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## Central Valley Regional Water Quality Control Board

11 September 2020

Rosemary Clark  
Sacramento Area Sewer District  
10060 Goethe Road  
Sacramento, CA 95827

**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 UNITED STATES ARMY CORPS OF ENGINEERS TO BE OUTSIDE OF FEDERAL JURISDICTION, CAPITOLA PUMP STATION REHABILITATION PROJECT (WDID#5A34CR00813), SACRAMENTO COUNTY**

On 9 June 2020, the Sacramento Area Sewer District (Enrollee) 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 Regional Water Quality Control Board (Central Valley Water Board) has reviewed your enrollment materials and finds the Capitola Pump Station Rehabilitation Project (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.

**PROJECT DESCRIPTION:**

The 0.17-acre Project consists of replacing a culvert in an unnamed tributary to the Lower American River to meet ephemeral flow volumes. The Project requires removing approximately 54 cubic yards of native soil, 1 cubic yard of concrete pad, and 50 linear feet of 24-inch corrugated metal culvert pipe from stream channel habitat to prepare the

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

area for constructing the new culvert structure. The new culvert structure installation involves placing approximately 36.3 cubic yards of clean fill, 13 cubic yards of cast-in-place concrete, 7 cubic yards of rock, 41 linear feet of 36-inch reinforced concrete pipe, and a trash rack will be placed into stream channel habitat. The Project will temporarily impact 0.013 acre/55 linear feet and permanently impact 0.009 acre/10 linear feet of stream channel habitat. Temporarily impacted areas will be restored to pre-Project condition.

No dewatering will occur within the Project area. Wet concrete will be placed into stream channel habitat during naturally dry conditions.

**PROJECT LOCATION:**

The Project is located latitude 38.640183°N and longitude -121.259671°W. Section 18, Township 09 North, Range 07 East.

**PROJECT SCHEDULE:**

January 1 – October 15

**APPLICATION FEE RECEIVED:**

\$1,949.00 was received on 23 March 2020. 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 A - Fill & Excavation Discharges (fee code 84) with the dredge and fill fee calculator.

**COMPENSATORY MITIGATION:**

No compensatory mitigation is requested for the permanent impact to 0.009 acre of waters of the state.

**MITIGATION AND MINIMIZATION MEASURES:**

To minimize the potential effects of construction on water quality and resources, the Enrollee shall implement all measures required as described in the Order. According to the Enrollee, the following measures will be in place during construction activities to avoid, reduce, and minimize impacts to waters of the state:

- The Project will be constructed within or adjacent to jurisdictional features during the dry period.
- Silt fencing and straw wattles will be installed and maintained to prevent soil and debris from falling into the channel.
- Erosion control shall be inspected and maintained until the project is complete--no plastic materials will be placed at the Project site.
- At the end of construction, the Project site will be hydroseeded with native grasses.
- The contractor will delineate the limits of construction and place fencing to limit temporary impacts.

The Enrollee shall implement the Environmental Mitigation Measures listed in the Capitola Pump Station Rehabilitation Project's Negative Declaration, incorporated herein by reference.

**CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA):**

On 26 August 2020, the County of Sacramento, as lead agency, approved a Negative Declaration (State Clearinghouse (SCH) No. 2020049009) for the Project and filed a Notice of Determination at the SCH on 31 August 2020.

**TERMINATION OF COVERAGE:**

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

If you have questions concerning this matter, please contact Jordan Hensley by phone at (916) 464-4812 or by email at [Jordan.Hensley@waterboards.ca.gov](mailto:Jordan.Hensley@waterboards.ca.gov).

*Original Signed By James Marshall for:*

Patrick Pulupa  
Executive Officer

Attachment: Figure 1 – Project Location Map

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

cc: [Via email only]

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Figure 1 – Project Location Map