
Central Valley Regional Water Quality Control Board

13 April 2022

Michelle Banonis
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**ORDER AMENDING CLEAN WATER ACT SECTION 401 TECHNICALLY
CONDITIONED WATER QUALITY CERTIFICATION; BUREAU OF RECLAMATION,
BAY-DELTA OFFICE, LOWER AMERICAN RIVER ANADROMOUS FISH HABITAT
RESTORATION PROJECT (WDID#5A34CR00696A3), SACRAMENTO COUNTY**

This Order responds to the 10 February 2022 request for an amendment of the Lower American River Anadromous Fish Habitat Restoration Project (Project) Section 401 Water Quality Certification (WDID#5A34CR00696). The original Water Quality Certification (Certification) was issued on 8 November 2017. The original Certification was amended on 13 September 2018 (WDID#5A34CR00696A1) and 7 August 2020 (WDID5A34CR00696A2). The requested third amendment is hereby approved. The original Certification is therefore amended as described below. Please attach this document to the original Certification.

AMENDMENT:

The Bureau of Reclamation is requesting a minor update to the temporary footprint of two sites identified in the original Certification and associated temporary impacts to the Nimbus Basin and Lower Sailor Bar sites identified in the scope of the original Certification and time extension through 7 February 2027.

The Project results in minor and temporary increases to dredge and fill/excavation impacts to waters of the state from restoration activities. Sedimentation and turbidity are also anticipated to increase slightly as a result to scoping changes. The scoping updates are not expected to result in additional indirect effects of loss of waters of the state.

The Certification is amended as shown in items 1 and 2, below:

1. Change the expiration date from 7 February 2022 to 7 February 2027 on page 1 of the Order and page 3 of Attachment D.

2. Replace the temporary impacts for the Nimbus Basin and Lower Sailor Bar sites in Attachment B, Table 2, as follows:

TABLE 2 – INDIVIDUAL DIRECT IMPACTS

SITE ID	LATITUDE	LONGITUDE	DIRECT IMPACT DURATION	DREDGE (CUBIC YARDS)	FILL/EXCAVATION		
					Acres	Cubic Yards	Linear Feet
Nimbus Basin	38°38'3.91" N	121°13'49.77" W	Temporary	3,353	5.83	7,979	889
Lower Sailor Bar	38°38'11.02"N	121°16'34.11" W	Temporary	24,695	15.04	37,624	2,391

APPLICATION FEE RECEIVED:

Federal dischargers involved in Dredge and Fill Operations only are not subject to permit fees as required by sections 3833(b)(3)(A) and 2200(a)(3) of the California Code of Regulations.

CENTRAL VALLEY REGIONAL WATER QUALITY CONTROL BOARD CONTACT:

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PUBLIC NOTICE:

The Central Valley Water Board provided public notice of the application pursuant to California Code of Regulations, title 23, section 3858 from 11 February 2022 to 4 March 2022. The Central Valley Water Board did not receive any comments during the comment period.

WATER QUALITY CERTIFICATION:

I hereby issue an Order amending the existing Clean Water Act, Section 401 Technically Conditioned Water Quality Certification for the Lower American River Anadromous Fish Habitat Restoration Project (WDID#5A34CR00696A3). All other conditions and provisions of the original Water Quality Certification and any previously approved amendments 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 James Marshall for:

Patrick Pulupa
Executive Officer

cc: Distribution List, via email only

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