



Central Valley Regional Water Quality Control Board

23 September 2022

Samuel Grimm
City of Elk Grove
8491 Laguna Palms Way
Elk Grove, CA 95758

ORDER AMENDING CLEAN WATER ACT SECTION 401 TECHNICALLY CONDITIONED WATER QUALITY CERTIFICATION; CITY OF ELK GROVE SOUTHEAST INDUSTRIAL AREA STORM DRAIN PROJECT (WDID#5A34CR00846A1), SACRAMENTO COUNTY

This Order responds to the 11 August 2022 request for an amendment of the Southeast Industrial Storm Drain Project (Project) Section 401 Water Quality Certification (WDID#5 A34CR00846). The original Water Quality Certification (Certification) was issued on 14 June 2022. The requested amendment is hereby approved. The original Certification is therefore amended as described below. Please attach this document to the original Certification.

AMENDMENT:

The City of Elk Grove is requesting an amendment for change in Project impacts to waters of the state and change in the compensatory mitigation requirements.

The Certification is amended as shown below:

Description of Direct Impacts to Waters of the State

Temporary impacts will result from the excavation of the pond area to accommodate the stormwater facilities. Permanent impacts to wetland habitat will result from the installation of the new storm drain outfall and placement of rock slope protection.

Permanent impacts are categorized as those resulting in a physical loss in area and also those degrading ecological condition.

Table 1: Total Project Fill/Excavation Quantity for Temporary Impacts

Aquatic Resources Type	Acres	Cubic Yards	Linear Feet
Wetland	1.78		

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

Table 2: Total Project Fill/Excavation Quantity for Permanent Impacts

Aquatic Resources Type	Acres	Cubic Yards	Linear Feet
Wetland	0.016	23	45

X. Compensatory Mitigation

No compensatory mitigation was required for permanent impacts because the Project will not result in a net loss of wetland habitat. Approximately 1.72 acres of excavation within the wetland to accommodate stormwater facilities will remove dense vegetative cover from the pond and provide a mix of open-water aquatic habitat for special status species such as giant gartersnake and western pond turtle.

K. Compensatory Mitigation for Permanent Impacts: NOT APPLICABLE

L. Ecological Restoration and Enhancement

The quantity of waters of the state permanently gained by the Project is shown in Table 4.

Table 4: Total Ecological Restoration and Enhancement Quantity

Aquatic Resource Type	Restoration Type	Units	Est.	Re-est.	Reh.	Enh.	Pres.	Unknown
Wetland	Permittee-Responsible	Acres	1.72					

APPLICATION FEE RECEIVED:

An amendment fee of \$2,417.00 was received on 6 September 2022. The fee amount was determined as required by California Code of Regulations, title 23, sections 3383(b)(3) and 2200(a)(3), as was calculated as category A - Fill & Excavation Discharges (fee code 84) and Category G Amended Orders with the dredge and fill fee calculator.

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PUBLIC NOTICE:

The Central Valley Water Board provided public notice of the application pursuant to California Code of Regulations, title 23, section 3858 from 12 August 2022 to 2 September 2022. The Central Valley Water Board did not receive any comments during the comment period.

WATER QUALITY CERTIFICATION:

I hereby issue an Order amending the existing Clean Water Act, Section 401 Technically Conditioned Water Quality Certification for the Southeast Industrial Storm Drain Project (WDID# 5A34CR00846A1). 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 Signed by Adam Laputz for:
Patrick Pulupa
Executive Officer

Enclosure: Project Information

Attachment: Figure 1 – Revised Project Impacts Map

cc: [Via email only] (w/enclosure)

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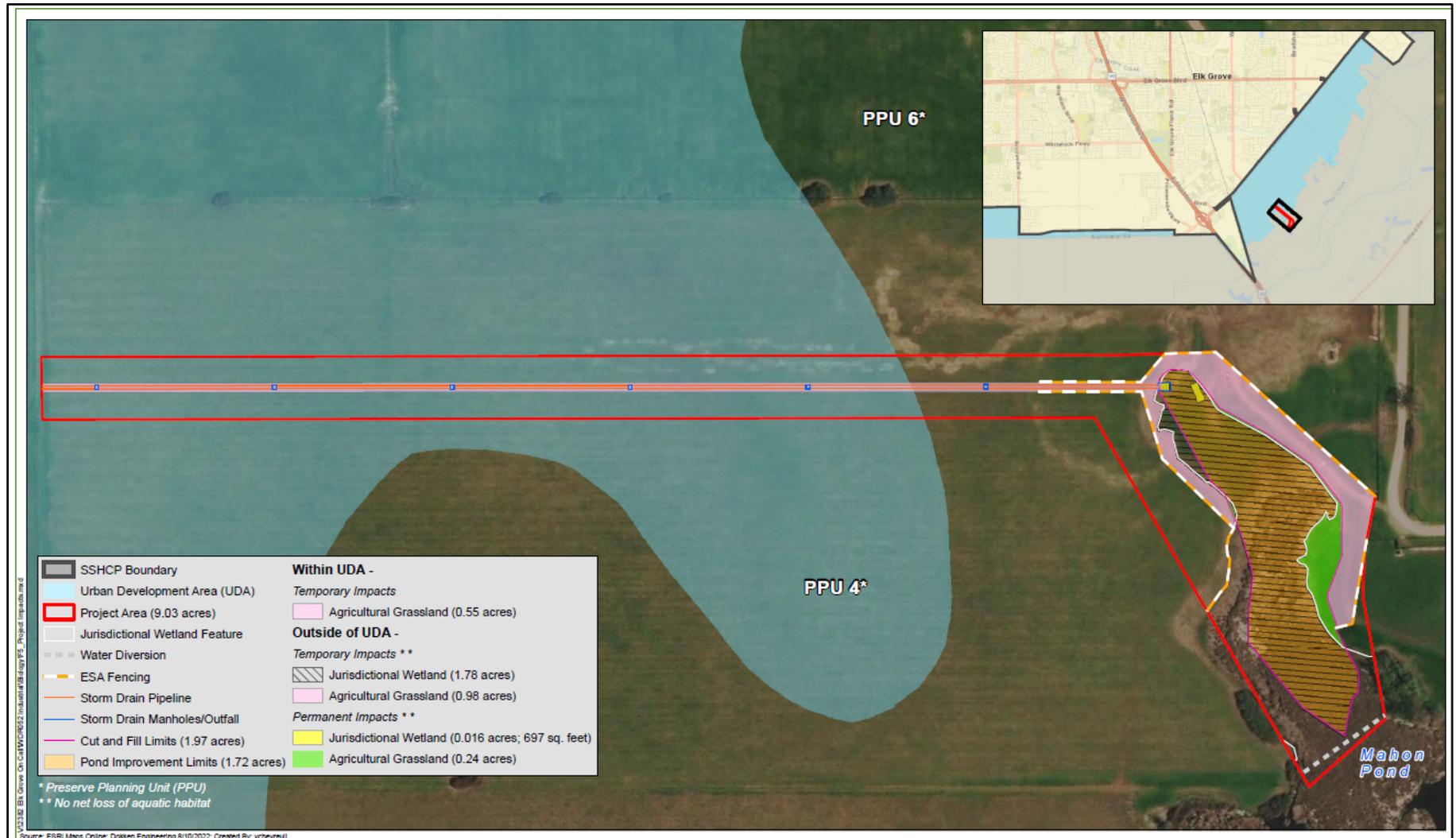


Figure 2: Updated Project Impacts Map