Institutional Repository Home (<https://repository.library.noaa.gov/>) with Related Documents, including: Northern California (<https://repository.library.noaa.gov/view/noaa/41674>) and Central Valley (<https://repository.library.noaa.gov/view/noaa/26373>)