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## Central Valley Regional Water Quality Control Board

14 August 2024

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**NOTICE OF APPLICABILITY FOR COVERAGE UNDER ORDER NO. 2004-0004-DWQ, STATEWIDE GENERAL WASTE DISCHARGE REQUIREMENTS FOR DREDGED OR FILL DISCHARGES TO WATERS DEEMED BY THE U.S. ARMY CORPS OF ENGINEERS TO BE OUTSIDE OF FEDERAL JURISDICTION, REPAIR EMBANKMENT AND DRAINAGE PROJECT (EA 04-3Y890), (WDID#5A28CR00049), NAPA COUNTY**

On 2 July 2024, the California Department of Transportation submitted a Notice of Intent (NOI) to enroll under and comply with State Water Resources Control Board (State Water Board) Order No. 2004-0004-DWQ, Statewide General Waste Discharge Requirements for Dredged or Fill Discharges to Waters Deemed by the United States Army Corps of Engineers to be Outside of Federal Jurisdiction.

The Central Valley Water Quality Control Board (Central Valley Water Board) has reviewed your enrollment materials and finds the Repair Embankment and Drainage Project (EA 04-3Y890) (Project) meets the requirements of, and is hereby enrolled under, Order No. 2004-0004-DWQ. You may proceed with your Project in accordance with the Order.

A copy of [Order 2004-0004-DWQ](https://www.waterboards.ca.gov/board_decisions/adopted_orders/water_quality/2004/wqo/wqo2004-0004.pdf) ([https://www.waterboards.ca.gov/board\\_decisions/adopted\\_orders/water\\_quality/2004/wqo/wqo2004-0004.pdf](https://www.waterboards.ca.gov/board_decisions/adopted_orders/water_quality/2004/wqo/wqo2004-0004.pdf)) can be found on the State Water Resources Control Board's Adopted Orders webpage and is enclosed.

Please familiarize yourself with the requirements of Order No. 2004-0004-DWQ. You are responsible for complying with all applicable Order requirements. Failure to comply with Order No. 2004-0004-DWQ constitutes a violation of the California Water Code and may result in enforcement action or termination of enrollment under the Order.

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MARK BRADFORD, CHAIR | PATRICK PULUPA, ESQ., EXECUTIVE OFFICER

**PROJECT DESCRIPTION:**

The 0.01-acre Project consists of removing and replacing an 81.9-foot portion of the culvert at PM 33.45 on State Route 128. A portion of the 36-inch corrugated steel pipe (CSP) culvert will be removed and replaced with a new segment in the 36-inch CSP culvert. The replaced portion will extend 5 feet upstream of the damaged portion of the pipe, or a minimum of 5 feet upstream of the proposed soldier pile wall. A tee section and RSP pad will be placed at the downstream end.

Project elements that affect aquatic resources include culvert replacement, as well as rock slope protection (RSP) installation. The Project will temporarily impact 0.008 acre/81.9 linear feet and permanently impact 0.0049 acre/18 linear feet of stream channel habitat. Temporarily impacted areas will be restored to pre-Project condition.

**PROJECT LOCATION:**

The Project is located on State Route 128 in Napa County. The approximate center of the Project area is located at latitude 38.506673° and longitude -122.111938°.

**PROJECT SCHEDULE:**

1 September 2024 through 15 October 2024.

**APPLICATION FEE RECEIVED:**

\$2,985.00 was received on 18 July 2024.

The fee amount was determined as required by California Code of Regulations, title 23, sections 3833(b)(3) and 2200(a)(3) and was calculated as category E - Low Impact Discharges (fee code 87) with the dredge and fill fee calculator.

**MITIGATION AND MINIMIZATION MEASURES:**

- BMPs for erosion, sediment, turbidity and pollutant control shall be implemented and in place at commencement of, during, and after any construction activities, or any other Project activities that could result in erosion, sediment, or other pollutant discharges to waters of the State.
- The BMPs shall be implemented in accordance with the Caltrans Construction Site Best Management Practice Manual and all contractors and subcontractors shall comply with the Construction Manual.
- BMPs for erosion and sediment control shall be utilized throughout all phases of construction, regardless of date, wherever sediment-laden runoff threatens to enter waters of the State. CT shall stage erosion and sediment control materials at the work site. All BMPs shall be installed properly and in accordance with the manufacturer's specifications.

You must implement the mitigation and minimization measures proposed in your Mitigation Plan.

**TERMINATION OF COVERAGE:**

Upon completion of the Project, you shall submit a complete Notice of Termination (NOT) requesting to be un-enrolled under Order No. 2004-0004-DWQ. Attachment 2 to the Order contains the NOT form.

If you have questions concerning this matter, please contact Olivia Ilsley by phone at (916) 464-4673 or by email at [Olivia.Ilsley@waterboards.ca.gov](mailto:Olivia.Ilsley@waterboards.ca.gov).

*Original Signed by Anne Walters for:*

Patrick Pulupa  
Executive Officer

Enclosure: State Water Resources Control Board Water Quality Order No.  
2004-0004-DWQ

Attachments: Figure 1

cc: [Via email only]

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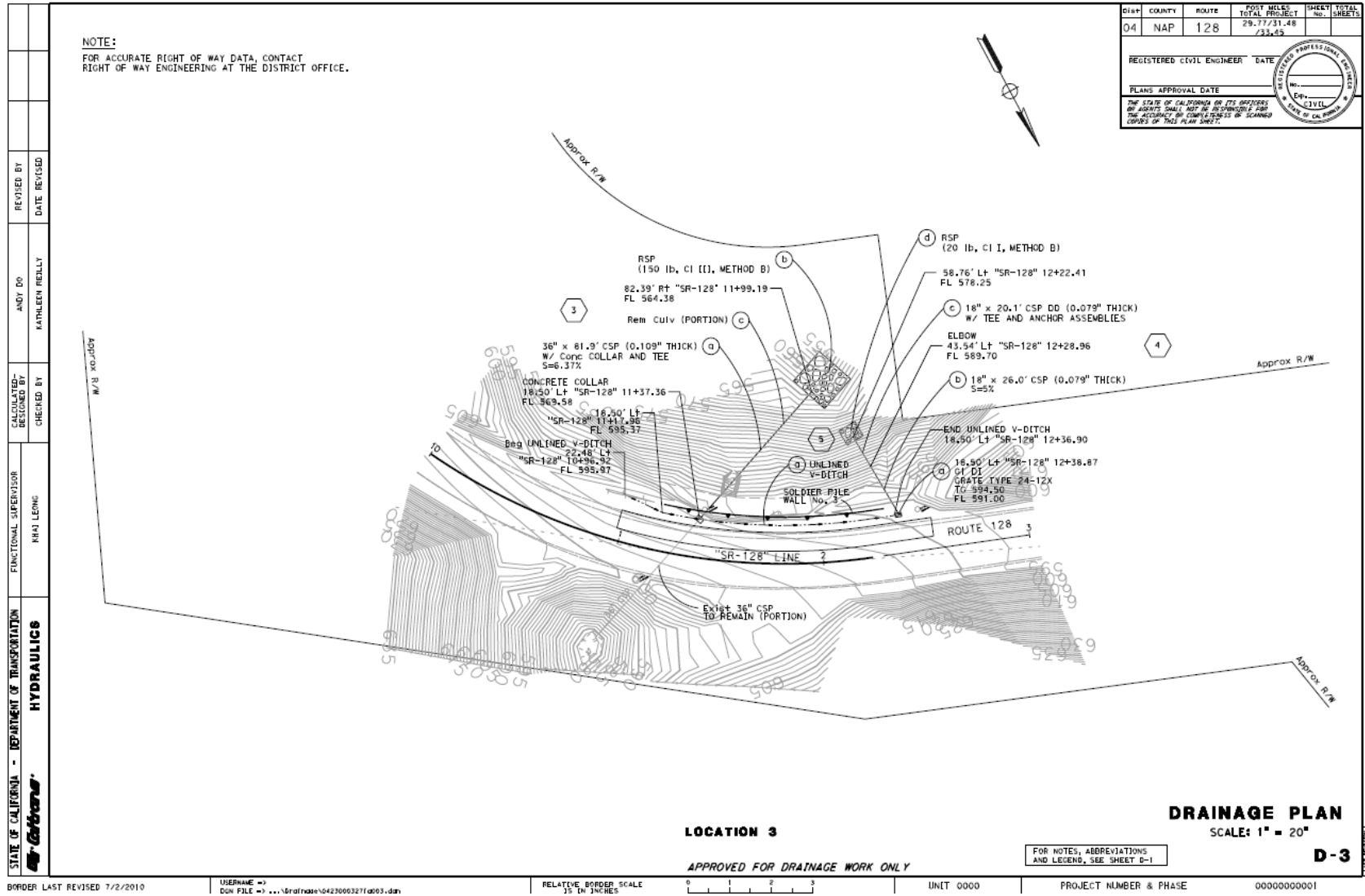


Figure 1: Drainage Plan