

April 3, 2006

Public Notice for Water Quality Certification and/or Waste
Discharge Requirements (Dredge/Fill Projects)

Mr. David Flum

Flum Residence Road Project

Mendocino County (WDID# 1B05163WNME)

On December 22, 2005, the North Coast Regional Water Quality Control Board (Regional Water Board) received an application from the Mr. David Flum (Applicant) requesting a Water Quality Certification and/or Waste Discharge Requirements (Dredge/Fill Projects) for the Flum Residence Road Project in Mendocino County. The proposed project causes disturbances to waters of the states associated with Skunk Creek and other unnamed tributaries to Robinson Creek in the Ukiah Hydrologic Sub Area No. 14.31, Russian River Hydrologic Unit No. 114.00.

The proposed project is located at 1165 Pine Ridge Road in Ukiah, Mendocino County. The purpose of the project is to construct two new roads for the Flum residence and improve existing roadways.

The proposed project consists of the construction of new access roads that total approximately 5,400 feet in length and will be 12 feet wide with required turnouts and turnarounds. The new roads are proposed to be out sloped and armored with a minimum 4 inches of gravel. Portions of the existing roadway will require routine maintenance and will maintain original line and grade.

The proposed construction and maintenance activities of the roadways include the installation of seven new culverts, 18 to 24 inches in diameter, as well as rock rip rap armoring at both the inlet and outlet locations of each new culvert. The proposed project will permanently fill 400 square feet (255 linear feet) of waters of the state. Instream work will take place between May 15 and October 15 and only when the ephemeral streams are completely dry. It is anticipated that the project will take approximately three months to complete.

Compensatory mitigation for this project will be attained through the re-vegetation of approximately 550 linear feet of ephemeral stream at a 2:1 ratio. Non-compensatory mitigation measures include the use of erosion control Best Management Practices (BMPs) including the seeding of all exposed and disturbed soils and stockpiles.

All fill material used on the site will be clean and free of contaminants. A characterization report for all imported fill materials will be provided to the Regional Water Board prior to the commencement of grading work.

The Applicant has submitted an application with the U.S. Army Corps of Engineers for a Nationwide Permit #14 (Linear Transportation Projects). The Applicant has also

submitted an application with the California Department of Fish and Game for a Streambed Alteration Agreement. Both permits are pending.

The Regional Water Board, as the lead California Environmental Quality Act (CEQA) agency, has determined that this project is categorically exempt from CEQA under Section 15304 - Minor Alterations to Land.

The nearest receiving water is Skunk Creek and Robinson Creek located in Ukiah Hydrologic Sub Area No. 14.31, Russian River Hydrologic Unit No. 114.00.

The Flum Residence Road Project is scheduled to begin May 15, 2006 and end before October 15, 2006. Staff is proposing to regulate this project pursuant to Section 401 of the Clean Water Act (33 USC 1341) and/or Porter-Cologne Water Quality Control Act Authority. In addition, staff will consider all comments received during a 21-day comment period that begins on the first date of issuance of this letter. If you have any questions or comments, please contact staff member Andrew Jensen at (707) 576-2683, ajensen@waterboards.ca.gov, or Michelle Jensen at (707) 576-6711, mjensen@waterboards.ca.gov, within 21 days of the posting of this notice.

The related documents and comments received are on file and may be inspected or copied at the Regional Water Board office, 5550 Skylane Blvd., Boulevard, Suite A, Santa Rosa, California. Appointments are recommended for document review. Appointments can be made by calling (707) 576-2220.