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## Central Valley Regional Water Quality Control Board

10 February 2022

Mr. Sarb Johl  
Reclamation District 10  
9274 Highway 70  
Marysville, CA 95901

**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, RECLAMATION 10 ELEVATED TOE ACCESS CORRIDOR PROJECT (WDID#5A58CR00174), YUBA COUNTY**

On 19 June 2020, the Reclamation District 10 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) staff has reviewed your enrollment materials and determined the Reclamation 10 Elevated Toe Access Corridor 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.

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DENISE KADARA, ACTING CHAIR | PATRICK PULUPA, EXECUTIVE OFFICER

**PROJECT DESCRIPTION:**

The 25-acre Project consists of placing fill to prepare the site for future road construction. The Project will permanently impact 0.0069 acre/75.5 linear feet of streambed habitat. Temporarily impacted areas will be restored to pre-Project condition.

**PROJECT LOCATION:**

The approximate center of the Project area is located at latitude 39.1807° and longitude -121.6097°.

**PROJECT SCHEDULE:**

April 15 through October 15, or as otherwise required by the California Department of Fish and Wildlife.

**APPLICATION FEE RECEIVED:**

\$1,949.00 was received on 2 July 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).

**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 Greg Hendricks by phone at (916) 464-4709 or by email at [Greg.Hendricks@waterboards.ca.gov](mailto:Greg.Hendricks@waterboards.ca.gov).

Original Signed by James Marshall (for)  
Patrick Pulupa  
Executive Officer

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

cc: [Via email only]

## **Distribution List**

Department of Fish and Wildlife, Region 2

[R2LSA@wildlife.ca.gov](mailto:R2LSA@wildlife.ca.gov)

United States Environmental Protection Agency

[r9cwa401@epa.gov](mailto:r9cwa401@epa.gov)

CWA Section 401 WQC Program

State Water Resources Control Board

[Stateboard401@waterboards.ca.gov](mailto:Stateboard401@waterboards.ca.gov)

Bill Jennings

CA Sportfishing Protection Alliance

[DeltaKeep@me.com](mailto:DeltaKeep@me.com)

Sarah Norris

GEI Consultants

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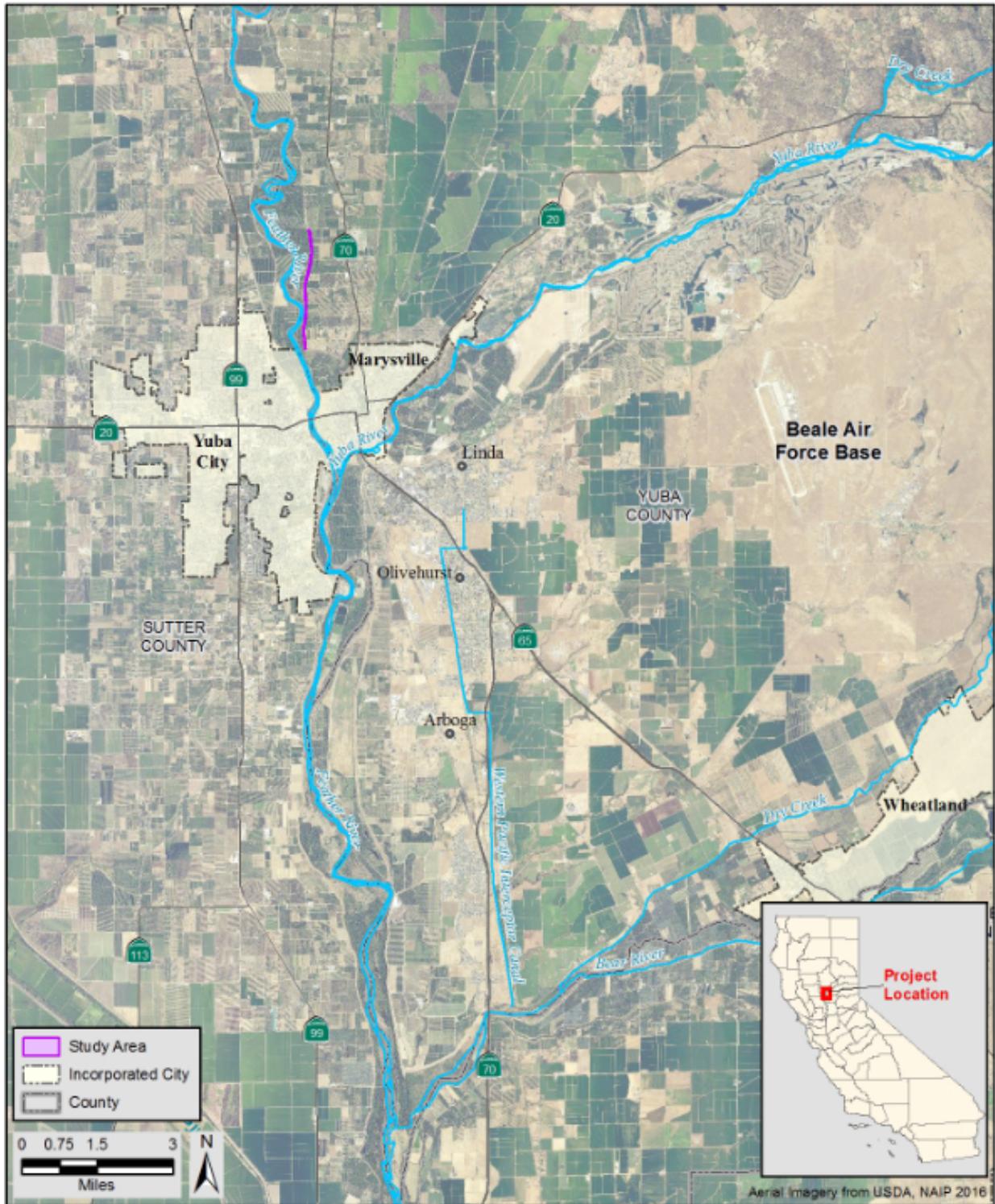


Figure 1 – Project Location Map

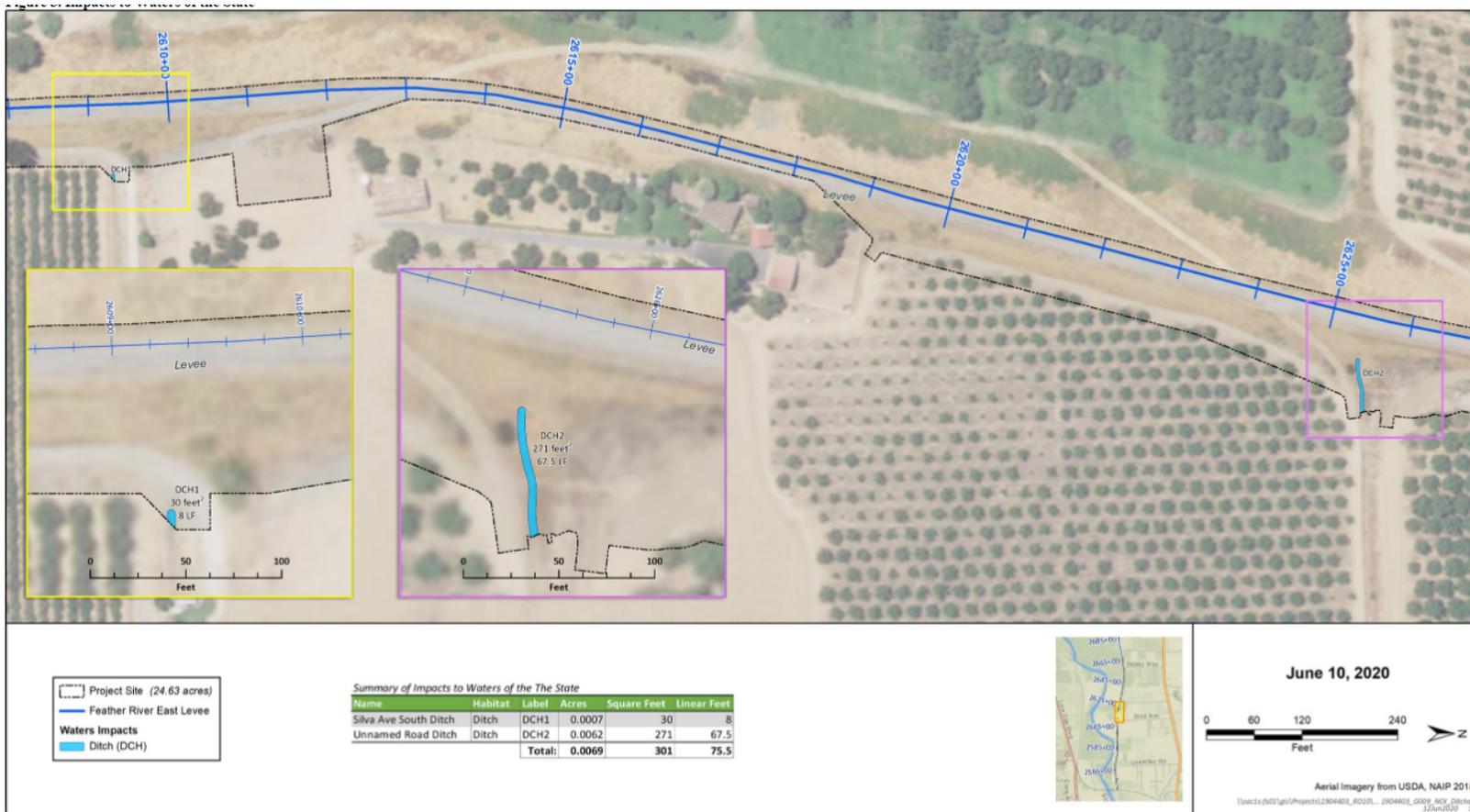


Figure 2 – Project Site Map