Colorado River Basin Regional Water Quality Control Board

Certified Mail: 9589 0710 5270 2392 5454 70

September 17, 2025

Tonya Harper
16510 Ridge Field Dr.
Riverside, CA 92503
(909) 770-2712
Soapmakertonya@gmail.com

SUBJECT: NOTICE OF APPLICABILITY FOR COVERAGE UNDER ORDER NO. WQ 2021-0048-DWQ, GENERAL ORDER FOR CLEAN WATER ACT SECTION 401 WATER QUALITY CERTIFICATION ACTION, HARPER RIVERVIEW PROJECT, SAN BERNARDINO COUNTY, WDID NO. 7B363061001

Dear Mrs. Harper,

On August 8, 2025, Tonya Harper (Discharger) submitted a Notice of Intent (NOI) to enroll under and comply with State Water Resources Control Board (State Water Board) Order No. WQ 2021-0048-DWQ, *General Order for Clean Water Act Section 401 Water Quality Certification Action* (General Order) for the United States Army Corps of Engineers' Nationwide Permit 3a. The California Regional Water Quality Control Board, Colorado River Basin Region (Colorado River Basin Water Board) has reviewed the enrollment materials and finds that the dredge or fill discharges associated with the Harper Riverview Project (Project) meet the requirements for enrollment under this General Order. You are hereby enrolled under the General Order and may proceed with the Project in accordance therewith.

A copy of the General Order is attached to this notice. The General Order can also be found on the State Water Board's Adopted Orders webpage at: https://www.waterboards.ca.gov/water_issues/programs/cwa401/generalorders.html.

Please familiarize yourself with the requirements of the General Order. You are responsible for complying with all applicable requirements. Failure to comply with the General Order constitutes a violation of the California Water Code and may result in enforcement action or termination of enrollment.

PROJECT DESCRIPTION, IMPACTS, AND MITIGATION

High wet season flows in an ephemeral stream that discharges into the Colorado River upstream of the Project area have deposited large rocks and sediment near a private boat ramp and beach area. The Project involves removing the accumulated rock and sediment that currently impede recreational access to the Colorado River and poses a hazard to vehicles navigating the river. This work will restore the gradual slope of the bank to pre-existing conditions by eliminating rock, sand bars, and pools of standing water that currently exist. The work once completed will allow water to flow freely near the beach and boat ramp.

Project activities include the use of hand tools and a backhoe to remove the accumulated material and transport it to a designated upland area approximately 500 feet away from the river on private property where it cannot result in a future discharge. No vegetation will be disturbed or removed during the Project. Work will occur when the water level in the river is low, and the Project area is dry. No in-water work or diversions are planned.

The Project will result in approximately 0.09 acres (75 linear feet) of temporary impacts to jurisdictional Waters of the U.S./State within the Colorado River. No permanent impacts will occur. All temporarily impacted areas will be returned to pre-existing contours. Compensatory mitigation is not required as the Project will not result in any permanent impacts to Waters of the U.S./State.

PROJECT LOCATION

The Project is located at 3660 Riverview Terrace in the City of Needles, San Bernardino County, California. The latitude and longitude of the Project site(s) are listed below in Table 1. Maps showing the Project location and areas of impacted waters are found in Attachment A: Project Maps.

Table 1: Project Site Locations

Site	Latitude	Longitude
1	34.8722617° N	114.6350103° W

FEES RECEIVED

An application fee payment of $1,638 was received on March 12, 2025. The remaining application fee balance of $2,574 was received on August 18, 2025. The fee amounts were determined as required by California Code of Regulations, title 23, sections 3833(b)(3) and 2200(a)(3) and were calculated as a Category E - Low Impact Discharges (fee code 87) with the dredge and fill fee calculator.

CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)

The Colorado River Basin Water Board has determined that the Project is exempt from the procedural requirements of CEQA (Public Resources Code, § 21000 et seq.; Pub. Resources Code, § 21084; Cal. Code Regs., tit. 14, § 15300 et seq.) under a Class 4 categorical exemption for “Minor Alterations to Land” (Cal. Code Regs., tit. 14, § 15304) and no exceptions to these exemptions apply (Cal. Code Regs., tit. 14, § 15300.2).

AVOIDANCE AND MINIMIZATION MEASURES

The Discharger must implement measures to avoid and minimize adverse impacts to Waters of the U.S./State identified in the Project's Restoration Plan and comply with all applicable conditions in the General Order.

TERMINATION OF COVERAGE

Upon completion of the Project, the Discharger shall submit a Request for Notice of Project Complete Letter notifying Water Board staff that all Project activities are complete and requesting to be disenrolled from the General Order. Requirements for the content of the Request for Notice of Project Complete Letter are detailed in the General Order.

If you require further assistance, please contact Logan Raub, 401 Water Quality Certification Program Manager via phone at (760) 776-8966 or email at Logan.Raub@waterboards.ca.gov.

Sincerely,

Original Signed By

Michael Placencia
Executive Officer
Colorado River Basin
Regional Water Quality Control Board

Enclosures: 1) Attachment A Project Maps
2) State Water Board Order No. WQ 2021-0048-DWQ

File: WDID: 7B363061001, RM: 460469, Place ID: 900356, Harper Riverview Project, Order No. WQ 2021-0048-DWQ

cc: [via email only] (with enclosures):

Phil Crader
Assistant Deputy Director
Division of Water Quality
State Water Resources Control Board
Phillip.Crader@waterboards.ca.gov

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

Attachment A
Project Maps

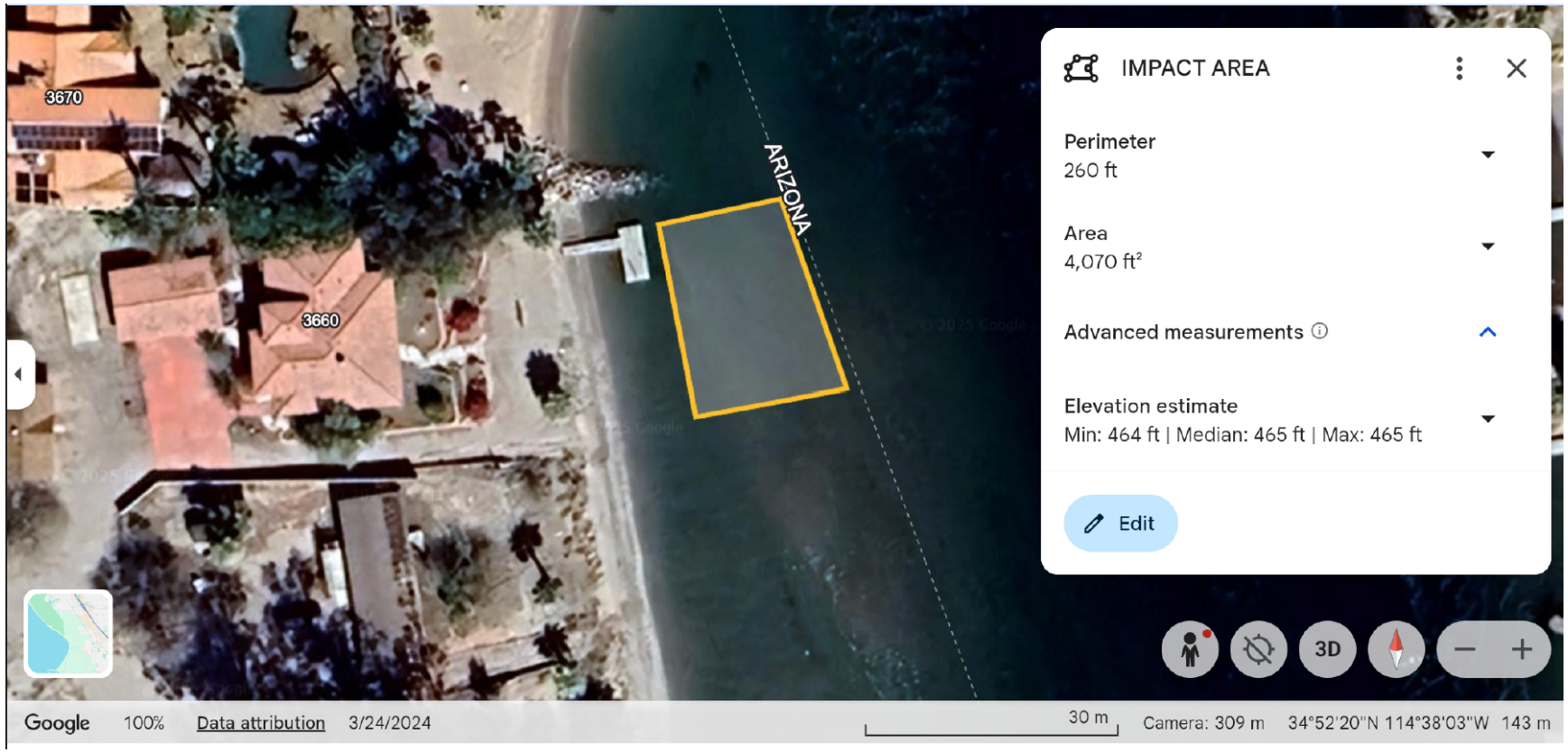

Figure 1. Satellite image showing the area of temporary impacts to Waters of the U.S./State.[1]

[1] Figures and photos submitted with the Notice of Intent (NOI) Form and supplemental materials for the Harper Riverview Project received by Colorado River Basin Regional Water Quality Control Board on August 8, 2025.

Figure 2. Photo showing the area of temporary impacts to Waters of the U.S./State.

Figure 3. Satellite image showing the total area of jurisdictional Waters of the U.S./State present near the Project.

State Water Board Order No. WQ 2021-0048-DWQ

A copy of Order No. WQ 2021-0048-DWQ can be found can be found on the State Water Board's Adopted Orders webpage at: https://www.waterboards.ca.gov/water_issues/programs/cwa401/generalorders.html.