



Central Valley Regional Water Quality Control Board

11 March 2021

Steve Cheney
Union Pacific Railroad
1400 Douglas Street, Stop 0910
Omaha, NE 68179

NOTICE OF APPLICABILITY; GENERAL WATER QUALITY ORDER NO. 2004-0004-DWQ REQUIREMENTS FOR UNION PACIFIC RAILROAD, UPRR VALLEY SUBDIVISION MILE POST 122.74 BRIDGE REPLACEMENT PROJECT (WDID#5A31CR00542), PLACER COUNTY

On 4 August 2020, Union Pacific Railroad (Applicant) filed a notification requesting coverage under Water Quality Order No. 2004-0004-DWQ, Statewide General Waste Discharge Requirements for Dredged or Fill Discharges to Waters Deemed by the Army Corps of Engineers to be Outside of Federal Jurisdiction (General Order). After review of the notification and the supplemental material submitted by the Applicant, the Central Valley Regional Water Quality Control Board (Central Valley Water Board) has determined that the project qualifies for enrollment under this General Order. The proposed activity will temporarily impact 0.074 acre of waters of the state.

The Central Valley Water Board is enrolling this project under the Water Quality Order No. 2004-0004-DWQ, subject to the conditions and the notification requirements described in the General Order ("Discharge Requirements"). This Notice of Applicability is being issued under the General Order pursuant to § 3838 of the California Code of Regulations.

A copy of the General Order is enclosed. You can also find the General Order on the State Water Resources Control Board's website at:

http://www.waterboards.ca.gov/board_decisions/adopted_orders/water_quality/2004/wqo/wqo2004-0004.pdf

The project must proceed in accordance with the requirements contained in this Notice of Applicability and General Order. Coverage under the General Order is no longer valid if the project (as described) is modified.

PROJECT DESCRIPTION:

The UPRR Valley Subdivision Mile Post 122.74 Bridge Replacement Project consists of removing and replacing a small water course crossing. No dewatering will occur. Wet

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

concrete will not be placed within waters of the State. The Project will temporarily impact 0.074 acre of waters of the state.

COMPENSATORY MITIGATION

General Order 2004-0004, Section II. B.4, requires dischargers to submit a mitigation plan demonstrating that the discharger will sequentially avoid, minimize, and compensate for adverse impacts to affected water bodies' beneficial uses.

The Central Valley Water Board is not requesting compensatory mitigation for the UPRR Valley Subdivision Mile Post 122.74 Bridge Replacement Project because all impacts are temporary.

APPLICATION FEE RECEIVED:

Total fees of \$1,949.00 for the original Certification were submitted to the Central Valley Regional Water Quality Control Board as required by §3833(b)(3)(A) and by § 2200(a)(3) of the California Code of Regulations.

APPROXIMATE TIMEFRAME OF PROJECT IMPLEMENTATION:

15 April through 15 October

PROJECT LOCATION:

Latitude: 38.95562° and Longitude: -121.35670°

CALIFORNIA ENVIRONMENTAL QUALITY ACT:

The Central Valley Water Board has determined that the Project is exempt from review under CEQA pursuant to California Code of Regulations, Title 14, section 15061.

Specifically, the issuance of this Order and the activities described herein meet the exemption criteria under California Code of Regulations, Title 14, section(s) 15302.

Additionally, the Central Valley Water Board concludes that no California Code of Regulations, Title 14, section exceptions to the CEQA exemption apply to the activities approved by this Order.

The Central Valley Water Board will file a Notice of Exemption with the State Clearinghouse within five (5) working days from the issuance of this Order. (California Code of Regulations., Title 14, section 15062.)

If you have any questions regarding this Notice of Applicability, please contact Greg Hendricks, Environmental Scientist, at 916-464-4709 or greg.hendricks@waterboards.ca.gov

Original Signed By James Marshall for:

Patrick Pulupa
Executive Officer

Enclosures: State Water Resources Control Board Water Quality 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 (General WDRs)

Attachments: Figure 1 – Project Location Map
 Figure 2 – Project Site Map

cc: Distribution List, pg. 6

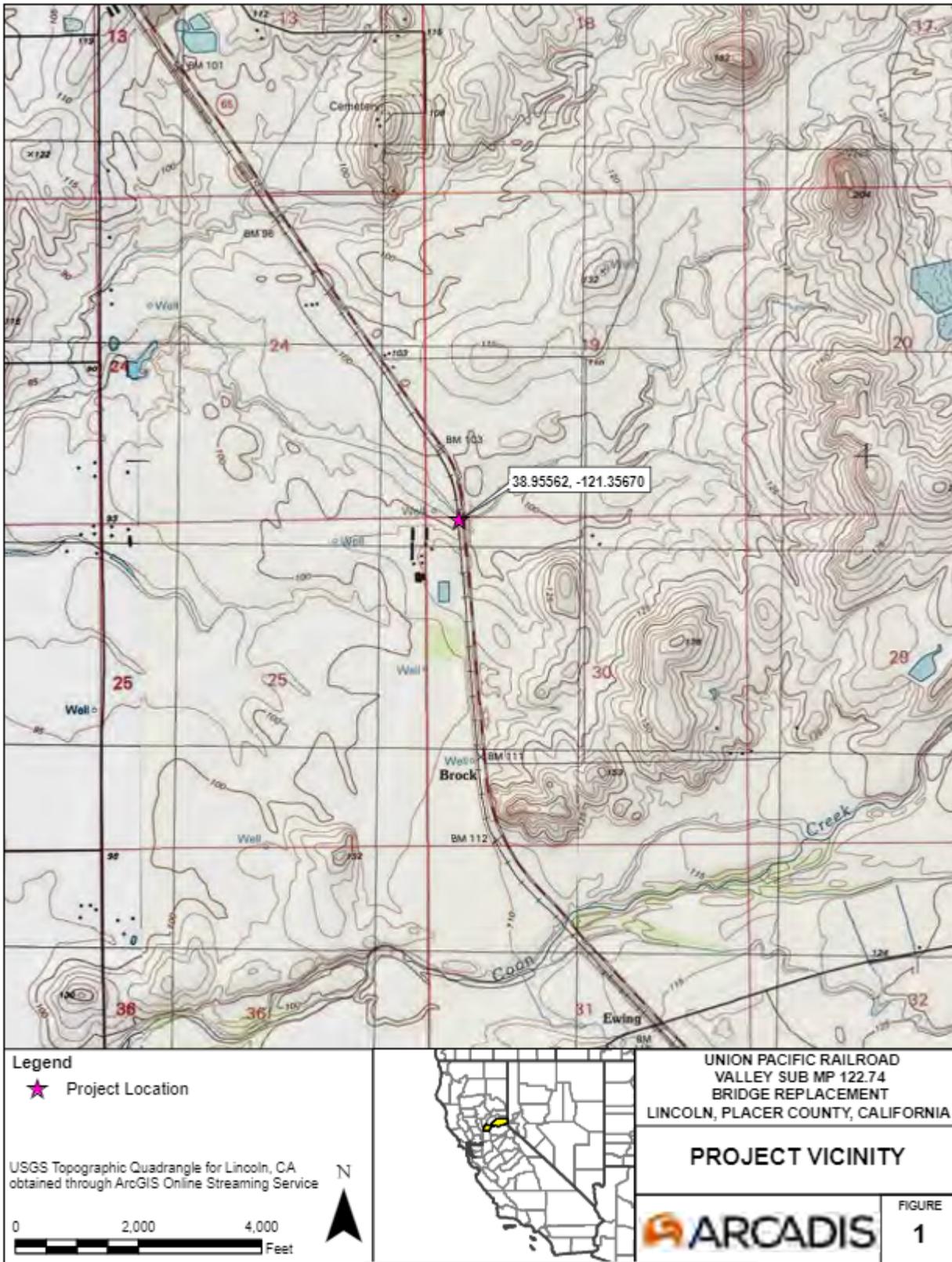


Figure 1 – Project Location Map

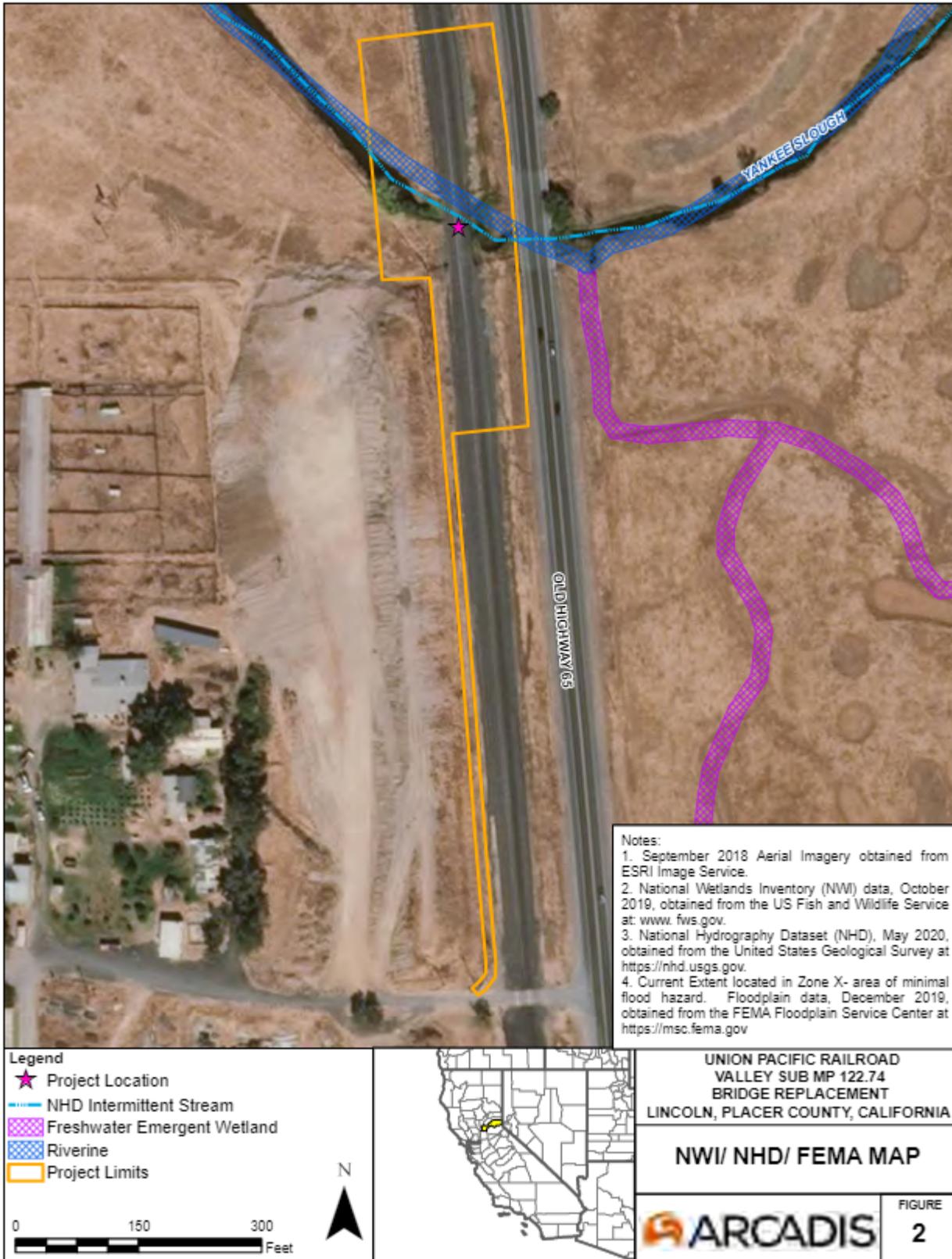


Figure 2 – Project Site Map

DISTRIBUTION LIST

[Via email only] (w/ enclosure):

United States Army Corps of Engineers
Sacramento District Headquarters
Regulatory Division
SPKRegulatoryMailbox@usace.army.mil

Sam Ziegler
United States Environmental Protection Agency
Ziegler.Sam@epa.gov

CWA Section 401 WQC Program
Division of Water Quality
State Water Resources Control Board
Stateboard401@waterboards.ca.gov

Stephanie Tadlock
Unit Supervisor
Central Valley Regional Water Quality Control Board, Sacramento Office.
Stephanie.Tadlock@waterboards.ca.gov

Sarah VonderOhe
Madrone Ecological Consulting, LLC
svonderohe@madroneeco.com

Bill Jennings
CA Sportfishing Protection Alliance
DeltaKeep@me.com