



Colorado River Basin Regional Water Quality Control Board

December 13, 2017

Pritesh Pithia
Kinder Morgan Pipeline
1100 Town and Country Road, Suite 700
Orange, CA 92868

Dear Mr. Pithia:

SUBJECT: DENIAL WITHOUT PREJUDICE OF THE APPLICATION FOR 401 WATER QUALITY CERTIFICATION (WQC) FOR THE KINDER MORGAN LS-112 MAMMOTH WASHOUT PIPELINE REPAIR PROJECT, WDID NO. 7A133154001

Staff of the California Regional Water Quality Control Board, Colorado River Basin Region (Regional Water Board) is denying without prejudice the application for a Clean Water Act (CWA) Section 401 WQC for Kinder Morgan LS-112 Mammoth Washout Pipeline Repair Project (Project) as described below. The application is denied without prejudice until the Regional Water Board receives the following:

- 1) An updated 401 application;
- 2) Final (California Environmental Quality Act) CEQA documentation; and
- 3) The remaining fee that is due for processing the application.

The Project will conduct bed and bank stabilization improvements and rebury the pipeline segment exposed by heavy wash flows. These repairs would be designed to prevent re-exposure of the line and protect the bed and bank surrounding the line from future additional erosion, to the extent feasible.

On September 18, 2017, Regional Water Board staff received Stantec Consulting Services Inc.'s application for a 401 WQC after State Water Board issued Notice of Exclusion stating the proposed project was not eligible for coverage under the General Order. The application contained no CEQA documentation.

Kinder Morgan may reapply following receipt of this denial without prejudice at any time. No additional fee is required if the revised application is filed within 12 months of the denial without prejudice. Regional Water Board staff will retain the application materials submitted to date until a complete application has been submitted. Kinder Morgan's new submittals need not include all of the pertinent previously submitted reports unless the information contained in these reports has changed or is no longer valid.

NANCY WRIGHT, CHAIR | JOSIE L. ANTONI, EXECUTIVE OFFICER

73-720 Fred Waring Drive, Suite 100, Palm Desert, CA 92260 | www.waterboards.ca.gov/coloradoriver

If you have any questions, please contact Mr. Juan Lezo, Water Resources Control Engineer, at (760) 776-8959 or juan.lezo@waterboards.ca.gov; and/or Mr. Kai Dunn, Senior Water Resources Control Engineer, at (760) 776-8986 or kai.dunn@waterboards.ca.gov.

Sincerely,



Jose L. Angel, P.E.
Executive Officer
Colorado River Basin
Regional Water Quality Control Board

JL/tab

cc:

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CWA Section 401 WQC Program
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State Water Resources Control Board
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