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GOVERNOR



JARED BLUMENFELD
SECRETARY FOR
ENVIRONMENTAL PROTECTION

Central Valley Regional Water Quality Control Board

24 June 2022

Dean F. Messer
California Department of Water Resources
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**NOTICE OF APPLICABILITY FOR COVERAGE UNDER ORDER SB12006GN,
AMENDED ORDER FOR CLEAN WATER ACT SECTION 401 GENERAL WATER
QUALITY CERTIFICATION FOR SMALL HABITAT RESTORATION PROJECTS,
AGRICULTURAL ROAD CROSSING 4 FISH PASSAGE PROJECT (ARC4)
(WDID#5A57CR00204), YOLO COUNTY**

On 16 May 2022, the California Department of Water Resources submitted a Notice of Intent (NOI) to enroll under and comply with State Water Resources Control Board (State Water Board) Order No. SB12006GN, Amended Order for Clean Water Act Section 401 General Water Quality Certification for Small Habitat Restoration Projects. The Central Valley Water Quality Control Board (Central Valley Water Board) has reviewed your enrollment materials and finds the Agricultural Road Crossing 4 Fish Passage Project (ARC4) (Project) meets the requirements of, and is hereby enrolled under, Order No. SB12006GN. You may proceed with your Project in accordance with the Order.

A copy of [Order SB12006GN](https://www.waterboards.ca.gov/water_issues/programs/cwa401/docs/generalorders/s_hrpcert032713.pdf) (https://www.waterboards.ca.gov/water_issues/programs/cwa401/docs/generalorders/s_hrpcert032713.pdf) can be found on the State Water Resources Control Board's General Orders webpage and is enclosed.

Please familiarize yourself with the requirements of Order No. SB12006GN. You are responsible for complying with all applicable Order requirements. Failure to comply with Order No. SB12006GN constitutes a violation of the California Water Code and may result in enforcement action or termination of enrollment under the Order.

PROJECT DESCRIPTION:

The 3.88-acre Project consists of removing the current fish passage impediment at ARC4 and provide a fish passage-friendly bridge to maintain agricultural equipment and vehicle access across the Tule Canal under non-flooded conditions.

MARK BRADFORD, CHAIR | PATRICK PULUPA, ESQ., EXECUTIVE OFFICER

Construction activities includes removing the existing fish passage impediment, including removal of the existing earthen road crossing and culvert infrastructure to improve fish passage for federally and State-listed Green Sturgeon and adult and juvenile salmonids through the Tule Canal under non-flooded conditions and reduce fish stranding and migratory delay in the Yolo Bypass under non-flooded conditions. An approximately 80 foot-long and 24-foot wide, two-span precast concrete slab bridge will be constructed that maximizes open flow area and provides continued agricultural equipment and vehicle access across the Tule Canal under non-flooded conditions.

Tule Canal will be excavated, and rock slope protection will be placed within the canal to provide stabilization. The existing crossing will be permanently removed to match more closely the up- and downstream bathymetry of the existing Tule Canal. To remove the crossing, only fill and metal culverts that are above 3-foot NAVD88 elevation will be removed to revert approximately 0.11 acres of upland road, riprap, and water infrastructure to canal infrastructure and flow. The Project will permanently impact 0.12 acre/54 linear feet of stream bed.

PROJECT LOCATION:

The Project is located at the northern portion of the Yolo Bypass, near the Sacramento Bypass and between the towns of Davis and West Sacramento. The approximate center of the Project area is located at latitude 38.589°N and longitude 121.586°W.

PROJECT SCHEDULE:

Construction would occur approximately 1 July 2022 to 31 October 2022.

APPLICATION FEE RECEIVED:

Fees in the amount of \$2,417.00 are due for the Project. 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. The fees due must be paid prior to commencement of construction.

NOTICE OF COMPLETION:

Upon completion of the Project, you shall submit a Notice of Completion (NOC) no later than 30 days after Project completion. The NOC shall demonstrate the Project was carried out in accordance with the Project description, include a map of the Project location with final boundaries of the restoration area, and include post-project photographs. More information on the NOC is listed in section B.6 of the Order.

If you have questions concerning this matter, please contact Peter Minkel by phone at (916) 464-4684 or by email at PeterG.Minkel@waterboards.ca.gov.

Original Signed by James Marshall for:
Patrick Pulupa
Executive Officer

Enclosure: Amended Order for Clean Water Act Section 401 General Water Quality Certification for Small Habitat Restoration Projects File # SB12006GN

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