
Central Valley Regional Water Quality Control Board

26 June 2026

Tom Lajcik
371 Lakeport Boulevard, PMB 377
Lakeport, CA 95453
Tomarkim@gmail.com

**NOTICE OF APPLICABILITY FOR COVERAGE UNDER ORDER SB12006GN,
AMENDED ORDER FOR CLEAN WATER ACT SECTION 401 GENERAL WATER
QUALITY CERTIFICATION FOR SMALL HABITAT RESTORATION PROJECTS,
HIGHLAND CREEK BERM REPAIR PROJECT (WDID#5A17CR00202), LAKE
COUNTY**

On 2 June 2026, Mr. Tom Lajcik submitted a Notice of Intent (NOI) to enroll under and comply with State Water Resources Control Board (State Water Board) Order No. SB12006GN, Amended Order for Clean Water Act Section 401 General Water Quality Certification for Small Habitat Restoration Projects.

The Central Valley Water Quality Control Board (Central Valley Water Board) has reviewed your enrollment materials and finds the Highland Creek Berm Repair Project (Project) meets the requirements of, and is hereby enrolled under, Order No. SB12006GN. You may proceed with your Project in accordance with the Order.

A copy of [Order SB12006GN](#) (https://www.waterboards.ca.gov/water_issues/programs/cwa401/docs/generalorders/srhcpcert032713.pdf) can be found on the State Water Resources Control Board's General Orders webpage and is enclosed.

Please familiarize yourself with the requirements of Order No. SB12006GN. You are responsible for complying with all applicable Order requirements. Failure to comply with Order No. SB12006GN constitutes a violation of the California Water Code and may result in enforcement action or termination of enrollment under the Order.

PROJECT DESCRIPTION:

The project site consists of an existing in-channel pond, berm, and spillway system within a tributary to Highland Creek, supporting aquatic and riparian habitat functions including seasonal water retention, sediment regulation, channel stability, and habitat for aquatic and riparian species. Failure of the existing berm has resulted in loss of hydrologic retention and disruption of these functions. This condition has caused diversion of flow from its historical alignment, increased channel instability, streambank

erosion and undercutting, and elevated sediment transport both upstream and downstream of the site. These impacts have degraded aquatic and riparian habitat and reduced the functional capacity of the pond and associated channel.

The 0.16-acre Project consists of the restoration of the hydrologic and ecological function of the site by reconstructing a failed berm and re-establishing the original flow path through the pond and spillway system. Restoration activities are designed to stabilize the channel, reduce erosion and sediment transport, and reestablish pond function and associated habitat conditions. All work will be confined to the existing disturbed footprint of the pond, berm, and spillway system, and no expansion into adjacent undisturbed areas.

The failed berm will be reconstructed using approximately 35 cubic yards of native earthen material currently deposited upstream of the former berm location. The reconstructed berm will be built up to approximately 12 feet in height from the existing scoured condition, restoring the pond's ability to retain and convey flow through the spillway.

The existing damaged spillway structure, including approximately 455 square feet of concrete and associated piping, will be removed. All removed concrete and pipe materials will be transported off-site for disposal or recycling. A new spillway will be constructed consisting of a 12-foot-wide, 6-inch-thick concrete-lined structure, totaling approximately 12 cubic yards of concrete.

Construction activities will occur within the existing disturbed area. Equipment access and staging will utilize existing access routes to the extent practicable, and no new access roads are proposed. Work will be performed during the dry season when the channel is not actively conveying flow.

The project will result in temporary disturbance associated with excavation, grading, and construction activities within approximately 3,762 square feet of previously disturbed channel and pond area. Permanent features include the reconstructed berm, new spillway, and localized riprap stabilization. The Project will temporarily impact 0.16 acre/210 linear feet and permanently impact 0.16 acre/210 linear feet of lake habitat. Temporarily impacted areas will be restored to pre-Project condition.

PROJECT LOCATION:

The Project is located at 6451 Ridge Road in Lakeport. The approximate center of the Project area is located at latitude 38.9601° and longitude -122.9474°.

PROJECT SCHEDULE:

Project activities will commence in either July or August 2026 and will occur over the course of one month.

APPLICATION FEE RECEIVED:

\$1,123.00 was received on 8 June 2026.

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 D - Ecological Restoration and Enhancement Projects (fee code 85).

MITIGATION AND MINIMIZATION MEASURES:

To prevent discharges of oil, grease, fuel, and other petroleum products, the following measures will be implemented:

- All equipment will be properly maintained and inspected daily for leaks prior to entering the work area;
- Equipment staging, fueling, and maintenance will occur outside of the channel and away from aquatic resources to the maximum extent practicable;
- Refueling will be conducted using spill-resistant methods, and no fueling will occur within the active work area or in areas subject to inundation;
- Spill containment and cleanup materials (e.g., absorbent pads, booms, and spill kits) will be maintained on-site at all times;
- In the event of a spill, work will cease immediately, and the spill will be contained, cleaned up, and properly disposed of in accordance with applicable regulations;
- Equipment will be operated in a manner that minimizes the potential for leaks or accidental discharge, and any equipment found to be leaking will be removed from the site and repaired prior to continued use;
- No washing of equipment will occur within or adjacent to the channel or pond area.

These measures are intended to prevent the introduction of pollutants into waters of the state and to ensure protection of aquatic and riparian resources during construction.

NOTICE OF COMPLETION:

Upon completion of the Project, you shall submit a Notice of Completion (NOC) no later than 30 days after Project completion. The NOC shall demonstrate the Project was carried out in accordance with the Project description, include a map of the Project location with final boundaries of the restoration area, and include post-project photographs. More information on the NOC is listed in section B.6 of the Order.

If you have questions concerning this matter, please contact Peter Minkel by phone at (916) 464-4684 or by email at Peter.Minkel2@waterboards.ca.gov.

Original Signed by Anne Walters
For Patrick Pulupa
Executive Officer

Enclosure: Amended Order for Clean Water Act Section 401 General Water Quality
Certification for Small Habitat Restoration Projects File # SB12006GN

Attachments: Figure 1: Project Location Map
Figure 2: Site Impacts Map

cc: [Via email only]

Christy M. Morgan (SPK-2026-00234)
United States Army Corps of Engineers
Sacramento District Office
Regulatory Division
SPKRegulatoryMailbox@usace.army.mil

Claire Bryant
Department of Fish and Wildlife, Region 2
R2LSA@wildlife.ca.gov

United States Environmental Protection Agency
R9CWA401@epa.gov

CWA Section 401 WQC Program
State Water Resources Control Board
Stateboard401@waterboards.ca.gov

Richard McHenry
CA Sportfishing Protection Alliance
RMcHenry@calsport.org

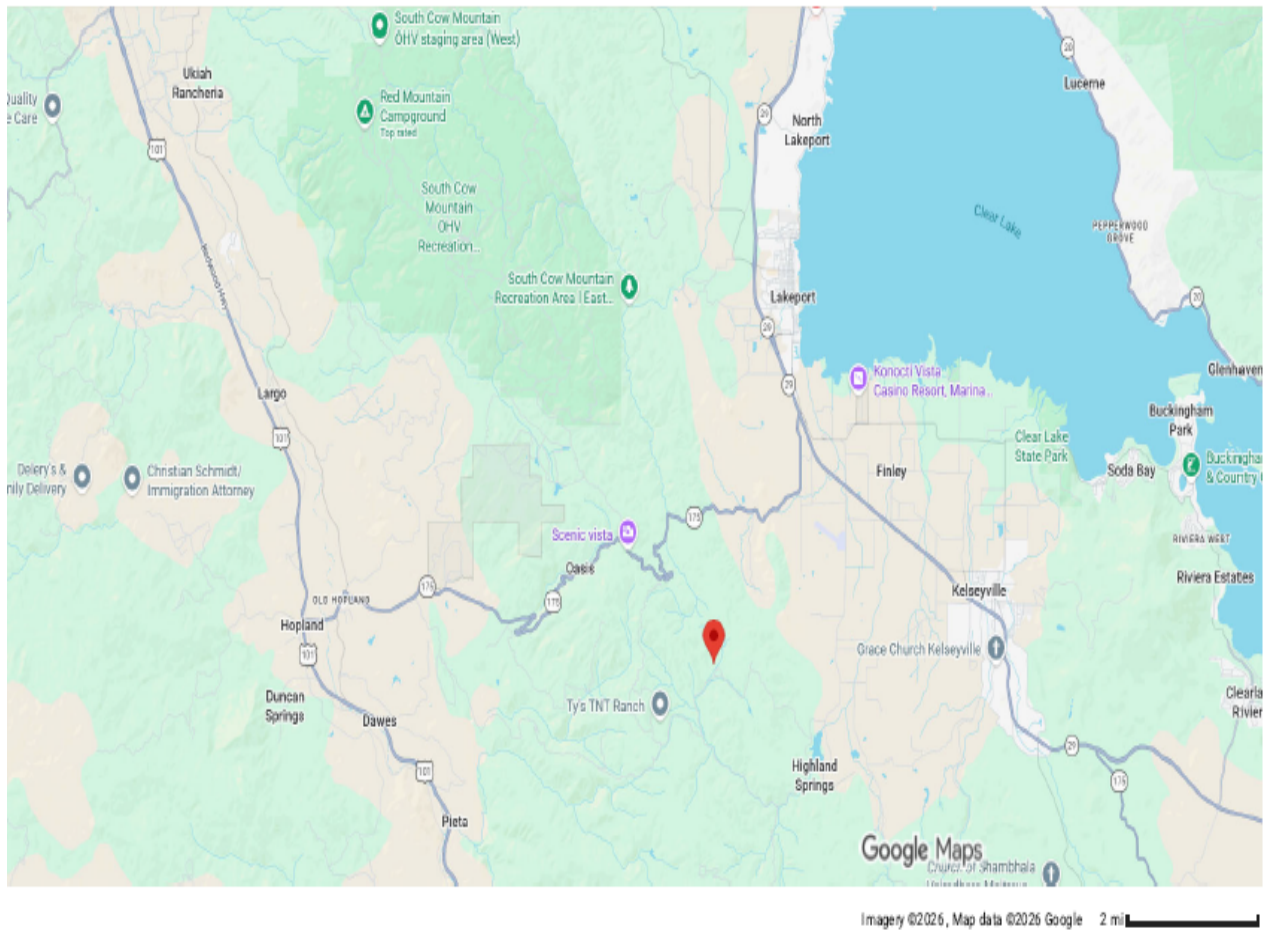


Figure 1: Project Location Map



Figure 2: Site Impacts Map