



Central Valley Regional Water Quality Control Board

24 November 2021

Mike Khammash
California Department of Transportation
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**ORDER AMENDING CLEAN WATER ACT SECTION 401 TECHNICALLY
CONDITIONED WATER QUALITY CERTIFICATION; CALIFORNIA DEPARTMENT
OF TRANSPORTATION, BLUE LAKES SAFETY PROJECT
(WDID#5A17CR00185A1), LAKE COUNTY**

This Order responds to the 3 November 2021 request for an amendment of the Blue Lakes Safety Project (Project) Section 401 Water Quality Certification (WDID#5A17CR00185). The original Water Quality Certification (Certification) was issued on 1 June 2021. The requested amendment is hereby approved. The original Certification is therefore amended as described below. Please attach this document to the original Certification.

AMENDMENT:

California Department of Transportation is requesting an amendment to change the compensatory mitigation type from in-lieu fee payment to mitigation bank credit purchase.

The Certification is amended as shown below:

Technical Condition 29. To mitigate for the loss of 0.01 acre of stream channel habitat, the Applicant shall purchase 0.01 mitigation credit from Siegler Valley Wetland Mitigation Bank, or mitigate as otherwise required by the United States Army Corps of Engineers for the impacted watershed prior to commencing construction. The Applicant shall provide evidence of all off-site compensatory mitigation to the Central Valley Water Board. Compensatory mitigation must comply with the effective policy, which ensures no overall net loss of wetlands for impacts to waters of the state, at the time of Certification.

Evidence of compliance with compensatory mitigation requirements includes providing a letter from the approved in-lieu fee recipient. The letter must: a) be on the in-lieu fee recipient's letterhead; b) be signed by an authorized representative of the mitigation bank; c) indicate the United States Army Corps

KARL E. LONGLEY SCD, P.E., CHAIR | PATRICK PULUPA, ESQ., EXECUTIVE OFFICER

of Engineers' SPK number; d) describe the Project name and location; and e) detail the type of bank credits purchased for the Project's impacts.

The Project Information Sheet has been amended as described below:

Compensatory Mitigation: To mitigate for the loss of 0.01 acre of stream channel habitat, the Applicant shall purchase 0.01 mitigation credit from Siegler Valley Wetland Mitigation Bank, or mitigate as otherwise required by the United States Army Corps of Engineers for the impacted watershed prior to commencing construction. The Applicant shall provide evidence of all off-site compensatory mitigation to the Central Valley Water Board. Compensatory mitigation must comply with the effective policy, which ensures no overall net loss of wetlands for impacts to waters of the state, at the time of Certification.

Evidence of this purchase shall be provided to the Central Valley Water Board prior to proceeding with the activity authorized by this Certification.

Table 2: Compensatory Mitigation for Permanent Physical Loss of Area by Method [Establishment (Est.), Rehabilitation (Reh.), Enhancement (Enh.), Unknown]

Aquatic Resource Type	Mitigation Type	Units	Est.	Reh.	Enh.	Unknown
Stream Chanel	Mitigation Bank	Acres				0.01

APPLICATION FEE RECEIVED:

No fee was required for this amendment.

CENTRAL VALLEY REGIONAL WATER QUALITY CONTROL BOARD CONTACT:

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WATER QUALITY CERTIFICATION:

I hereby issue an Order amending the existing Clean Water Act, Section 401 Technically Conditioned Water Quality Certification for the Blue Lakes Safety Project (WDID#5A17CR00185A1). 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.

Original Sighed By James Marshall for:

Patrick Pulupa
Executive Officer

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