



California Regional Water Quality Control Board Lahontan Region



Linda S. Adams
Acting Secretary for
Environmental Protection

2501 Lake Tahoe Boulevard, South Lake Tahoe, California 96150
(530) 542-5400 • Fax (530) 544-2271
www.waterboards.ca.gov/lahontan

Edmund G. Brown Jr.
Governor

Paul Hudson
44 Collingwood St
San Francisco CA 94114

NOTICE OF APPLICABILITY FOR "SMALL CONSTRUCTION" GENERAL PERMIT, AND DISCHARGE PROHIBITION EXEMPTION, HUDSON HOME REPLACEMENT AT 7594 RIVER ROAD, PLACER COUNTY, WDID 6A311101005, BOARD ORDER NO. R6T-2003-0004-165

The Regional Water Quality Control Board, Lahontan Region (Regional Board), has received your NOTICE OF INTENT TO COMPLY WITH THE TERMS OF THE GENERAL WASTE DISCHARGE REQUIREMENTS FOR SMALL CONSTRUCTION PROJECTS. Staff has found your project eligible to proceed in accordance with the requirements. The Water Board also received information to support granting an exemption from a waste discharge prohibition in the Water Board's *Water Quality Control Plan for the Lahontan Region* (Basin Plan).

This Notice of Applicability (NOA) and waste discharge prohibition exemption hereby assigns this Project the following reference number: Waste Discharger Identification (WDID) No. 6A311101005. Please use this reference number in all future correspondence regarding this Project.

PROJECT DESCRIPTION

The Project involves replacing an existing single-family home and associated onsite septic disposal system at a parcel located almost entirely within the 100-year floodplain of the Truckee River. The Project is intended and designed to reduce encroachment and impervious coverage within the 100-year floodplain while improving flood protection for the home, and to replace the existing septic system with an improved alternative onsite sewage sand filter treatment and disposal system.

CEQA COMPLIANCE

Water Board staff have determined that this Project is exempt from the California Environmental Quality Act (Public Resources Code Section 21000 et seq.). In accordance with Section 15302, the basis for CEQA exemption is "repair and replacement." A Notice of Exemption will be filed with the State Clearinghouse concurrently with issuing this Order.

WATER QUALITY CONTROL PLAN WASTE DISCHARGE PROHIBITION

The Water Board has adopted a *Water Quality Control Plan for the Lahontan Region* (Basin Plan), which specifies the following discharge prohibition:

"4(c) The discharge or threatened discharge, attributable to human activities, of solid or liquid waste materials including soil, silt, clay, sand, and other organic or earthen materials to lands within the 100-year floodplain of the Truckee River or any tributary to the Truckee River is prohibited."

The Project involves demolition of existing structures and construction within the 100-year floodplain to remove and replace the home and onsite sewage system. The Project threatens to discharge waste earthen materials from construction and includes the ongoing onsite sewer waste discharges within the 100-year floodplain.

WASTE DISCHARGE PROHIBITION EXEMPTION

The Basin Plan allows exemptions to the above-cited discharge prohibition for projects that meet the following Basin Plan exemption criteria:

The Water Board "may grant exemptions to prohibition 4(c) . . . for the repair or replacement of existing structures, provided that the repair or replacement does not involve the loss of additional floodplain area or volume. . . . Prior to granting any such exemption, the Regional Board shall require demonstration by the proposed discharger that all applicable Best Management Practices and mitigation measures have been incorporated into the project to minimize any potential soil erosion and/or surface runoff problems."

The Water Board finds: The Project is for the repair or replacement of existing structures. The applicant has redesigned the home to reduce the area and volume of floodplain occupied by the development, and proposed an alternative septic disposal system with a sand filter to improve the sewage discharge quality at the existing developed site. The Applicant has provided an adequate BMP plan as required by the general waste discharge requirements. Best Management Practices (BMPs) will be in place during Project implementation. The Project incorporates BMPs to ensure that erosion and surface runoff problems caused by the Project will be mitigated to levels of insignificance.

MEMORANDUM OF UNDERSTANDING CONCERNING ONSITE SYSTEM REGULATION

The Water Board staff has reviewed the waste discharge report filed concerning the replacement for the existing onsite sewage disposal system and finds the proposal acceptable. The Water Board has entered into a Memorandum of Understanding with

Placer County, and delegated authority to Placer County to regulate the installation of alternative systems for sewage treatment as proposed by the Applicant. Based on coordination and Water Board contact with Placer County staff on this Project, Placer County is prepared to oversee the installation and operation of the alternative onsite sewage disposal system under County requirements.

EXEMPTION GRANTED

The Water Board has delegated authority to the Executive Officer to issue exemptions to the above-cited waste discharge prohibition. Except in emergency situations, the Executive Officer shall notify the Board and interested members of the public of his intent to issue an exemption at least ten (10) days before the exemption or exception is issued. A notice of exemption will also be posted on the Water Board website and distributed through an interested-persons mailing list allowing at least ten (10) days to submit comments.

The Project is hereby granted an exemption to the above-cited waste discharge prohibition.

GENERAL INFORMATION

1. The project shall be constructed in accordance with the requirements contained in the Permit and in accordance with the information submitted in the Notice of Intent.
2. The required annual fee (as specified in the annual billing you will receive from the State Water Resources Control Board) shall be submitted until the Notice of Applicability is officially revoked. Revocation procedures are specified in Section IV.C. of the Permit.
3. Failure to abide by the conditions of the Permit could result in an enforcement action as authorized by provisions of the Porter-Cologne Water Quality Control Act.

If you have any questions regarding these permit requirements, please contact Alan Miller at (530) 542-5430. Please use the above-referenced WDID and Board Order numbers in any future communications regarding this project and permit.

HAROLD J. SINGER
EXECUTIVE OFFICER

cc: Placer County/Mohan Ganapathy
RAM Engineering, Inc./Roland Messier

AEM/chT: Hudson Home Replacement NOA -aem 6-6-11.doc
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