
Central Valley Regional Water Quality Control Board

4 November 2019

Hicham El Tal
Merced Irrigation District
744 W. 20th St.
Merced, CA 95340

NOTICE OF APPLICABILITY; GENERAL SECTION 401 WATER QUALITY CERTIFICATION ORDER REQUIREMENTS FOR THE MERCED IRRIGATION DISTRICT, BRICEBURG STREAM GAUGE PROJECT (WDID#5B22CR00050), MARIPOSA COUNTY

On 22 October 2019, Merced Irrigation District (Applicant) filed a notification requesting coverage under the 17 March 2017 State Water Resources Control Board Clean Water Act Section 401 General Water Quality Certification and Order of the United States Army Corps of Engineers 2017 Nationwide Permits (General Certification Order) for the Briceburg Stream Gauge Project (Project). After review of the notification and the supplemental material submitted by the Applicant, the Central Valley Regional Water Quality Control Board (Central Valley Water Board) has determined that the Project qualifies for enrollment under this General Certification Order. The proposed activity will take place within less than 0.0003 acre of waters of the United States.

The Central Valley Water Board is certifying this Project under United States Army Corps of Engineers Nationwide Permit #6 (Survey Activities), subject to the conditions and the notification requirements described in the Nationwide Permit ("Special Conditions"). This Notice of Applicability is being issued under the General Certification Order pursuant to Section 3838 of the California Code of Regulations.

A copy of the [General Certification Order](http://www.waterboards.ca.gov/water_issues/programs/cwa401/docs/generalorders/nw_p_go.pdf) (http://www.waterboards.ca.gov/water_issues/programs/cwa401/docs/generalorders/nw_p_go.pdf) can be found on the State Water Resources Control Board's General Order webpage.

The Project must proceed in accordance with the requirements contained in this Notice of Applicability and General Certification Order. The Project is described in the notification form requesting coverage under the General Certification Order, dated 22 October 2019, and supplementary information (Application Package). Coverage under the General Certification Order is no longer valid if the Project (as described) is modified.

PROJECT DESCRIPTION:

The Applicant is proposing to install a stream flow gauging station on the western bank of the Merced River, located west of and adjacent to Briceburg Bridge. This new gauging station will be a flow measurement for Lake McClure's New Exchequer Dam storage, providing accurate and reliable measurement of the natural inflows into the reservoir to both agencies and the public.

Construction of the gauging station and a portion of the gauging conduit was conducted in the uplands from September 16, 2019 to September 19, 2019. No work was conducted below the ordinary high water mark in Waters of the U.S. during this construction window.

Minor in-water work for installation of the gauge will occur in the Merced River, including installing a conduit and staff plates below the ordinary high water mark. The staff plates and conduit will be left in place permanently and have a total footprint of approximately 0.0003 acre. The in-water work is anticipated to be conducted by the end of the 2019 calendar year. The in-water work is anticipated to take approximately five days to complete.

PROJECT LOCATION:

Section 10, Township 4 South, Range 18 East, MDB&M

Latitude: 37.604684° and Longitude: - 119.96794°

PROJECT SCHEDULE:

31 October 2019 through 31 December 2019

APPLICATION FEE RECEIVED:

An application fee of \$ 1,638 was received on 22 October 2019.

The fee amount was determined as required by California Code of Regulations, title 23, sections 3833(b)(3) and 2200(a)(3), and was calculated as category E - Low Impact Discharges (fee code 87) with the dredge and fill fee calculator.

If you have any questions regarding this Notice of Applicability, please contact Debra Mahnke at (559) 445-6281 or Debra.Mahnke@waterboards.ca.gov.

Original signed by Clay L. Rodgers for

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Executive Officer

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