
Central Valley Regional Water Quality Control Board

3 August 2023

Grey Tompkins
County of Tulare
5961 S. Mooney Blvd.
Visalia, CA 93277

NOTICE OF APPLICABILITY; GENERAL SECTION 401 WATER QUALITY CERTIFICATION ORDER REQUIREMENTS FOR THE COUNTY OF TULARE, MINERAL KING ROAD EMERGENCY REPAIR PROJECT (WDID# 5C54CR00140), TULARE COUNTY

On 18 July 2023, the County of Tulare (Applicant) filed a notification requesting coverage under the 9 October 2018 State Water Resources Control Board Clean Water Act Section 401 General Water Quality Certification of the United States Army Corps of Engineers (USACE) Regional General Permit 8 (General Certification Order) for the Mineral King Road Emergency Repair (Project). After review of the notification and the supplemental material submitted by the Applicant, the Central Valley Regional Water Quality Control Board (Central Valley Water Board) has determined that the Project qualifies for enrollment under this General Certification Order. The proposed activity took place within 0.01 acre of waters of the United States.

The Central Valley Water Board is certifying this Project under United States Army Corps of Engineers Regional General Permit 8, Emergency Repair and Protection Activities, subject to the conditions and the notification requirements described in the Nationwide Permit ("Special Conditions"). This Notice of Applicability is being issued under the General Certification Order pursuant to Section 3838 of the California Code of Regulations.

A copy of the [General Certification Order](https://www.waterboards.ca.gov/water_issues/programs/cwa401/docs/generalorders/rgp8_cert.pdf) (https://www.waterboards.ca.gov/water_issues/programs/cwa401/docs/generalorders/rgp8_cert.pdf) can be found on the State Water Resources Control Board's General Orders webpage.

The Project was conducted in accordance with the requirements contained in this Notice of Applicability and General Certification Order. The Project is described in the notification form requesting coverage under the General Certification Order, dated 17 July 2023, and supplementary information (Application Package). Coverage under the General Certification Order is no longer valid if the Project (as described) is modified.

PROJECT DESCRIPTION:

The 1.5 acre Project consisted of emergency repairs along Mineral King Road due to extreme weather events in March 2023. In-water work occurred at mile post 5.2, where repairs involved replacement of 36 linear feet of a 36-inch wide corrugated steel pipe culvert. Activities included backfill, repair and clearing of an existing pipe culvert, and installation of road stabilization features including rock slope protection and gabion baskets around a large washout to allow for safe passage of traffic.

The Project temporarily impacted 0.01 acre of waters of the United States.

PROJECT LOCATION:

The Project is located on Mineral Kings Road at approximately post mile 5.2.

Latitude: 36.4505 degrees North and Longitude: -118.8082 degrees West

PROJECT SCHEDULE:

The Project started construction on 23 May 2023 and was completed on 15 June 2023.

APPLICATION FEE RECEIVED:

An application fee of \$2,734.00 was received on 31 July 2023.

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 F - Emergency Projects authorized by a Water Board General Order (fee code 85) with the dredge and fill fee calculator.

If you have any questions regarding this Notice of Applicability, please contact Brandon Salazar at (559) 445-6287 or at Brandon.Salazar@waterboards.ca.gov.

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