



Los Angeles Regional Water Quality Control Board

Mr. Paul Maselbas
County of Los Angeles
Department of Public Works
900 S. Fremont Avenue
Alhambra, CA 91803-1331

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED
No. 7009 2820 0001 6537 9768

WATER QUALITY CERTIFICATION FOR PROPOSED LITTLE TUJUNGA CANYON ROAD OVER PACOIMA CREEK PROJECT (Corps' Project No. 2012-00178-JDG), PACOIMA CREEK, CITY OF LOS ANGELES, LOS ANGELES COUNTY (File No. 12-016)

Dear Mr. Maselbas:

Board staff has reviewed your request on behalf of County of Los Angeles Department of Public Works (Applicant) for a Clean Water Act Section 401 Water Quality Certification for the above-referenced project. Your application was deemed complete on April 10, 2013.

I hereby issue an order certifying that any discharge from the referenced project will comply with the applicable provisions of sections 301 (Effluent Limitations), 302 (Water Quality Related Effluent Limitations), 303 (Water Quality Standards and Implementation Plans), 306 (National Standards of Performance), and 307 (Toxic and Pretreatment Effluent Standards) of the Clean Water Act, and with other applicable requirements of State law. This discharge is also regulated under State Water Resources Control Board Order No. 2003 - 0017 - DWQ, "General Waste Discharge Requirements for Dredge and Fill Discharges that have received State Water Quality Certification" which requires compliance with all conditions of this Water Quality Certification.

Please read this entire document carefully. The Applicant shall be liable civilly for any violations of this Certification in accordance with the California Water Code. This Certification does not eliminate the Applicant's responsibility to comply with any other applicable laws, requirements and/or permits.

Should you have questions concerning this Certification action, please contact Dana Cole, Section 401 Program, at (213) 576-5733.

Handwritten signature of Samuel Unger, P.E.
Chief Deputy E.O.
for
Samuel Unger, P.E.
Executive Officer

6-14-13
Date

DISTRIBUTION LIST

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ATTACHMENT A

Project Information

File No. 12-016

1. Applicant: Mr. Paul Maselbas
County of Los Angeles Department of Public Works
900 South Fremont Avenue
Alhambra, CA 91803-1331

Phone: (626) 458-3902 Fax: (626) 458-3192

2. Applicant's Agent: Ms. Janea Russell
County of Los Angeles Department of Public Works
Programs Development Division, 11th Floor
P.O. Box. 1460
Alhambra, CA 91802-1460

Phone: (626) 458-3937 Fax: (626) 458-3192

3. Project Name: Little Tujunga Canyon Road over Pacoima Creek

4. Project Location: Los Angeles, Los Angeles County

<u>Latitude</u>	<u>Longitude</u>
34.345997551023	118.365971321106
34.345917523841	118.365794554274
34.345777119262	118.365822817486
34.345807732932	118.365958658053
34.345988655689	118.365835542272
34.345811339776	118.365754124086
34.345778699420	118.365933404756
34.345885580627	118.365992828180

5. Type of Project: Bridge replacement

6. Project Purpose: The proposed project (Project) will replace the existing 80-year-old bridge structure with a new, fully-functional bridge.

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7. Project Description:

The Applicant will replace the existing timber A-frame bridge located at Little Tujunga Canyon Road over Pacoima Creek within the Angeles National Forest. The existing bridge structure is old and has exceeded the typical service life of 75 years for bridge structures. The bridge no longer meets many of the functional requirements of current design specifications for bridges.

The County of Los Angeles Department of Public Works, under the Federal Highway Bridge Program administered by Caltrans, is proposing to replace the bridge. The new bridge will be a single-span precast pre-stressed concrete-girder structure, spanning 65 feet across Pacoima Creek. The bridge will be supported on a cast-in-steel-shell pile foundation. The bridge will have a total width of 35-feet, six-inches. The proposed new bridge will have wingwalls at all corners of the bridge. Concrete barrier rails approximately two-feet, eight-inches high by one-foot, nine-inches wide with tubular handrail one foot, four inches high along the top of the structure will be placed on both edges of the road across of the bridge.

The finished surface of the bridge deck is expected to be a maximum of 10 inches higher than the existing bridge deck in order to improve the existing grade of the road as well as provide additional clearance underneath the new bridge structure for flow capacity. In order to meet current design standards, the road over the bridge deck will be widened to 32 feet. The bridge approach will vary from the existing 22-foot roadway to the new bridge road width of 32 feet.

The total length of improvements, including the bridge and approach work, is 240 feet along Little Tujunga Canyon Road. All permanent improvements will be located within existing road right-of-way; however, temporary easements will be required during construction. Total project area is approximately 18,150 square-feet of which approximately 5,630 square-feet is jurisdictional waters in the creek bed. It is anticipated that there will be additional impact areas outside of the project limits due to the traffic control measures for the detour, and the staging areas for the construction. However, these impact areas will be limited to the existing asphalt surface of the roadway.

It is estimated that the construction of the abutments and wingwalls will require the excavation of 1,750 cubic-yards of soil. Upon completion of the work, approximately 1,150 cubic-yards of soil

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will be placed as fill around the abutments and wingwalls. The remaining 600 cubic-yards of material will be removed from the project site.

Due to limited access in this area, staged construction will be required to keep the bridge open in the event of an emergency. One half of the existing bridge will be removed, while the other half will be open for one-way traffic. Temporary bridge supports will be required to shore the standing half of the existing bridge. The temporary bridge supports will consist of timber or steel columns on a footing that is placed in the creek bed. Shoring to support the bridge is in the creek bed and is included as part of the temporary impact to waters of the US and state. A cofferdam and debris barrier consisting of two rows of K-rail two-feet, eight-inches high by two-feet wide by 10-feet long lined with plastic held by sandbags will be placed in the creek bed around the temporary bridge support to divert any flow and debris. Alternatively, two rows of metal frames with plastic sheeting in between may be used to form a temporary diversion channel to route flow around bridge supports.

The proposed bridge will be longer than the existing bridge. On the north side of the bridge, 310 square feet of area between the new abutments and the footprint of the removed abutments that will be restored to creek bed and lined with cobble. On the south side 250 square feet of restored creek bed and cobble will be created. The new bridge footings and wingwalls are outside of waters of the US.

Equipment used on site will include air compressors, a backhoe, power generators, water pumps, a forklift, a skip loader, a trash container, a 40-ton crane, a trailer for contractor and inspector, pick-up trucks, a flat-bed truck, and a water tanker.

As-needed equipment will include a drilling rig, transit concrete mixers, a concrete pump, an 80-100 ton crane, welding and cutting equipment, a 5-ton roller, a paving machine, a two-ton roller, and a Bidwell machine for concrete deck finishing.

8. Federal Agency/Permit:

U.S. Army Corps of Engineers
NWP No. 3 (Permit No. 2012-00178-JDG)

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9. Other Required Regulatory Approvals: California Department of Fish and Game Streambed Alteration Agreement
10. California Environmental Quality Act Compliance: The County of Los Angeles filed a Notice of Determination with the State Clearinghouse (No. 2011121016) and with the Los Angeles County Clerk on June 14, 2012. Mitigation measures were made a condition of the approval by the Los Angeles Board of Supervisors on June 12, 2012, and a copy of the approved *Mitigation Monitoring and Reporting Program* was received by this Regional Board on July 16, 2012.
11. Receiving Water: Pacoima Creek (Hydrologic Unit No. 405.22)
12. Designated Beneficial Uses: MUN*, GWR, REC-1, REC-2, WARM, COLD, WILD, RARE, SPWN, WET

*Conditional beneficial use
13. Impacted Waters of the United States: Non-wetland waters (vegetated streambed): 0.129 temporary acres (113 linear feet)
14. Related Projects Implemented/to be Implemented by the Applicant: The Applicant has not identified any related projects carried out in the last 5 years or planned for implementation in the next 5 years.
15. Avoidance/Minimization Activities: The Applicant has proposed to implement several Best Management Practices, including, but not limited to, the following:
- Erosion from disturbed soil will be prevented by scheduling work during the non-storm season.
 - Sediments or any construction related materials will not be discharged to receiving waters.
 - Stockpiles will be covered to prevent water and wind erosion of sediment.

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- Temporary barriers will be constructed along the site perimeter and around stockpiles, using silt fencing, fiber rolls and gravel bag berms to retain all sediment on site.
- The Applicant will perform construction outside of the storm season (April 15 to October 15).
- The Surface Water Diversion System will consist of capturing upstream flows in Pacoima Creek and diverting it downstream of the project site through a pipe or covered diversion system without impacting water quality.
- The Applicant will conduct upstream and downstream water quality sampling to document that no impact has occurred.
- A stabilizing construction platform for the entrance and exit for all vehicle traffic and equipment with debris will be employed.
- The Applicant will not store materials in the streambed.
- The Applicant will prevent all hydrocarbon fluids from spilling on the construction site, offsite, or entering from the streambed.
- The Applicant will inspect the project site for illicit connections, illegal discharge, and illegal dumping caused by third parties.
- The Applicant will dispose of dumped debris at a legal point of disposal.
- The Applicant will train employees and subcontractors on the proper material delivery and storage practices.
- The contractor will provide covered and watertight dumpsters to contain the solid waste generated on the construction site including waste generated by the public.
- If fueling or emergency equipment maintenance is conducted on-site, the Applicant will surround the area with berms located on the existing paved level-grade roadway, at least 50 feet from any streambed or watercourse.

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- Drip pans, spill clean-up materials, and spill kits will be available for use immediately for spills or vehicle and equipment fueling to prevent hydrocarbon liquids from leaking on to the ground or impacting surface or ground water, and if materials are used they will be disposed of at a legal point of disposal.
- Routine vehicle and equipment maintenance will not be conducted on the project site.
- The Applicant will use off-site maintenance facilities.
- No vehicle and equipment cleaning will be allowed on the project site.
- All hydraulic hose connections will be capped and bagged when disconnected. When not in use, pile driving equipment will not be stored in the streambed.
- Hammers and other hydraulic attachments will be covered with plastic sheeting when not in use.
- Temporary concrete washout facilities will be located a minimum of 50 feet from storm drain inlets, open drainage facilities, and watercourses.
- The Applicant will regularly inspect and maintain the construction site for the water pollution control practices a minimum of once every week; or within 48 hours prior to a predicted rain event; or within 48 hours after a rain event; or at least every 24 hours during extended precipitation events.
- The Applicant will conduct BMP inspections at the same frequency, and the inspections will be documented on a BMP Checklist.
- Corrective actions that identified on the BMP Checklist are required to be completed by the end of the day that the inspection was performed and documented. If the corrective actions identified on the BMP Checklist are not completed by the end of the day, the Applicant will assess a penalty of \$1,000 for each calendar day that the responsible party or contractor does not fully implement or comply with the corrective actions.

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16. Proposed
Compensatory
Mitigation:

None

17. Required
Compensatory
Mitigation:

The Applicant will provide 0.129 acres of mitigation for temporary impacts to 0.129 acres within jurisdictional waters. See *Attachment B, Conditions of Certifications, Additional Conditions* for modifications and additions to the above proposed compensatory mitigation.

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Conditions of Certification File No. 12-016

STANDARD CONDITIONS

Pursuant to §3860 of Title 23 of the California Code of Regulations (23 CCR), the following three standard conditions shall apply to this project:

1. This Certification action is subject to modification or revocation upon administrative or judicial review, including review and amendment pursuant to §13330 of the California Water Code and Article 6 (commencing with 23 CCR §3867).
2. This Certification action is not intended and shall not be construed to apply to any activity involving a hydroelectric facility and requiring a Federal Energy Regulatory Commission (FERC) license or an amendment to a FERC license unless the pertinent Certification application was filed pursuant to 23 CCR Subsection 3855(b) and the application specifically identified that a FERC license or amendment to a FERC license for a hydroelectric facility was being sought.
3. Certification is conditioned upon total payment of any fee required pursuant to 23 CCR Chapter 28 and owed by the Applicant.

ADDITIONAL CONDITIONS

Pursuant to 23 CCR §3859(a), the Applicant shall comply with the following additional conditions:

1. The Applicant shall submit to this Regional Board copies of any other final permits and agreements required for this project, including, but not limited to, the U.S. Army Corps of Engineers' (ACOE) Section 404 Permit and the California Department of Fish and Game's (CDFG) Streambed Alteration Agreement. **These documents shall be submitted prior to any discharge to waters of the State.**
2. The Applicant shall adhere to the most stringent conditions indicated with either this Certification, the CDFG's Streambed Alteration Agreement, or the ACOE Section 404 Permit.
3. The Applicant shall comply with all water quality objectives, prohibitions, and policies set forth in the *Water Quality Control Plan, Los Angeles Region (1994)*, as amended.
4. The Avoidance/Minimization activities proposed by the Applicant as described in Attachment A, No. 15, are incorporated as additional conditions herein.
5. The Applicant and all contractors employed by the Applicant shall have copies of this Certification and all other regulatory approvals for this project on site at all times and shall be familiar with all conditions set forth.

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6. Fueling, lubrication, maintenance, operation, and storage of vehicles and equipment shall not result in a discharge or a threatened discharge to waters of the State. At no time shall the Applicant use any vehicle or equipment which leaks any substance that may impact water quality. Staging and storage areas for vehicles and equipment shall be located outside of waters of the State.
7. All excavation, construction, or maintenance activities shall follow best management practices to minimize impacts to water quality and beneficial uses. Dust control activities shall be conducted in such a manner that will not produce downstream runoff.
8. No construction material, spoils, debris, or any other substances associated with this project that may adversely impact water quality standards, shall be located in a manner which may result in a discharge or a threatened discharge to waters of the State. Designated spoil and waste areas shall be visually marked prior to any excavation and/or construction activity, and storage of the materials shall be confined to these areas.
9. All waste or dredged material removed shall be relocated to a legal point of disposal if applicable. A legal point of disposal is defined as one for which Waste Discharge Requirements have been established by a California Regional Water Quality Control Board, and is in full compliance therewith. Please contact the Land Disposal Unit at the Regional Board for further information regarding the disposal of solid wastes.
10. The Applicant shall implement all necessary control measures to prevent the degradation of water quality from the proposed project in order to maintain compliance with the Basin Plan. The discharge shall meet all effluent limitations and toxic and effluent standards established to comply with the applicable water quality standards and other appropriate requirements, including the provisions of Sections 301, 302, 303, 306, and 307 of the Clean Water Act. This Certification does not authorize the discharge by the applicant for any other activity than specifically described in the 404 Permit.
11. The discharge shall not: a) degrade surface water communities and populations including vertebrate, invertebrate, and plant species; b) promote the breeding of mosquitoes, gnats, black flies, midges, or other pests; c) alter the color, create visual contrast with the natural appearance, nor cause aesthetically undesirable discoloration of the receiving waters; d) cause formation of sludge deposits; or e) adversely affect any designated beneficial uses.
12. The Applicant shall allow the Regional Board and its authorized representative entry to the premises, including all mitigation sites, to inspect and undertake any activity to determine compliance with this Certification, or as otherwise authorized by the California Water Code.
13. Application of pesticides must be supervised by a certified applicator and be in conformance with manufacturer's specifications for use. Compounds used must be appropriate to the

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target species and habitat. All pesticides directed toward aquatic species must be approved by the Regional Board. Pesticide utilization shall be in accordance with State Water Resources Control Board Water Quality Order Nos. 2011-0002-DWQ and 2004-0009-DWQ.

14. The Applicant shall not conduct any construction activities within waters of the State during a rainfall event. The Applicant shall maintain a **five-day (5-day) clear weather forecast** before conducting any operations within waters of the State.
15. If rain is predicted after operations have begun, grading activities must cease immediately and the site must be stabilized to prevent impacts to water quality, and minimize erosion and runoff from the site.
16. The Applicant shall utilize the services of a qualified biologist with expertise in riparian assessments during any vegetation clearing activities. The biologist shall be available on site during construction activities to ensure that all protected areas are marked properly and ensure that no vegetation outside the specified areas is removed. The biologist shall have the authority to stop the work, as necessary, if instructions are not followed. The biologist shall be available upon request from this Regional Board for consultation within 24 hours of request of consultation.
17. No activities shall involve wet excavations (i.e., no excavations shall occur below the seasonal high water table). A minimum **5-foot** buffer zone shall be maintained above the existing groundwater level. If construction or groundwater dewatering is proposed or anticipated, the Applicant shall file a **Report of Waste Discharge** (ROWD) to this Regional Board and obtain any necessary NPDES permits/Waste Discharge Requirements prior to discharging waste.
18. All project/construction activities not included in this Certification, and which may require a permit, must be reported to the Regional Board for appropriate permitting. Bank stabilization and grading, as well as any other ground disturbances, are subject to restoration and revegetation requirements, and may require additional Certification action.
19. All surface waters, including ponded waters, shall be diverted away from areas undergoing grading, construction, excavation, vegetation removal, and/or any other activity which may result in a discharge to the receiving water. If surface water diversions are anticipated, the Applicant shall develop and submit a **Surface Water Diversion Plan** (plan) to this Regional Board. The plan shall include the proposed method and duration of diversion activities, structure configuration, construction materials, equipment, erosion and sediment controls, and a map or drawing indicating the locations of diversion and discharge points. Contingency measures shall be a part of this plan to address various flow discharge rates. The plan shall be submitted prior to any surface water diversions. If surface flows are present, then upstream and downstream monitoring for the following shall be implemented:

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- pH
- temperature
- dissolved oxygen
- turbidity
- total suspended solids(TSS)

Analyses must be performed using approved US Environmental Protection Agency methods, where applicable. These constituents shall be measured at least once prior to diversion and then monitored for on a daily basis during the first week of diversion and/or dewatering activities, and then on a weekly basis, thereafter, until the in-stream work is complete.

Results of the analyses shall be submitted to this Regional Board by the 15th day of each subsequent sampling month. A map or drawing indicating the locations of sampling points shall be included with each submittal. Diversion activities shall not result in the degradation of beneficial uses or exceedance of water quality objectives of the receiving waters. Downstream TSS shall be maintained at ambient levels. Where natural turbidity is between 0 and 50 Nephelometric Turbidity Units (NTU), increases shall not exceed 20%. Where natural turbidity is greater than 50 NTU, increases shall not exceed 10%. Any such violations may result in corrective and/or enforcement actions, including increased monitoring and sample collection.

20. The Applicant shall restore the proposed **0.129 acres** of TEMPORARY IMPACTS to waters of the United States and all other areas of temporary disturbance which could result in a discharge or a threatened discharge to waters of the State. Restoration shall include grading of disturbed areas to pre-project contours and revegetation with native species. Restored areas shall be monitored and maintained with native species as necessary for five years. The Applicant shall implement all necessary Best Management Practices to control erosion and runoff from areas associated with this project.
21. The Applicant shall provide COMPENSATORY MITIGATION to offset the proposed temporary loss of **0.129 acres** waters of the United States by creating or restoring riparian habitat at a minimum **1:1** area replacement ratio (**0.129 acres**). The mitigation site shall be located within the Los Angeles River Watershed unless otherwise approved by this Regional Board. The Applicant shall submit a **Proposed Mitigation Report** which shall include:
 - (a) The boundary of the mitigation site shall be clearly identified on a map of suitable resolution and quality and shall also be defined by latitude and longitude.
 - (b) The type(s) of mitigation shall be described (e.g., removal of exotics and/or replanting with native species, etc.)
 - (c) Success criteria shall be established.

If the Applicant proposes funding to a third-party organization for the creation or restoration of a total or in combination of **0.129 acres** of vegetated streambed riparian habitat within

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waters of the United States/Federal jurisdictional wetlands, then funding shall apply to mitigation acreage only, exclusive of administrative costs. The mitigation site shall be located within the Los Angeles River Watershed unless otherwise approved by this Regional Board. The Applicant shall submit a **Proposed Mitigation Report** which shall include:

- (d) Documentation from the third party indicating that funds have been used for mitigation acreage only, which do not include administrative costs.
- (e) The boundary of the mitigation site shall be clearly identified on a map of suitable resolution and quality and shall also be defined by latitude and longitude.
- (f) The type(s) of mitigation shall be described (e.g., removal of exotics and/or replanting with native species, etc.)
- (g) Success criteria shall be established.

This information shall be submitted to this Regional Board for approval prior to any disturbance within waters of the United States and shall include copies of all agreements made between the Applicant and a third party organization regarding compensatory mitigation efforts.

22. The Applicant shall submit to this Regional Board **Annual Monitoring Reports** (Annual Reports) by **January 1st** of each year for a minimum period of **five (5) years** following this issuance of 401 Certification or **until mitigation success has been achieved and documented**. The Annual Reports shall describe in detail all of the project and construction activities performed during the previous year. All restoration and mitigation efforts to date shall be included as well as percent survival by plant species and percent cover. The Annual Reports shall describe the status of other agreements (e.g., mitigation banking) or any delays in the mitigation process. At a minimum the Annual Reports shall include the following documentation:

- (a) Color photo documentation of the pre- and post-project and mitigation site conditions;
- (b) Geographical Positioning System (GPS) coordinates in decimal-degrees format outlining the boundary of the project and mitigation areas;
- (c) The overall status of project including a detailed schedule of whether or not work has begun on the Project;
- (d) Copies of all permits revised as required in Additional Condition 1;
- (e) Water quality monitoring results for each reach (as required) compiled in an easy to interpret format;
- (f) A certified Statement of “no net loss” of wetlands associated with this project;

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- (g) Discussion of any monitoring activities and exotic plant control efforts; and
 - (h) A certified Statement from the permittee or his/her representative that all conditions of this Certification have been met.
23. All applications, reports, or information submitted to the Regional Board shall be signed:
- (a) For corporations, by a principal executive officer at least of the level of vice president or his duly authorized representative, if such representative is responsible for the overall operation of the facility from which discharge originates.
 - (b) For a partnership, by a general partner.
 - (c) For a sole proprietorship, by the proprietor.
 - (d) For a municipal, State, or other public facility, by either a principal executive officer, ranking elected official, or other duly authorized employee.
24. Each and any report submitted in accordance with this Certification shall contain the following completed declaration:

“I declare under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who managed the system or those directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Executed on the _____ day of _____ at _____.

_____ (Signature)
_____ (Title)”

25. All communications regarding this project and submitted to this Regional Board shall identify the Project File Number **12-016**. Submittals shall be sent to the attention of the 401 Certification Unit.
26. Any modifications of the proposed project may require submittal of a new Clean Water Act Section 401 Water Quality Certification application and appropriate filing fee.

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27. The project shall comply with the local regulations associated with the Regional Board's **Municipal Stormwater Permit** issued to Los Angeles County and co-permittees under NPDES No. CAS004001 and Waste Discharge Requirements Order No. R4-2012-0175. This includes the Standard Urban Storm Water Mitigation Plan (SUSMP) and all related implementing local ordinances and regulations for the control of stormwater pollution from new development and redevelopment. The project shall also comply with all requirements of the National Pollutant Discharge Elimination System (NPDES) **General Permit** for Storm Water Discharges Associated with Construction Activity, Order No. 2009-009-DWQ. All stormwater treatment systems shall be located outside of any water of the State and shall not be used as a wetland or riparian mitigation credit.
28. Coverage under this Certification may be transferred to the extent the underlying federal permit may legally be transferred and further provided that the Applicant notifies the Executive Officer at least 30 days before the proposed transfer date, and the notice includes a written agreement between the existing and new Applicants containing a specific date of coverage, responsibility for compliance with this Certification, and liability between them.
29. The Applicant or their agents shall report any noncompliance. Any such information shall be provided verbally to the Executive Officer within 24 hours from the time the Applicant becomes aware of the circumstances. A written submission shall also be provided within five days of the time the Applicant becomes aware of the circumstances. The written submission shall contain a description of the noncompliance and its cause; the period of noncompliance, including exact dates and times, and if the noncompliance has not been corrected; the anticipated time it is expected to continue and steps taken or planned to reduce, eliminate and prevent recurrence of the noncompliance. The Executive Officer, or an authorized representative, may waive the written report on a case-by-case basis if the oral report has been received within 24 hours.
30. *Enforcement:*
 - (a) In the event of any violation or threatened violation of the conditions of this Certification, the violation or threatened violation shall be subject to any remedies, penalties, process or sanctions as provided for under State law. For purposes of section 401(d) of the Clean Water Act, the applicability of any State law authorizing remedies, penalties, process or sanctions for the violation or threatened violation constitutes a limitation necessary to assure compliance with the water quality standards and other pertinent requirements incorporated into this Certification.
 - (b) In response to a suspected violation of any condition of this Certification, the State Water Resources Control Board (SWRCB) or Regional Water Quality Control Board (RWQCB) may require the holder of any permit or license subject to this Certification to furnish, under penalty of perjury, any technical or monitoring reports the SWRCB deems appropriate, provided that the burden, including costs, of the reports shall be a

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reasonable relationship to the need for the reports and the benefits to be obtained from the reports.

- (c) In response to any violation of the conditions of this Certification, the SWRCB or RWQCB may add to or modify the conditions of this Certification as appropriate to ensure compliance.
31. This Certification shall expire **five (5) years** from date of this Certification. The Applicant shall submit a complete application prior to termination of this Certification if renewal is requested.