
Central Valley Regional Water Quality Control Board

26 July 2021

Jay Pawlek
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NOTICE OF APPLICABILITY FOR COVERAGE UNDER GENERAL ORDER NO. R5-2019-0023, WASTE DISCHARGE REQUIREMENTS AND CLEAN WATER ACT SECTION 401 WATER QUALITY CERTIFICATION OF THE SOUTH SACRAMENTO HABITAT CONSERVATION PLAN PROGRAMMATIC GENERAL PERMIT, WILDHAWK NORTH UNIT 9 PROJECT (WDID#5A34CR00759-011), SACRAMENTO COUNTY

On 27 May 2021, the Taylor Morrison of California, LLC (Permittee) submitted a Notice of Intent (NOI) to enroll under and comply with Central Valley Regional Water Quality Control Board (Central Valley Water Board) General Order R5-2019-0023, Waste Discharge Requirements and Clean Water Act Section 401 Water Quality Certification of the South Sacramento Habitat Conservation Plan Programmatic General Permit.

The Central Valley Water Board has reviewed your enrollment materials and finds the Wildhawk North 9 Project (Project) meets the requirements of, and is hereby enrolled under, General Order R5-2019-0023. You may proceed with your Project in accordance with the Order.

A copy of the General Order R5-2019-0023 can be found on the [Central Valley Water Board's Adopted Orders webpage](https://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/sacramento/r5-2019-0023.pdf) (https://www.waterboards.ca.gov/centralvalley/board_decisions/adopted_orders/sacramento/r5-2019-0023.pdf).

Please familiarize yourself with the requirements of General Order R5-2019-0023. You are responsible for complying with all applicable Order requirements. Failure to comply with General Order No. R5-2019-0023 constitutes a violation of the California Water Code and may result in enforcement action or termination of enrollment under the Order.

PROJECT DESCRIPTION:

The Project consists of placing clean soil into wetland and vernal pool habitat to grade the site in preparation for constructing 51 residential lots, a 1.4-acre park site, and a 2.8-acre open space area. The Project will permanently impact 0.148 acre of wetland

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

habitat (waters of the United States) and 0.06 acre of vernal pool habitat (waters of the state) by placing approximately 169 cubic yards of soil into wetland and vernal pool habitat in naturally dry conditions.

No dewatering will occur in the Project Area. No wet concrete will be placed into water of the United States or waters of the state.

PROJECT TYPE:

Residential

ADDITIONAL CONDITION

The Applicant shall obtain coverage under the National Pollutant Discharge Elimination System (NPDES) General Permit for Storm Water Discharges Associated with Construction and Land Disturbance Activities Order No. 2009-0009-DWQ, as amended for discharges to surface waters comprised of storm water associated with construction activity, including, but not limited to, demolition, clearing, grading, excavations, and other land disturbance activities of one or more acres, or where projects disturb less than one acre but are part of a larger common plan of development that in total disturbs one or more acres.

PROJECT LOCATION:

The Project is located approximately 1,310 feet west of Vineyard Road and 1,050 feet south of Gerber Road in the community of Elk Grove.

Section 9, Township 7N, Range 6 East, MDB&M

Latitude: 38.478219° N and Longitude: 121.322180° W

PROJECT SCHEDULE:

The Project is expected to begin construction by 1 August 2021 and end by 15 October 2023.

COMPENSATORY MITIGATION

A copy of the fully executed agreements for the purchase of mitigation credits shall be provided to the Central Valley Water Board prior to the initiation of in-water work.

The Permittee shall retain responsibility for providing the compensatory mitigation and long-term management until Central Valley Water Board staff has received documentation of the credit purchase and the transfer agreement between the Permittee and the seller of credits.

The Permittee shall purchase 0.208 acre of wetland credits from the South Sacramento In-Lieu Fee Program prior to the initiation of in-water work for the permanent impacts to 0.148 acre of wetland habitat and 0.06 acre of vernal pool habitat.

APPLICATION FEE RECEIVED:

An application fee of \$ 2,066.00 was received on 27 May 2021. The remaining application fee balance of \$1,801.00 was received on 8 July 2021.

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 A - Fill & Excavation Discharges (fee code 84) with the dredge and fill fee calculator.

PROJECT SPECIFIC AVOIDANCE AND MINIMIZATION MEASURES:

The Applicant shall implement the avoidance and minimization measures (AMMs) listed in the Section 4, Attachment E of the Central Valley Water Board South Sacramento Habitat Conservation Plan Programmatic General Permit Notice of Intent WDID #5A34CR00759-011 for the Wildhawk North Unit 9 Project dated 27 May 2021.

WATER QUALITY MONITORING:

No sampling is required for the permanent fill of 0.148 acre of wetland habitat and 0.06 acre of vernal pool habitat if work is performed during naturally dry conditions.

If you have any questions regarding this Notice of Applicability, please contact Angela Nguyen-Tan at (916)-464-0335 or Angela.Nguyen-Tan@waterboards.ca.gov

Original Signed By James Marshall for:

Patrick Pulupa
Executive Officer

Attachments: Figure 1 – Project Location Map
Figure 2 – Impacts to Waters of the State Map

cc: Distribution List, page 4

DISTRIBUTION LIST

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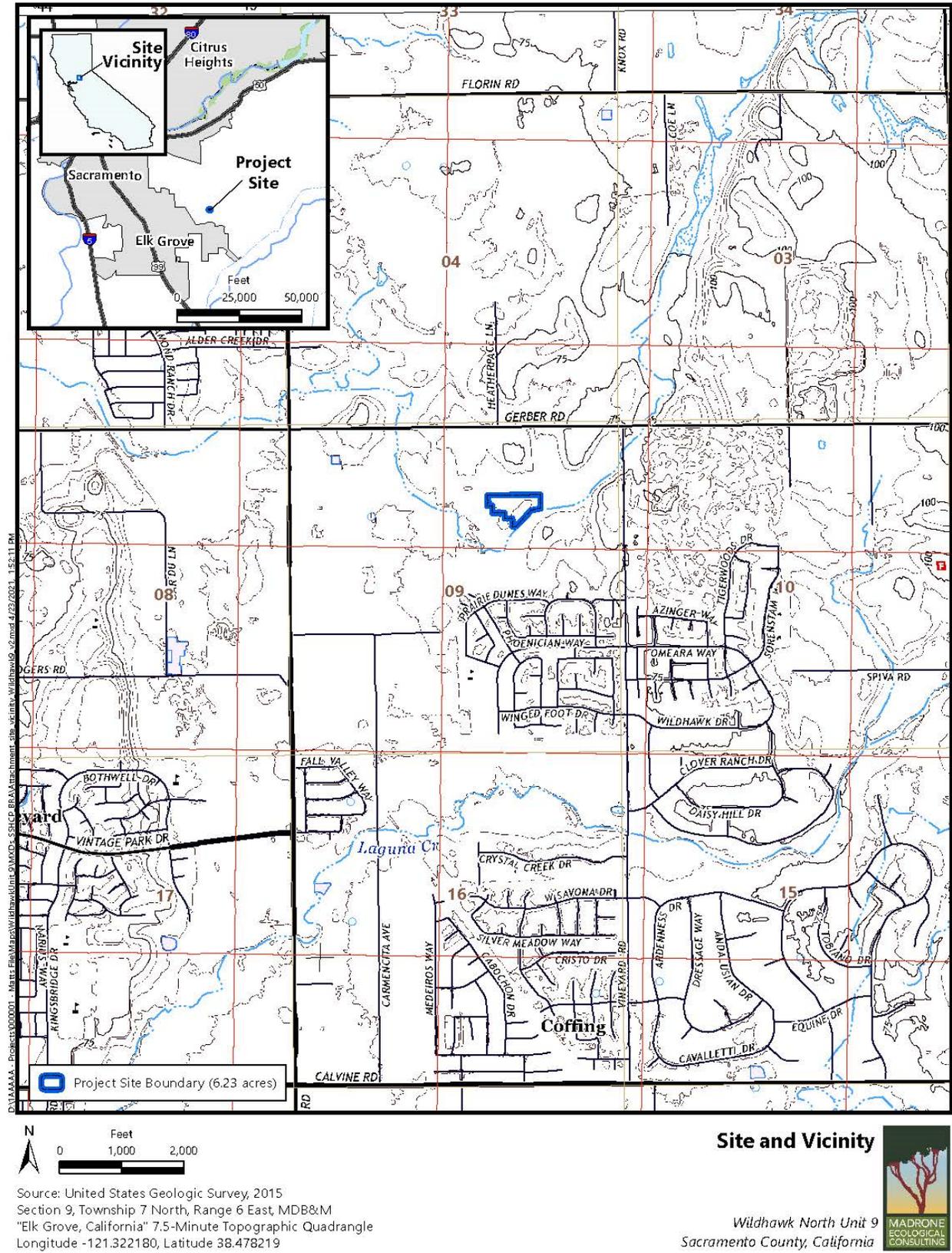
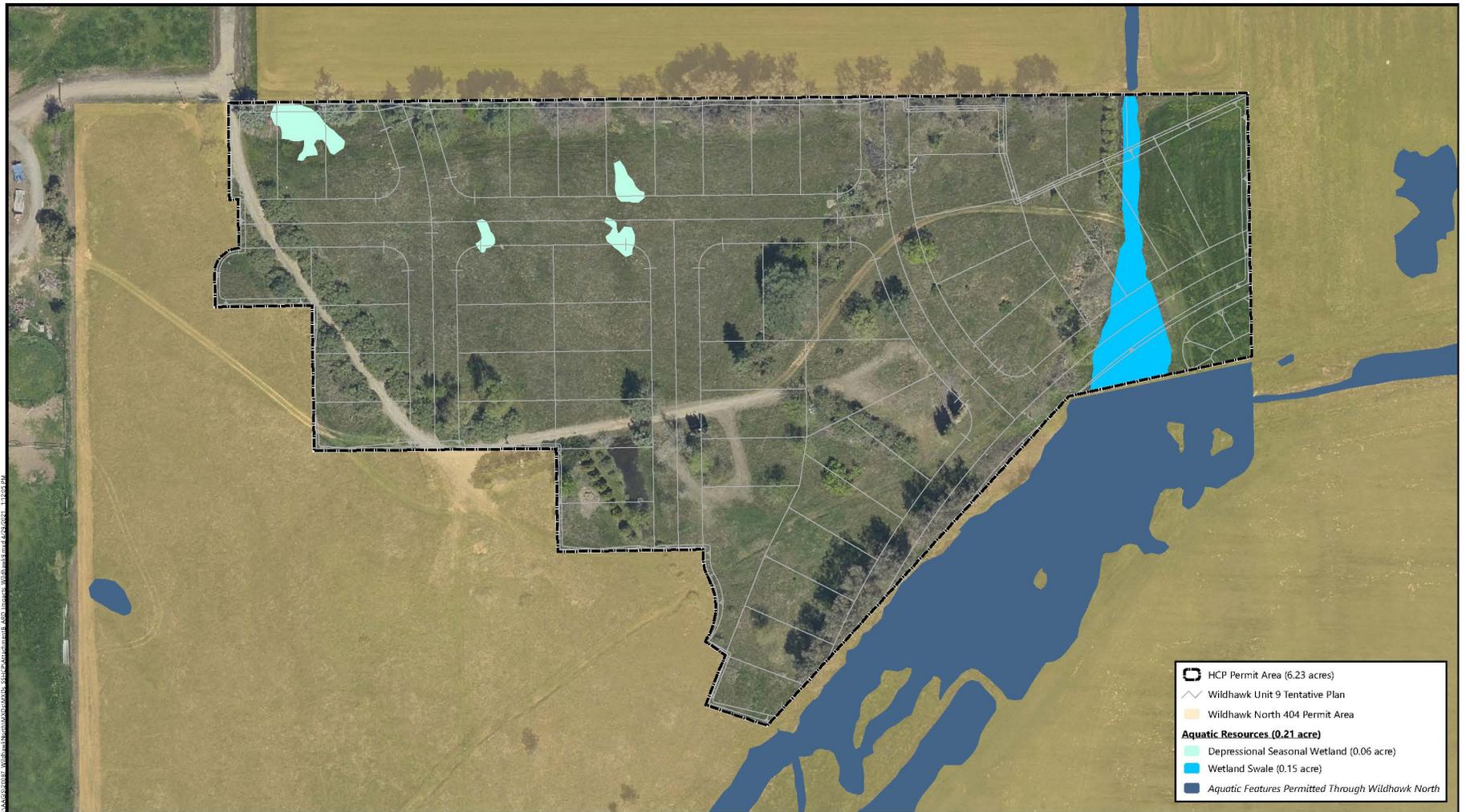


Figure 1—Project Location Map



Tentative Plan Source: Mackay and Soms
Aerial Source: Sac Regional GIS Coop, 26 March 2018

Aquatic Resources Impacts

Wildhawk North Unit 9
Sacramento County, California



Figure 2—Impacts to Waters of the State Map