

September 8, 2010

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

Oakes Residence Bank Stabilization Project
WDID No. 1B10095WNSO

Sonoma County

On August 14, 2010, the North Coast Regional Water Quality Control Board (Regional Water Board) received an application from Mr. Kurt Kelder, on behalf of Mr. Bill Oakes and Ms. Pam Oakes (Applicant), requesting Federal Clean Water Act, section 401, Water Quality Certification (certification) and/or Waste Discharge Requirements (Dredge/Fill Projects) for activities associated with the Oakes Residence Bank Stabilization (Project). Project is located on Burgundy Way, in the City of Sebastopol, latitude 38.400278°N, and longitude 123.883333°W, in Sonoma County. The proposed project will cause permanent impacts to approximately 0.01 acres, of bed and bank of Unnamed Creek, tributary to Atascadero Creek, Russian River Hydrologic Area 114.00.

The purpose of the project is to stabilize a failing creek bank located behind a private residence. The proposed project is limited to the stabilization of approximately 35 feet of stream bank by installing riprap to prevent erosion and planting native vegetation to stabilize soil. Approximately 525 square feet of rip rap will be installed using an excavator at the top of bank and manual labor within the stream channel. The failing area is currently eroding and delivering sediment into an unnamed creek. Mitigation will be through the planting of native trees, including willows and possibly other native species in the area, within the rip-rap and top of bank area.

Disturbed areas of soil will be protected from erosion by application of a native grass/vegetation seed mix and appropriate erosion control BMPs. Plantings will be irrigated as necessary until established, and monitored for five years. Work will be done during the dry season, before October 15. If flowing water is encountered during work, it will be made to bypass the work area by use of a coffer dam and bypass pipe. Proper precautions shall be taken to properly move any fish or animals from the work area, per California Department of Fish and Game stream alteration agreement.

North Coast Regional Water Quality Control Board, as lead California Environmental Quality Act (CEQA) agency, will file Categorical Exemption, 15333 Small Habitat Restoration Projects, with the State Clearing House, pursuant to CEQA guidelines.

The Applicant has applied to the California Department of Fish and Game for a Lake and Streambed Alteration Agreement.

The Applicant has to the US Army Corps of Engineers for a Clean Water Act Section 404 Permit.

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 Stephen Bargsten at (707) 576-2653 within 21 days of the posting of this notice.

100908_OakesResidence_BankStabilization_PN