



---

## Central Valley Regional Water Quality Control Board

2 September 2021

Craig Geldard  
Pacific Gas and Electric Company  
1455 East Shaw Avenue  
Fresno, CA 93710

**NOTICE OF APPLICABILITY FOR COVERAGE UNDER ORDER NO. 2004-0004-DWQ, STATEWIDE GENERAL WASTE DISCHARGE REQUIREMENTS FOR DREDGED OR FILL DISCHARGES TO WATERS DEEMED BY THE U.S. ARMY CORPS OF ENGINEERS TO BE OUTSIDE OF FEDERAL JURISDICTION, KINGS RIVER TRIBUTARY WATERCOURSE CROSSING REHABILITATION PROJECT (WDID#5B10CR00108), FRESNO COUNTY**

On 17 May 2021, the Pacific Gas and Electric Company (Applicant) submitted a Notice of Intent (NOI) to enroll under and comply with State Water Resources Control Board (State Water Board) Order No. 2004-0004-DWQ, Statewide General Waste Discharge Requirements for Dredged or Fill Discharges to Waters Deemed by the United States Army Corps of Engineers to be Outside of Federal Jurisdiction. Central Valley Water Board staff requested additional information necessary to supplement the contents of the complete application and the Permittee responded to the request for supplemental information on the following dates:

Date of Request for Supplemental Information: **23 July 2021**

Date all requested information was received: **27 August 2021**

The Central Valley Regional Water Quality Control Board (Central Valley Water Board) has reviewed the enrollment materials and finds the Kings River Tributary Watercourse Crossing Rehabilitation Project (Project) meets the requirements of, and is hereby enrolled under, Order No. 2004-0004-DWQ. The Applicant may proceed with the Project in accordance with the Order.

A copy of [Order 2004-0004-DWQ](https://www.waterboards.ca.gov/board_decisions/adopted_orders/water_quality/2004/wqo/wqo2004-0004.pdf) ([https://www.waterboards.ca.gov/board\\_decisions/adopted\\_orders/water\\_quality/2004/wqo/wqo2004-0004.pdf](https://www.waterboards.ca.gov/board_decisions/adopted_orders/water_quality/2004/wqo/wqo2004-0004.pdf)) is enclosed and can be found on the State Water Resources Control Board's Adopted Orders webpage.

Please familiarize yourself with the requirements of Order No. 2004-0004-DWQ. The Applicant is responsible for complying with all applicable Order requirements. Failure to comply with Order No. 2004-0004-DWQ constitutes a violation of the California Water Code and may result in enforcement action or termination of enrollment under the Order.

**PROJECT DESCRIPTION:**

The 0.049-acre Project consists of repairing an existing access road watercourse crossing of two unnamed ephemeral tributaries to the North Fork Kings River in Fresno County. The existing rock ford crossing has become buried under an eroding hillside and slumping roadbed material, making the road crossing impassable and severely impacting the ephemeral drainages.

Project elements that affect aquatic resources include removing deposited sediment and rock from the roadbed within the watercourse crossing and installing a new rocked ford. Clean fill materials, consisting of D50 3-inch rip-rap, D50 21-inch rip-rap, granular bedding, and aggregate base will be installed using a tracked excavator. These materials will be used to protect and stabilize the roadbed, act as an energy dissipater, and minimize the potential for future erosion. The Project will permanently impact 0.0022 acre/32 linear feet of stream channel.

**PROJECT LOCATION:**

The Project is located near Black Rock Reservoir in Fresno County at a powerline access road. The approximate center of the Project area is located at latitude 36.910100 Degrees North and longitude -119.073200 Degrees West.

**PROJECT SCHEDULE:**

The project is expected to begin in September of 2021 and be completed in October 2021 before the rainy season. All work is expected to be in dry conditions.

**APPLICATION FEE RECEIVED:**

A fee of \$2,066.00 was received on 8 April 2021. 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.

**MITIGATION AND MINIMIZATION MEASURES:**

The Applicant shall implement the mitigation and minimization measures proposed in its Mitigation Plan dated 27 August 2021. Mitigation measures shall be inspected annually and included in the annual report over a minimum of a 2-year period from project completion.

**TERMINATION OF COVERAGE:**

Upon completion of the Project, the Applicant shall submit a complete Notice of Termination (NOT) requesting to be un-enrolled under Order No. 2004-0004-DWQ. Attachment 2 to the Order contains the NOT form.

If you have questions concerning this matter, please contact Brandon Salazar by phone at (559) 445-6278 or by email at [Brandon.Salazar@waterboards.ca.gov](mailto:Brandon.Salazar@waterboards.ca.gov).

*Original Signed by Clay L. Rodgers for:*  
Patrick Pulupa  
Executive Officer

Enclosure: State Water Resources Control Board Order No. 2004-0004-DWQ

cc: (electronic copy only)

Patricia Cole  
United States Fish & Wildlife Service  
[patricia\\_cole@fws.gov](mailto:patricia_cole@fws.gov)

Julie Vance, Regional Manager  
San Joaquin Valley-Southern Sierra Region  
Department of Fish and Wildlife, Region 4  
[R4LSA@wildlife.ca.gov](mailto:R4LSA@wildlife.ca.gov)

CWA Section 401 WQC Program  
Division of Water Quality  
State Water Resources Control Board  
[Stateboard401@waterboards.ca.gov](mailto:Stateboard401@waterboards.ca.gov)

Elizabeth Pritchard  
Pacific Gas & Electricity  
[ENP0@pge.com](mailto:ENP0@pge.com)