

## State Water Resources Control Board

### Public Notice of Application for Water Quality Certification for U.S. Army Corps of Engineers, Los Angeles District Regional General Permit 41 for Removal of Invasive, Exotic Plants

State Water Resources Control Board  
Division of Water Quality  
Water Quality Certification Program  
**Date Posted: May 13, 2019**

**Affected Counties:** San Luis Obispo, Imperial, Inyo, Los Angeles, Orange, Riverside, Santa Barbara, San Bernardino, San Diego, Ventura, Mono, and Kern County.

**Affected Regional Boards:** Central Coast, Central Valley, Colorado River Basin, Lahontan, Los Angeles, San Diego, and Santa Ana Regional Water Quality Control Boards (collectively Regional Water Boards)

The following information is provided in satisfaction of the public notice requirements of the California Code of Regulations, title 23, section 3861(c), which govern the state's Water Quality Certification Program.

State Water Resources Control Board (State Water Board) is proposing to regulate this Project pursuant to Section 401 of the Clean Water Act (33 USC 1341) and the Porter-Cologne Water Quality Control Act. **Staff will consider all comments submitted in writing and received at this office during a 45-day comment period that begins on the first date of issuance of this letter (May 13, 2019) and ends at 5:00 p.m. on the last day of the comment period (June 27, 2019).** To submit comments, or if you have any questions, please contact the State Water Board staff person listed below.

**State Water Resources Control Board Contact:**

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State Water Resources Control Board  
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**Project Name: Regional General Permit 41 for Removal of Invasive, Exotic Plants**  
(Reg. Meas. ID: 430007 and SWRCB ID: SB19014GN)

**Background:** On April 3, 2019, the U.S. Army Corps of Engineers, Los Angeles District (Corps) publicly noticed an intent to reissue, with minor modifications, Regional General Permit 41 for Removal of Invasive, Exotic Plants (RGP 41) within the jurisdiction of the Corps' Los Angeles District.

The Corps' public notice serves as the Corps' application for Water Quality Certification (Certification) under Section 401 of the Clean Water Act for RGP 41. RGP 41 was previously issued by the Corps on April 2, 2014 and expired on April 7, 2019.

**Project Description:** RGP 41 authorizes mechanized removal of invasive, exotic plants (exotics) from waters of the U.S., including wetlands. RGP 41 authorizes activities pursuant to Section 404 of the Clean Water Act of 1972 (33 U.S.C. 403) and Section 10 of the River and Harbors Act, and applies to anyone proposing to remove exotics in a manner that is consistent with the terms and conditions of the proposed RGP. Projects permitted under RGP 41 shall comply with the California Environmental Quality Act (CEQA).

**A Certification or Denial will be prepared by the State Water Board for RGP 41 in response to this application.**

**Applicant:** U.S. Army Corps of Engineers, Los Angeles District

**Applicant Contact:** Emma Ross

**Telephone:** (805) 350-4157

**Email:** [Emma.B.Ross@usace.army.mil](mailto:Emma.B.Ross@usace.army.mil)

**Date of Application:** 04/03/2019

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Pursuant to federal law (Title 33, United States Code, Section 1341; Clean Water Act Section 401), applicants for a federal license or permit for activities which may discharge to waters of the United States must seek Water Quality Certification from the state with jurisdiction. Such certification is based on a finding that the discharge will meet water quality standards and other applicable requirements. In California, Regional Water Quality Control Boards (Regional Water Boards) issue or deny Certification for discharges within their geographical jurisdiction. The State Water Board has this responsibility for projects affecting waters within multiple Regional Water Board jurisdictions.

### ***KEEP INFORMED OF PROJECT MILESTONES***

To be informed of milestones in the development of this proposed Water Quality Certification, any interested persons should enroll in the State Water Board's 401 Program e-mail notification service.

Click the SUBSCRIBE button under the "Quick Links" section of the 401 Program Webpage at:

[http://www.waterboards.ca.gov/water\\_issues/programs/cwa401/index.shtml](http://www.waterboards.ca.gov/water_issues/programs/cwa401/index.shtml)

Select "CWA401 Certification and Wetlands Program." By enrolling in this list, you will receive notices for all current 401 project applications, including the project announced in this notice. You will need a valid e-mail address to use this service. If you do not have internet access or do not wish to participate in the Lyris list, contact the staff person named in the notice to express your interest in receiving notices by other means.

You can enroll or un-enroll at any time. The State Water Board will not disclose your name or e-mail information to any outside parties and will not use this information for any other purpose.