

Central Valley Regional Water Quality Control Board

18 November 2022

Michael Stettner
 Evergreen Communities
 1200 Melody Lane, Suite 110
 Roseville, CA 95678
mike@evergreencommunities.com

ORDER AMENDING CLEAN WATER ACT SECTION 401 TECHNICALLY CONDITIONED WATER QUALITY CERTIFICATION; EVERGREEN COMMUNITIES, FLORIN VINEYARDS PROJECT (WDID#5A34CR00849A1), SACRAMENTO COUNTY

This Order responds to the 6 July 2022 request for an amendment of the Florin Vineyards Project (Project) Section 401 Water Quality Certification (WDID#5A34CR00849). The original Water Quality Certification (Certification) was issued on 28 June 2022. The requested amendment is hereby approved. The original Certification is therefore amended as described below. Please attach this document to the original Certification.

AMENDMENT:

Evergreen Communities is requesting an administrative amendment to correct an omission in Table 2 in Section VII on page 4 of 22 and make a change to the timeframe for restoration of temporary impacts (item J1 on page 19 of 20).

The Certification is amended as shown below:

Table 2: Total Project Fill/Excavation Quantity for Permanent Physical Loss of Area Impacts

Aquatic Resources Type	Acres	Cubic Yards	Linear Feet
Vernal Pool	0.20	315	
Wetland	0.30	492	
Other Waters	0.24		

J. Mitigation for Temporary Impacts

1. The Permittee shall restore all areas of temporary impacts, including Project site upland areas, which could result in a discharge to waters of the state to pre-construction contours and conditions upon completion of construction activities

MARK BRADFORD, CHAIR | PATRICK PULUPA, ESQ., EXECUTIVE OFFICER

as described in a restoration plan. The restoration plan shall be submitted for written acceptance by Central Valley Water Board staff within thirty days (30) of issuance of this Order. The restoration plan shall provide the following: a schedule; plans for grading of disturbed areas to pre-project contours; planting palette with plant species native to the Project area; seed collection location; invasive species management; performance standards; and maintenance requirements (e.g. watering, weeding, and replanting).

APPLICATION FEE RECEIVED:

No fee was required for this amendment. Total fees of \$52,352.00 for the original Certification were received on 18 March 2022 and 9 May 2022 respectively. The fee amount was determined as required by California Code of Regulations, title 23, sections 3383(b)(3) and 2200(a)(3), as was calculated as category A - Fill & Excavation Discharges (fee code 84) with the dredge and fill fee calculator.

CENTRAL VALLEY REGIONAL WATER QUALITY CONTROL BOARD CONTACT:

Peter Minkel, Engineering Geologist
11020 Sun Center Drive, Suite 200
Rancho Cordova, CA 95670-6114
Peter.Minkel2@waterboards.ca.gov
(916) 464-4684

WATER QUALITY CERTIFICATION:

I hereby issue an Order amending the existing Clean Water Act, Section 401 Technically Conditioned Water Quality Certification for the Florin Vineyards Project (WDID#5A34CR00849A1). 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 Adam Laputz for:
Patrick Pulupa
Executive Officer

cc: Distribution List, page 3

DISTRIBUTION LIST

[Via email only]

Mary Pakenham-Walsh (SPK-2004-00778)
United States Army Corps of Engineers
Sacramento District Office
Regulatory Division
SPKRegulatoryMailbox@usace.army.mil

United States Environmental Protection Agency
R9CWA401@epa.gov

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

CWA Section 401 WQC Program
Division of Water Quality
State Water Resources Control Board
StateBoard401@waterboards.ca.gov

Bill Jennings
CA Sportfishing Protection Alliance
DeltaKeep@me.com