

## Central Valley Regional Water Quality Control Board

31 January 2023

David Brooks  
CMH Homes, Inc.  
500 Clayton Road  
Maryville, TN 37802

### **ORDER AMENDING CLEAN WATER ACT SECTION 401 WATER QUALITY CERTIFICATION AND ORDER; CMH HOMES, INC., THE RESERVE AT GOLD HILLS DEVELOPMENT PROJECT (WDID NO. 5A45CR00618A1), SHASTA COUNTY**

This Order responds to the 19 January 2023 request for an amendment of the Reserve at Gold Hills Development Project (WDID No. 5A45CR00618). The original Water Quality Certification (Certification) was issued on 8 September 2022. The requested amendment is hereby approved, and the original Certification is therefore amended as described below. Please attach this document to the original Certification.

#### **AMENDMENT:**

CMH Homes, Inc. is requesting an amendment to the Section 401 Water Quality Certification and Order to change the required compensatory mitigation from Stillwater Plains Mitigation Bank to National Fish and Wildlife Foundation's Sacramento District California In-Lieu Fee Program in the Northeast Sacramento River Watershed Service Area. Therefore, Section XIII.K.2; Section XIII, Table 3; and Attachment B, Table 5 are amended in underline format below.

#### **XIV.K Compensatory Mitigation for Permanent impacts:**

##### **2. Total Required Compensatory Mitigation**

- a. The Permittee is required to provide compensatory mitigation for the authorized impact to 0.095 acre of stream channel by purchasing 0.19 Aquatic Resource Credit from the National Fish and Wildlife Foundation's Sacramento District California In-Lieu Fee Program in the Northeast Sacramento River Watershed Service Area.
- b. The Permittee is required to provide compensatory mitigation for the authorized impact to 0.035 acre of seasonal wetland swale by purchasing 0.04 Aquatic Resource Credit from the National Fish and Wildlife Foundation's Sacramento District California In-Lieu Fee Program in the Northeast Sacramento River Watershed Service Area.

- c. Total required Project compensatory mitigation information for permanent physical loss of area is summarized in Table 4. [Establishment (Est.), Re-establishment (Re-est.), Rehabilitation (Reh.), Enhancement (Enh.), Preservation (Pres.), Unknown].

**Table 3: Total Required Project Compensatory Mitigation Quantity for Permanent Physical Loss of Area**

<b>Aquatic Resource Type</b>	<b>Mitigation Type</b>	<b>Units</b>	<b>Est.</b>	<b>Re-est.</b>	<b>Reh.</b>	<b>Enh.</b>	<b>Pres.</b>	<b>Unknown</b>
Aquatic Resource Credit	In-Lieu Fee Credits	Credit						<u>0.23</u>

**Attachment B**

**Compensatory Mitigation Information**

The following table(s) show individual compensatory mitigation information and locations.

**In-Lieu Fee Compensatory Mitigation Information**

**Table 5: In-Lieu Fee Program**

In-Lieu Fee Program Name:	National Fish and Wildlife Foundation (NFWF)'s Sacramento District California In-Lieu Fee Program
Website:	<a href="https://www.nfwf.org/mitigating-impacts/sacramento-district-california-lieu-fee-program">Sacramento District California In-Lieu Fee Program   NFWF</a> (https://www.nfwf.org/mitigating-impacts/sacramento-district-california-lieu-fee-program)
In-Lieu Fee Program Contact Name:	Heather Hoyles
Phone:	(415) 243-3105
Email:	<a href="mailto:heather.hoyles@nfwf.org">heather.hoyles@nfwf.org</a>
In-Lieu Fee Program Location - County:	Northeast Sacramento River Watershed Service Area
Latitude:	Not Applicable
Longitude:	Not Applicable

**Table 6: Mitigation Type Information**

Aquatic Resource Credit Type	Acres	Linear Feet	Number of Credits Purchased
Aquatic Resource Credit	<u>0.23</u>		Not Yet Purchased

**CENTRAL VALLEY WATER BOARD CONTACT:**

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Redding, CA 96002  
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**WATER QUALITY CERTIFICATION:**

I hereby issue an Order amending the existing Clean Water Act Section 401 Water Quality Certification and Order for The Reserve at Gold Hills Development Project (WDID No. 5A45CR00618A1). All other conditions and provisions of the original Water Quality Certification remain in full force and effect, except as modified based on the conditions of this Order. Failure to comply with the terms and conditions of the original Water Quality Certification, previously approved amendments, or of this Order may result in suspension or revocation of the Water Quality Certification.

Original Signed by Clint Snyder  
(for) PATRICK PULUPA, Executive Officer  
Central Valley Regional Water Quality Control Board

1/31/2023  
Date

DLW: db

cc via  
email: U.S. EPA, Region 9, San Francisco  
Water Quality Certification Program, SWRCB, Sacramento  
Hillary Regnart, U.S. Army Corps of Engineers, Redding  
Kevin Sevier, Gallaway Enterprises, Chico