
Central Valley Regional Water Quality Control Board

21 May 2021

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Caltrans
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Fresno, CA 93726

NOTICE OF APPLICABILITY; GENERAL SECTION 401 WATER QUALITY CERTIFICATION ORDER REQUIREMENTS FOR CALTRANS, KERN-204 BRIDGE SCOUR EMERGENCY WORK PROJECT (WDID#5C15CR00118), KERN COUNTY

On 23 April 2021, Caltrans (Applicant) filed a notification requesting coverage under the 9 October 2018 State Water Resources Control Board Clean Water Act Section 401 General Water Quality Certification of the United States Army Corps of Engineers (USACE) Regional General Permit 8 (General Certification Order) for the Kern-204 Bridge Scour Emergency Work (Project). After review of the notification and the supplemental material submitted by the Applicant, the Central Valley Regional Water Quality Control Board (Central Valley Water Board) has determined that the Project qualifies for enrollment under this General Certification Order. The proposed activity is taking place in or within less than 0.104 acre of waters of the United States.

The Central Valley Water Board is certifying this Project under United States Army Corps of Engineers Regional General Permit 8, Emergency Repair and Protection Activities, subject to the conditions and the notification requirements described in the Nationwide Permit ("Special Conditions"). This Notice of Applicability is being issued under the General Certification Order pursuant to Section 3838 of the California Code of Regulations.

A copy of the [General Certification Order](https://www.waterboards.ca.gov/water_issues/programs/cwa401/docs/generalorders/rgp8_cert.pdf) (https://www.waterboards.ca.gov/water_issues/programs/cwa401/docs/generalorders/rgp8_cert.pdf) can be found on the State Water Resources Control Board's General Orders webpage.

The Project is being conducted in accordance with the requirements contained in this Notice of Applicability and General Certification Order. The Project is described in the notification form requesting coverage under the General Certification Order, dated 23 April 2021, and supplementary information (Application Package). Coverage under the General Certification Order is no longer valid if the Project (as described) is modified.

PROJECT DESCRIPTION:

The 0.17-acre Project consists of extending the rock mattress from the existing rock mattress at around Pier 11 to cover past Pier 10 and protect the slope along Pier 9. Design will be the same as previous scour countermeasures used along Pier 11 through Pier 17 completed in 2018 including backfilling the undermined pile cap at Pier 10 with slurry concrete. Some water diversion and de-watering may be required, depending on conditions. Permanent erosion control will include addition of rock slope protection. Temporary erosion control will include use of fiber rolls.

The Project will permanently impact 0.104 acre of waters of the United States.

PROJECT LOCATION:

The Project is located at Kern River Bridge on State Route 204 in the City of Bakersfield.

Section 24, Township 29 South, Range 27 East, MDB&M

Latitude: 35.3953 Degrees and Longitude: -119.0306 Degrees

PROJECT SCHEDULE:

The Project started construction on 26 April 2021 and will continue until 4 July 2021.

APPLICATION FEE RECEIVED:

An application fee of \$ 2,066.00 was received on 19 April 2021.

The fee amount was determined as required by California Code of Regulations, title 23, sections 3833(b)(3) and 2200(a)(3), and was calculated as category FY2021 H - Emergency Projects authorized by a Water Board General Order (fee code 85) with the dredge and fill fee calculator.

REPORTING:

A Notice of Completion (NOC)(Attachment E of General Certification Order) shall be submitted by the applicant no later than 45 days after the emergency work has been completed. The NOC shall demonstrate that the work has been carried out in accordance with the description provided in the applicant's Notice of Intent.

Failure to comply with the terms and conditions of this Certification may expose Caltrans to enforcement action pursuant to the Clean Water Act and California Water Code.

If you have any questions regarding this Notice of Applicability, please contact Brandon Salazar at (559) 445-6287 or Brandon.Salazar@waterboards.ca.gov.



Patrick Pulupa
Executive Officer

cc: see next page

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