



Central Valley Regional Water Quality Control Board

21 October 2020

Mark West Community Construction P.O. Box 6414 Chico, CA 95927

ORDER AMENDING CLEAN WATER ACT SECTION 401 WATER QUALITY CERTIFICATION AND ORDER; COMMUNITY CONSTRUCTION, MARIGOLD HEIGHTS SUBDIVISION PROJECT (WDID NO. 5A04CR00287A1), BUTTE COUNTY

This Order responds to the 8 October 2020 request for an amendment of the Marigold Heights Subdivision Project Section 401 Water Quality Certification (WDID No. 5A04CR00287). The original Water Quality Certification (Certification) was issued on 24 September 2018. The requested amendment is hereby approved, and the original Certification is therefore amended as described below. Please attach this document to the original Certification.

AMENDMENT:

Community Construction is requesting an amendment to the Section 401 Water Quality Certification and Order to change the required compensatory mitigation from Meridian Ranch Mitigation Bank to Colusa Basin Mitigation Bank. Therefore, Section XIII.K.4; Section XIII, Table 4; and Attachment B, Table 3 are amended, and Attachment B, Table 4 has been added in underline format below.

XIV.K Compensatory Mitigation for Permanent impacts:

4. Total Required Compensatory Mitigation

- **a.** The Permittee is required to provide compensatory mitigation for the authorized impact to 0.484 acre(s) of wetlands by purchasing <u>0.66</u> seasonal wetland creation credits from Colusa Basin Mitigation Bank.
- **b.** Total required Project compensatory mitigation information for permanent physical loss of area is summarized in Table 4. [Establishment (Est.), Reestablishment (Re-est.), Rehabilitation (Reh.), Enhancement (Enh.), Preservation (Pres.), Unknown].

<u>Table 4: Total Required Project Compensatory Mitigation Quantity for Permanent Physical Loss of Area</u>

Aquatic Resource Type	Mitigation Type	<u>Units</u>	Est.	Re- est.	Reh.	Enh.	Pres.	<u>Unknown</u>
Wetland	Mitigation Bank Credits	Acres	0.66					

Attachment B

Compensatory Mitigation Information

The following table(s) show individual compensatory mitigation information and locations.

Compensatory Mitigation Information

Table 3: Mitigation Bank

Mitigation Bank Name:	Westervelt Ecological Services – Colusa Basin Mitigation Bank			
Website:	https://wesmitigation.com			
Mitigation Bank Contact Name:	<u>Travis Hemmen</u>			
Phone:	(916) 646-3644			
Email:	themmen@westervelt.com			
Mitigation Location - County:	<u>Colusa County</u>			
<u>Latitude:</u>	<u>39.109</u>			
Longitude:	<u>-122.021</u>			

Table 4: Mitigation Bank Credit Type Information

Aquatic Resource Credit Type	<u>Acres</u>	<u>Linear Feet</u>	Number of Credits Purchased
Seasonal Wetland Credits	<u>0.66</u>		Not Yet Purchased

CENTRAL VALLEY WATER BOARD CONTACT:

Daniel Warner 364 Knollcrest Drive, Suite 205 Redding, CA 96002 <u>Daniel.Warner@waterboards.ca.gov</u> (530) 224-4848

WATER QUALITY CERTIFICATION:

I hereby issue an Order amending the existing Clean Water Act Section 401 Water Quality Certification and Order for Marigold Heights Subdivision Project (WDID No. 5A04CR00287A1). All other conditions and provisions of the original Water Quality Certification 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 Clint Snyder for	10/21/20
PATRICK PULUPA, Executive Officer	Date
Central Valley Regional Water Quality Control Board	

DLW: db

CC

via email: Sam Ziegler, U.S. EPA, Region 9, San Francisco Water Quality Certification Program, SWRCB, Sacramento Kevin Sevier, Gallaway Enterprises, Inc., Chico