

June 7, 2007

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

City of Weed – RV Drive/Vista Drive Extension, South Weed Infrastructure Project
WDID No. 1A07019WNSI

Siskiyou County

On March 2, 2007, the North Coast Regional Water Quality Control Board (Regional Water Board) received an application from the City of Weed (applicant), requesting Federal Clean Water Act, Section 401, Water Quality Certification for activities related to construction of a culverted stream crossing over the Black Butte Spring drainage channel in Weed, Siskiyou County. The proposed project is part of the South Weed Infrastructure Project and involves construction of RV Park Drive and an extension of Vista Drive. The proposed project will be constructed through a public works contract administered by the City of Weed. The proposed project will cause disturbances to waters of the United States associated with the Black Butte Spring drainage in the Shasta Valley Hydrologic Area No. 105.50.

The Black Butte Springs drainage channel is a perennial stream that flows through an approximately 597 acre area of proposed future development. RV Park Drive will provide access into the portion of the property located on the north side of the Black Butte Springs drainage channel. Construction of RV Park Drive requires installation of a culverted road crossing over the Black Butte Springs drainage channel. Flows in the drainage channel will be routed to the inlets of two 42-inch diameter and 100-foot long culverts that will be placed side-by-side in the drainage channel. The culverts will have flared end sections and rock slope protection will be placed around the inlets and outlets of the culverts. The installation of the culvert and rock slope protection will result in permanent impact to 180 linear feet and 0.02 acre of the Black Butte Spring drainage channel. Vegetation will be cleared from both sides of the drainage channel where the culverts and rock slope protection will be installed.

Compensatory mitigation is required for the project's permanent impacts to 180 feet (0.02 acre) of the Black Butte Spring drainage channel. The Compensatory Mitigation Plan (CMP) submitted with the application for Water Quality Certification does not contain adequate compensatory mitigation measures for the permanent impacts to the drainage channel. Regional Water Board staff have requested an amended CMP from the applicant. The Regional Water Board will require submittal of an adequate compensatory mitigation plan prior to issuing a Water Quality Certification for this project. Please contact the Regional Water Board staff person listed below if you have comments or concerns regarding the CMP for this project.

Noncompensatory mitigation for this project includes revegetation of all disturbed areas and also includes the use of Best Management Practices for sediment and turbidity control and heavy equipment use near a waterway. The proposed project is scheduled for the summer 2007 or 2008. Construction and revegetation activities are expected to take approximately eighty days to complete.

The applicant proposes to perform the project under Nationwide Permit Number 14 (non-reporting), from the United States Army Corps of Engineers, pursuant to Clean Water Act, section 404. The City of Weed, as the lead agency for CEQA, approved a Mitigated Negative Declaration (MND) for the project and submitted a Notice of Determination (SCH# 2001082108) on August 12, 2002. The applicant applied to California Department of Fish and Game (CDF&G) for a Lake or Streambed Alteration Agreement (Agreement). CDF&G deemed the application complete, and on October 23, 2006, CDF&G informed the applicant in writing that the project can go forward without an Agreement.

The Water Quality Certification for the project will, in part, require implementation of the mitigation measures contained in the "water" section of the MND. As a condition of future development, the MND requires submittal of a drainage study identifying the method of collection and conveyance of tributary flows from off-site as well as the method of control for increased run-off generated onsite. The collection and conveyance methods shall not adversely affect adjacent or downstream properties. A downstream detention basin shall be provided at or near the point where flows exit the site and the basin shall be designed to capture flows proportional to the areas being drained to each basin.

The information contained in this public notice is only a summary of the applicant's proposed activities. The application for Water Quality Certification in the Regional Water Board's file contains additional details about the proposed project including road design drawings. The application and Regional Water Board file is available for public review.

Regional Water Board staff are 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 submitted in writing and received at this office by mail during a 21-day comment period that begins on the first date of issuance of this letter and ends at 5:00 p.m. on the last day of the comment period. If you have any questions, please contact staff member Dean Prat at (707) 576-2801 within 21 days of the posting of this notice.