

March 4, 2011

North Bay Construction  
3129 Juniper Avenue Residential Development  
WDID No. 1B08123WNSO  
Sonoma County

On July 30, 2008, the North Coast Regional Water Quality Control Board (Regional Water Board) received an application from Ted Winfield, Ph.D., of Ted Winfield & Associates on behalf of Mr. Steve Geney, North Bay Construction (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 3129 Juniper Avenue Residential Development Project (Project). Project is located, at 3192 Juniper Avenue, latitude 38.39996°N, longitude 122.72631°W, in Sonoma County. The proposed project will cause permanent impacts to approximately 0.016 acres of seasonal wetland, within the Laguna Hydrologic Subarea No. 114.21, Russian River Hydrologic Area 114.00.

The proposed Project site is approximately 2.1 acres in size, and currently surrounded by light industrial and ranchette/pasture land uses. The proposed project would consist of the construction of commercial/industrial condominiums with vehicle parking and associated infrastructure. The project site supports 1.06 acres of California tiger salamander (*Ambystoma californiense*) (CTS) habitat including 0.016 acre of seasonal wetlands. The seasonal wetland is located interior on the development area, to meet the project purpose the filling of the wetlands is unavoidable, therefore, mitigation bank credits will be purchased for the impact to 0.016 acre of wetlands.

Compensatory mitigation consists of the purchase of 1.03 acres of CTS habitat conservation and 0.05 acre of wetland creation credits from the Hazel Mitigation Bank and 0.03 acre of combined Sebastopol Meadowfoam/CTS habitat establishment and preservation credits at the Swift/Turner Conservation Bank.

The project will also include the use of post-construction stormwater treatment features employing low impact development (LID) techniques. Techniques will include bioretention planters, vegetated swales, and detention basins. The LID techniques are designed to attenuate stormwater runoff to be the same or less than pre-construction amount, infiltrate stormwater on-site, and treat stormwater to remove contaminants from parking lots, roads, and landscaping areas.

The City of Santa Rosa, as lead California Environmental Quality Act (CEQA) agency, has filed a Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code. The Regional Water Board has considered the environmental document and any proposed changes incorporated into the project or required as a condition of approval to avoid significant effects to the environment.

The Applicant has received authorization from the United States Army Corps of Engineers (file No. SPN-2006-400155-N) to perform the project under Nationwide Permit Number 39-Residential, Commercial, and Institutional Developments, pursuant to the Clean Water Act, section 404.

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.

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