



Central Valley Regional Water Quality Control Board

27 March 2026

Chris Elias
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ORDER AMENDING CLEAN WATER ACT SECTION 401 TECHNICALLY CONDITIONED WATER QUALITY CERTIFICATION; SAN JOAQUIN AREA FLOOD AGENCY, SMITH CANAL GATE PROJECT (WDID#5B39CR00307A3), SAN JOAQUIN COUNTY

This Order responds to the 18 December 2025 request for an amendment of the Smith Canal Gate Project (Project) Section 401 Water Quality Certification (WDID#5B39CR00307). The original Water Quality Certification (Certification) was issued on 15 March 2019. The Certification was amended on 26 April 2019 and 3 March 2023. 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 San Joaquin Area Flood Agency is requesting a time extension through 31 December 2026. The time extension is necessary to better align with the United States Army Corps of Engineers 404 permit, which expires on 21 June 2028, and the California Department of Fish and Wildlife Streambed Alteration Agreement (#1600-2018-0342-R3), which expires on 31 December 2026.

APPLICATION FEE RECEIVED:

No fee was required for this amendment. Total fees of \$1,500.00 and \$19,503.00 for the original Certification were received on 17 October 2018 and 4 February 2019 respectively. A fee of \$9,503.00 was received on 21 February 2023 for 5B39CR00307A2. 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.

NICHOLAS AVDIS, CHAIR | PATRICK PULUPA, EXECUTIVE OFFICER

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WATER QUALITY CERTIFICATION:

I hereby issue an Order amending the existing Clean Water Act, Section 401 Technically Conditioned Water Quality Certification for the Smith Canal Gate Project (WDID#5B39CR00307A3). 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 Anne Walters
For Patrick Pulupa
Executive Officer

cc: [Via email only]

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