



## Central Valley Regional Water Quality Control Board

6 October 2020

Les Hock  
RB Riverview, LLC  
10630 Mather Blvd.  
Mather, CA 95655

### **ORDER AMENDING CLEAN WATER ACT SECTION 401 TECHNICALLY CONDITIONED WATER QUALITY CERTIFICATION RB RIVERVIEW, LLC, RIVERVIEW PROJECT (WDID#5B34CR00041A1), SACRAMENTO COUNTY**

This Order responds to the 18 February 2020 request for an amendment of the Riverview Project (Project) Section 401 Water Quality Certification (WDID#5B34CR00041A1). The original Water Quality Certification (Certification) was issued on 11 March 2011. The requested amendment is hereby approved. The original Certification is therefore amended as described below. Please attach this document to the original Certification.

#### **AMENDMENT:**

RB Riverview, LLC is requesting an amendment to the existing 401 Water Quality Certification. The amendment requests administrative corrections to the Permittee to reflect a change in ownership, changes to the project description, update to the acreage of waters of the U.S. identified on the site, modification of the acreage of waters of the U.S./State impacted, and update to the proposed mitigation acreage.

The Certification is amended to reflect the change in ownership from Jim Galovan with PPCP CSGF RB Portfolio, LLC to Les Hock with RB Riverview, LLC. RB Riverview, LLC. has accepted responsibility to implement the Certification’s requirements and the responsibility for compliance with any long-term Best Management Practices maintenance plan requirements.

The Certification is amended as shown below:

[...]

### **PROJECT INFORMATION**

[...]

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

**Applicant:** Les Hock  
RB Riverview, LLC  
10630 Mather Blvd.  
Mather, CA 95655

**Applicant Representatives:** Matt Hirkala  
Madrone Ecological Consulting, LLC  
8421 Auburn Blvd, Suite 248  
Citrus Heights, CA 95610

[...]

**Receiving Water(s) (hydrologic unit):** Unnamed intermittent tributary to the Cosumnes River, vernal pool, and seasonal wetlands, San Joaquin Hydrologic Basin, North Valley Floor Hydrologic Unit #531.11, Herald HAS

[...]

**Project Description (purpose/goal):** The Riverview Project site is an approximately 49-acre parcel north of Highway 16 and south of the Cosumnes River. The project site is an undeveloped parcel bordered by residential development/golf course on the east, west and south sides, and by the Cosumnes River to the north.

The proposed project includes mass grading to prepare the ground for construction of 140 residential lots, two culverted road crossings on an unnamed intermittent tributary to Cosumnes River, and construction of and a water quality detention basin. The project will also involve the construction of internal streets that will connect to the existing Reynosa Drive to the west and the Murieta South Parkway to the east.

*Culverted Road Crossings A and B.* The culverts will be installed within the intermittent stream channel for a new road within the project area. The culverts will permanently impact 0.357 acre of riparian wetland habitat (waters of the United States).

*Grading and Fill.* The project will grade portions of the project site to prepare the ground for construction of roads, residences and other infrastructure. The grading will permanently impact 0.030 of stream channel habitat (waters of the United States).

The Project will permanently impact approximately 0.068 acre of seasonal wetland, 0.009 acre of ephemeral drainage ditch, 0.021 acre of intermittent drainage ditch, and 0.357 acre of intermittent drainage with adjacent riparian wetland (waters of the United States).

[...]

**Proposed Mitigation to Address Concerns:** RB Riverview, LLC will implement Best Management Practices (BMPs) to control sedimentation and erosion. All temporary affected areas will be restored to pre-construction contours and conditions upon

completion of construction activities. RB Riverview, LLC will conduct turbidity and settleable matter testing during in-water work, stopping work if the Basin Plan criteria are exceeded or are observed.

[...]

**Fill/Excavation Area:**

Approximately 2,204 cubic yards of clean fill will be placed in approximately 0.455 acre of waters of the United States.

**Table 1: Total Project Dredge Permanent Physical Loss of Area Impact Quantity**

<b>Aquatic Resource Type</b>	<b>Acres</b>	<b>Cubic Yards</b>	<b>Linear Feet</b>
Riparian	0.357	1728	
Stream Channel	0.030	146	
Wetland	0.068	330	

[...]

**Department of Fish and Wildlife Lake or Streambed Alteration Agreement:**

1600-2020-054-R2

[...]

**Compensatory Mitigation:** RB Riverview, LLC will purchase 0.46 acre of Floodplain Mosaic Habitat credits from the Cosumnes Floodplain Mitigation Bank (1:1 ratio) in order to ensure that the Project does not result in a net loss of waters of the United States. The Floodplain Mosaic Habitat credit type includes several habitat types including seasonal wetland, riparian woodland, and perennial emergent marsh, and would provide in-kind replacement of the habitat types impacted by the Project.

**Table 2: Compensatory Mitigation for Permanent Physical Loss of Area by**

[Establishment (Est.), Re-establishment (Re-est.), Rehabilitation (Reh.), Enhancement (Enh.), Preservation (Pres.), Unknown]

<b>Aquatic Resource Type</b>	<b>Mitigation Type</b>	<b>Units</b>	<b>Est.</b>	<b>Re-est.</b>	<b>Reh.</b>	<b>Enh.</b>	<b>Pres.</b>	<b>Unknown</b>
Floodplain Mosaic	MB	Acres						0.46

[...]

**APPLICATION FEE RECEIVED:**

Total fees of \$4,632.00 for the original Certification were received on 21 September 2020. A check in the amount of \$4169.00 was received for remaining Dredge and Fill fees required by this amendment. 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) with the dredge and fill fee calculator.

**CENTRAL VALLEY REGIONAL WATER QUALITY CONTROL BOARD CONTACT:**

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(916) 464-0335

**PUBLIC NOTICE:**

The Central Valley Water Board provided public notice of the application pursuant to California Code of Regulations, title 23, section 3858 from 21 February 2020 to 13 March 2020. 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 Riverview Project (WDID#5B34CR00041A1). 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 James Marshall for:*

Patrick Pulupa  
Executive Officer

Attachment: Figure 1 – Project Location Map  
Figure 2—Impacts to Waters of the United States

cc: [Via email only]

Peck Ha (SPK-2004-00633)  
United States Army Corps of Engineers  
Sacramento District Office  
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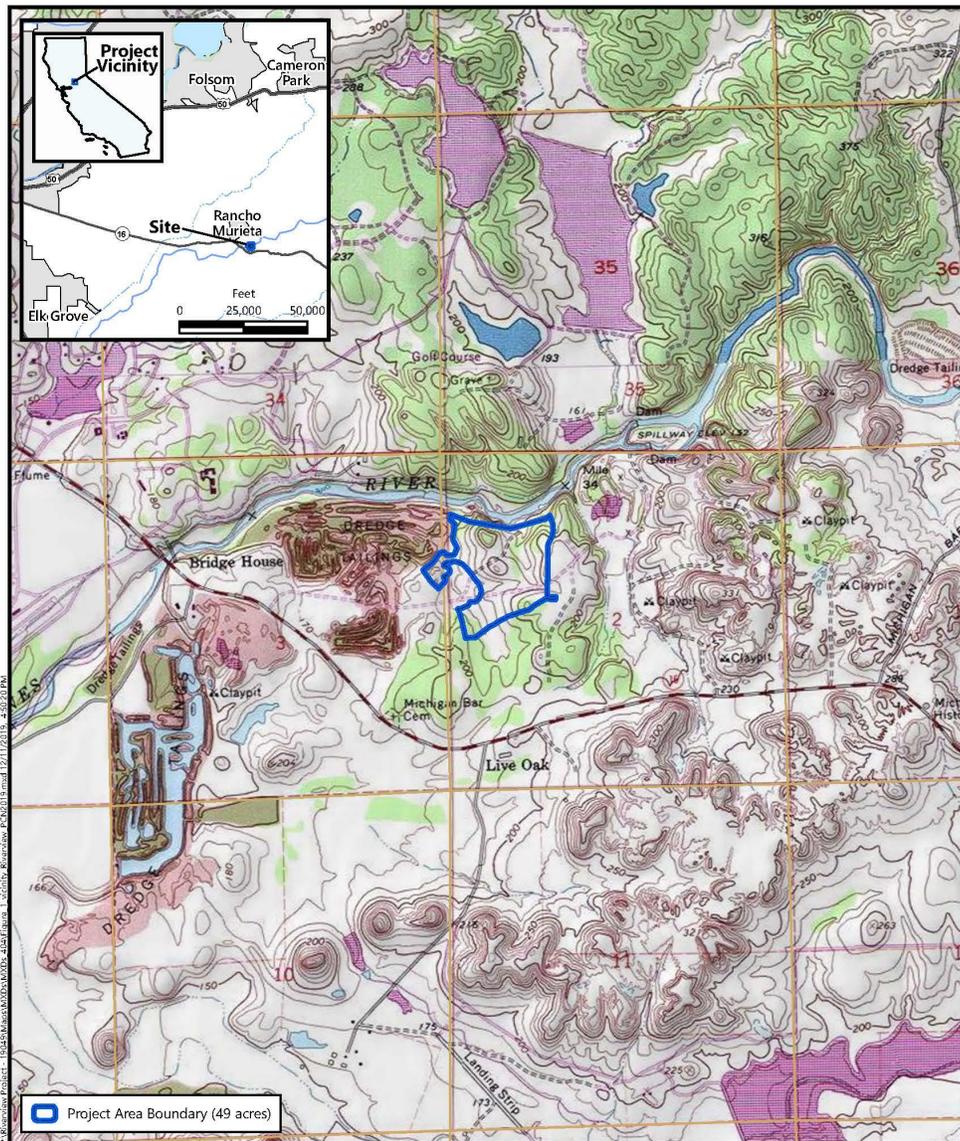
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Bill Jennings  
Deltakeep@deltakeep.org



Source: United States Geologic Survey, 1993.  
 "Carbondale, California" 7.5-Minute Topographic Quadrangle  
 Section 2-3, Township 7 North, Range 8 East, MDBM  
 Longitude -121.073595, Latitude 38.491177

**Figure 1  
 Vicinity Map**

Riverview Project  
 Sacramento County, California



**Figure 1-- Project Location**

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

11020 Sun Center Drive #200, Rancho Cordova, CA 95670 | [www.waterboards.ca.gov/centralvalley](http://www.waterboards.ca.gov/centralvalley)



Figure 2—Impacts to Waters of the United States