

---

## Central Valley Regional Water Quality Control Board

2 August 2018

Chris Tyler  
Terravest Capital Partners, Inc.  
3208 Wycliffe Drive  
Modesto, CA 95355

### ORDER AMENDING CLEAN WATER ACT SECTION 401 TECHNICALLY CONDITIONED WATER QUALITY CERTIFICATION; TERRAVEST CAPITAL PARTNERS, INC., FULLERTON RANCH PROJECT (WDID NO. 5A31CR00485A1), PLACER COUNTY

This Order responds to the 19 July 2018 request for an amendment of the Fullerton Ranch Project Section 401 Water Quality Certification (WDID No. 5A31CR00485). The original Water Quality Certification (Certification) was issued on 5 June 2018. The requested amendment is hereby approved. The original Certification is therefore amended as described below. Please attach this document to the original Certification.

#### AMENDMENT:

Terravest Capital Partners, Inc. is requesting a change to the required purchase of mitigation credits to match the mitigation credits required by the U.S. Army Corps of Engineers (USACE), Sacramento District. The USACE is requiring Terravest Capital Partners, Inc. to purchase 0.12 credits of seasonal wetland and 0.27 credits of vernal pool establishment at Toad Hill Ranch Mitigation Bank for the loss of 0.39 acres of waters of the United States. Section XIII.K.4 of the Certification is amended as shown in underline/strikeout format below:

#### 4. Total Required Compensatory Mitigation

- a. The Permittee is required to provide compensatory mitigation for the authorized impact to 0.12 acre(s) of wetlands by purchasing ~~0.40~~ 0.12 Wetlands Credits at a ~~United States Army Corps of Engineers approved mitigation bank within the Wetland Service Area~~ Toad Hill Ranch Mitigation Bank.
- b. The Permittee is required to provide compensatory mitigation for the authorized impact to 0.27 acre(s) of vernal pool by purchasing ~~0.30~~ 0.27 Vernal Pool Credits at a ~~United States Army Corps of Engineers approved mitigation bank within the Vernal Pool Service Area~~ Toad Hill Ranch Mitigation Bank.
- c. Total required Project compensatory mitigation information for permanent physical loss of area is summarized in Table 4.


<b>Table 4: Required Project Compensatory Mitigation Quantity for Permanent Physical Loss of Area</b>								
Aquatic Resource Type	Comp Mit. Type <sup>1</sup>	Units	Method <sup>2</sup>					
			Est.	Re-est.	Reh.	Enh.	Pres.	Unknown
Vernal Pool	MB	Acres	0.30 <u>0.27</u>					
Wetland	MB	Acres	0.40 <u>0.12</u>					

**CENTRAL VALLEY WATER BOARD CONTACT:**

Daniel Warner  
364 Knollcrest Drive, Suite 205  
Redding, CA 96002  
Daniel.warner@waterboards.ca.gov  
(530)224-4848

**WATER QUALITY CERTIFICATION:**

I hereby issue an Order amending the existing Clean Water Act, Section 401 Technically Conditioned Water Quality Certification for the Fullerton Ranch Project (WDID No. 5A31CR00485A1). All other conditions and provisions of the original Water Quality Certification and any previously approved amendments remain in full force and effect, except as modified based on the conditions of this Order. Failure to comply with the terms and conditions of the original Water Quality Certification, previously approved amendments, or of this Order may result in suspension or revocation of the Water Quality Certification.

  
Patrick Pulupa  
Executive Officer

DLW: db

<sup>1</sup> Compensatory mitigation type may be: In-Lieu-Fee (ILF); Mitigation Bank (MB); Permittee-Responsible (PR)

<sup>2</sup> Methods: establishment (Est.), reestablishment (Re-est.), rehabilitation (Reh.), enhancement (Enh.), preservation (Pres.). Unknown applies to advance credits with an unknown method and or location.

cc: U.S. Army Corps of Engineers, Sacramento  
California Department of Fish and Wildlife, Region 2, Rancho Cordova  
U.S. Fish and Wildlife Service, Sacramento  
Bill Jennings, CALSPA, Stockton  
Kyrsten Shields, Foothill Associates, Rocklin  
Peggy Lee, Foothill Associates, Rocklin

cc  
by email: Joe Morgan, U.S. EPA, Region 9, San Francisco  
Water Quality Certification Program, SWRCB, Sacramento