Colorado River Basin Regional Water Quality Control Board

Certified Mail: 9589 0710 5270 2392 5452 58

June 13, 2025

Richard Pederson, City Engineer
City of Twentynine Palms
6136 Adobe Road
Twentynine Palms, CA 92277
richardpedersen@caa.inc

SUBJECT: NOTICE OF APPLICABILITY: FOR COVERAGE UNDER ORDER 2004-0004-DWQ, STATEWIDE GENERAL WASTE DISCHARGE REQUIREMENTS FOR DREDGED OR FILL DISCHARGES TO WATERS DEMEED BY THE U.S. ARMY CORPS OF ENGINEERS TO BE OUTSIDE OF FEDERAL JURISDICTION, SPLIT ROCK AVENUE LOW WATER CROSSING REPLACEMENT PROJECT (WDID NO. 7A363066001), SAN BERNARDINO COUNTY

Dear Mr. Pederson,

On February 26, 2025, the City of Twentynine Palms (Discharger) submitted a Notice of Intent (NOI) to enroll under and comply with State Water Resources Control Board (State Water Board) Order 2004-0004-DWQ, *Statewide General Waste Discharge Requirements for Dredged or Fill Discharges to Waters Deemed by the U.S. Army Corps of Engineers to be Outside of Federal Jurisdiction* (General Order).The California Regional Water Quality Control Board, Colorado River Basin Region (Colorado River Basin Water Board) has reviewed your enrollment materials and finds that the dredge/fill discharges associated with the Split Rock Avenue Low Water Crossing Replacement Project (Project) meets the requirements for enrollment. You are hereby enrolled under the General Order and may proceed with the Project therewith.

A copy of the General Order is attached. The General Order can also be found on the State Water Board's Adopted Orders webpage (https://www.waterboards.ca.gov/board_decisions/adopted_orders/water_quality/2004/wqo/wqo2004-0004.pdf)

Please familiarize yourself with the requirements of the General Order. You are responsible for complying with all applicable Order requirements. Failure to comply with

the General Order constitutes a violation of the Water Code and may result in enforcement action or termination of enrollment under the Order.

PROJECT DESCRIPTION, IMPACTS, AND MITIGATION

The purpose of the Project is to replace a low-water crossing on Split Rock Avenue with a new bridge structure. The new bridge structure will be approximately 66 feet wide to accommodate two 12-foot wide lanes, a center median, shoulders, sidewalks, and bridge railing. A 5.92-acre work area will extend 250 feet north and 200 feet south from the existing low-water crossing on Split Rock Avenue. The Project area will be fenced off with high visibility environmentally sensitive fencing or staking. Two staging areas will be set up for material and equipment storage.

The Project will result in 0.13 acres and 60 linear feet of temporary impacts to a Colorado River Basin Water Board jurisdictional water of the state. No permanent impacts were identified. Upon Project completion, the disturbed areas will be returned to pre-Project contours.

PROJECT LOCATION

The Project is located in the City of Twentynine Palms on Split Rock Avenue, between the cross streets Buena Vista Drive and Bagley Avenue, San Bernardino County, California. This area is within Section 29, Township 1 North, Range 9 East, San Bernardino Base & Meridian.

The latitude and longitude of the impacted area are listed below. Maps showing the Project location are found in Attachment A of this Order.

Latitude	Longitude
34.138930°	-116.060519°

APPLICATION FEE RECEIVED

Payment in the amount of $4,881 was received on January 29, 2025, for the application fee and project fee. The fee amounts were determined as required by California Code of Regulations, title 23, sections 3833(b)(3) and 2200(a)(3) and was calculated as a “Category A – Fill and Excavation Discharges” (fee code 84) fee with the Fiscal Year 2024/2025 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 the California Environmental Quality Act (CEQA) (Pub. Resources Code, § 21000 et seq.; Cal. Code Regs., tit. 14, § 15000 et seq.; Cal. Code Regs., tit. 14, § 15061) under a Class 1 categorical exemption

(Cal. Code Regs., tit. 14, § 15301 et seq.). Class 1 categorical exemptions consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of existing or former use (Existing Facilities).

The Colorado River Basin Water Board concludes that the enrollment of this Project under the General Order and the activities described herein meet the exemption criteria under California Code of Regulations, title 14, section 15301 (Existing Facilities) and no exceptions to the exemption apply (Pub. Resources Code, § 21084; Cal. Code Regs., tit. 14, § 15300.2).

The Colorado River Basin Water Board will file a Notice of Exemption (NOE) for the Project at the State Clearinghouse (SCH) within five (5) working days of issuance of this Notice of Applicability (Cal. Code Regs., tit. 14, § 15062).

AVOIDANCE AND MINIMIZATION MEASURES

The Discharger must implement avoidance and minimization measures to minimize adverse impacts to waters of the state and comply with all applicable requirements in the General Order.

TERMINATION OF COVERAGE

Upon completion of the Project, the Discharger shall submit a completed Notice of Termination (NOT) form requesting to be un-enrolled from the General Order. The NOT form is included in Attachment 2 to the General Order.

If you have questions concerning this matter, please contact Logan Raub, 401 Water Quality Certification Program Manager, at (760) 776-8966 or at Logan.Raub@waterboards.ca.gov.

Sincerely,

Original Signed By

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

Enclosures: 1) Attachment A Project Maps
2) Attachment B Order No. 2004-0004-DWQ

LR/

File: WDID: 7A363066001, RM: 898084, Place ID: 459486, Split Rock Ave Low Water Crossing Replacement Project, Order 2004-0004-DWQ

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

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San Bernardino County Environmental Health: adela.evans@dph.sbcounty.gov
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San Bernardino County Flood Control District: David.Drake@dpw.sbcounty.gov
US Bureau of Land Management: BLM_CA_Web_CD@blm.gov
USEPA Region IX 401 Program: R9cwa401@epa.gov
US Fish and Wildlife Service: matt_hamman@fws.gov
CA Department of Fish and Wildlife Region 6 - Inland Desert Region: R6LSA@wildlife.ca.gov
DDW, State Water Resources Control Board: Chun.Huang@waterboards.ca.gov
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CA Department of Transportation District 8: john.chisholm@dot.ca.gov
CA Department of Water Resources: bob.pierotti@water.ca.gov
401 Program, DWQ, State Water Resources Control Board: Stateboard401.Stateboard401@waterboards.ca.gov
CA Department of Resources Recycling & Recovery: WPCMDivision@Calrecycle.ca.gov

Attachment A
Project Maps

Figure 1: Regional Site Vicinity Map[1]

[1]City of Twentynine Palms, February 2025. Notice of Intent (NOI) submitted for Split Rock Ave Low Water Crossing Replacement Project.

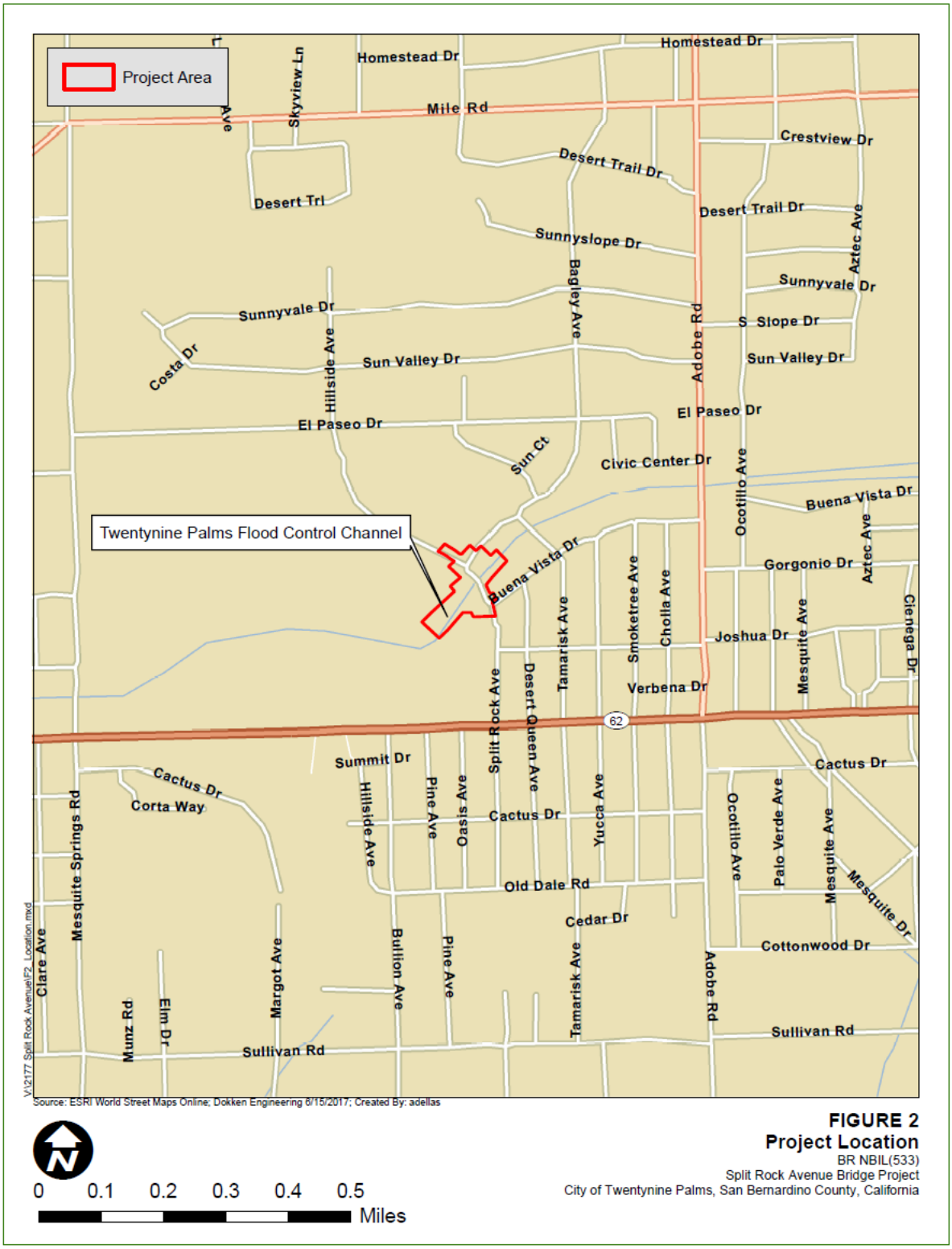

Figure 2: Project Location Map

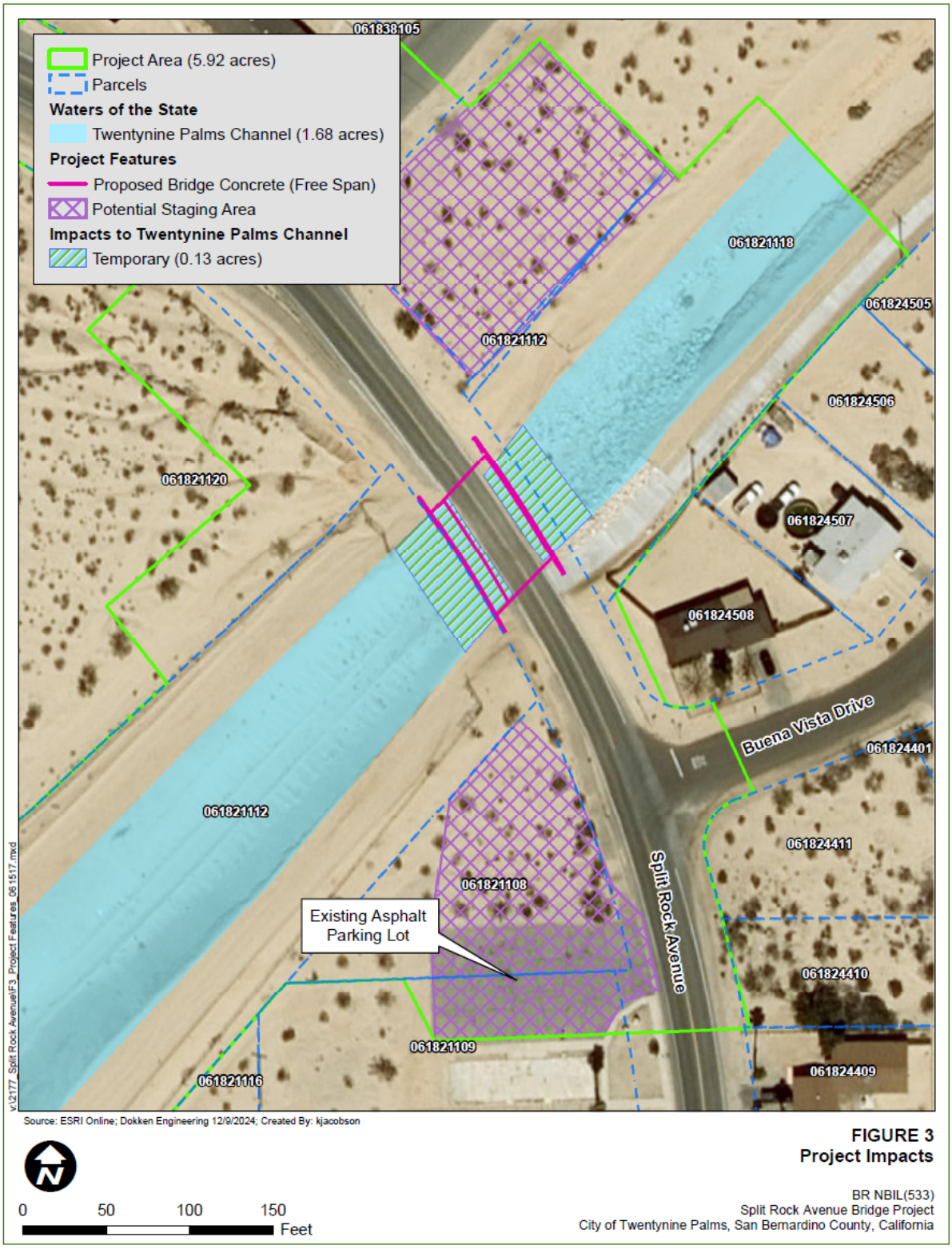

Figure 3: Project Impact Map

Figure 4: Photograph of the Split Rock Avenue low-water crossing.

Attachment B
Order No. 2004-0004-DWQ

A copy of Order No. 2004-0004-DWQ can be found at:

https://www.waterboards.ca.gov/water_issues/programs/cwa401/generalorders.html