



Central Valley Regional Water Quality Control Board

25 March 2020

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, NORTH FORK STREAM GAUGE PROJECT (WDID# 5B22CR00051), MARIPOSA COUNTY

On 27 February 2020, the 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 North Fork Stream Gauge (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 0.0011 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 #5 (Scientific Measurement Device 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 27 February 2020, and supplementary information (Application Package). Coverage under the General Certification Order is no longer valid if the Project (as described) is modified.

KARL E. LONGLEY SCD, P.E., CHAIR | PATRICK PULUPA, ESQ., EXECUTIVE OFFICER

1685 E Street, Fresno, CA 93706 | www.waterboards.ca.gov/centralvalley

PROJECT DESCRIPTION:

The 0.31-acre Project entails constructing a stream gauge station including a Rohn Tower, two grounding rods, conduit piping, and five staff gauges. Staff gauges will be secured in the river bottom with concrete footings while the conduit, with an air orifice line, will extend 12 feet into the center of the river channel.

The Project will permanently impact 0.0011 acre of waters of the United States.

ADDITIONAL CONDITIONS:

During planned in-water work or during the entire duration of temporary water diversions, any discharge(s) to waters of the state shall conform to the following water quality standards:

1. Waters shall not contain oils, greases, waxes, or other materials in concentrations that cause nuisance, result in a visible film or coating on the surface of the water or on objects in the water, or otherwise adversely affect beneficial uses.
2. Visual inspection for turbidity shall be required during in-water activities. If visual turbidity plume is observed the contractor will temporarily stop work. If, upon resuming work, a plume is observed a second time, then the contractor will employ additional isolation best management practices. Work may not continue to completion until the contractor can demonstrate the in-water work does not result in increased downstream turbidity.

PROJECT LOCATION:

Section 24, Township 03 South, Range 17 East, MDB&M

Latitude: 37°39'10.01" North and Longitude: 120°3'9.54" West

PROJECT SCHEDULE:

15 August 2020 through 30 September 2020

APPLICATION FEE RECEIVED:

An application fee of \$ 1949.00 was received on 27 February 2020.

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 Brandon Salazar at (559) 445-6278 or brandon.salazar@waterboards.ca.gov

Original Signed by Clay L. Rodgers for:

Patrick Pulupa
Executive Officer

ccs and enclosure next page:

Enclosure: General Certification Order (Discharger only)

cc: Sam Ziegler (Electronic Copy Only)
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