



State Water Resources Control Board

CLEAN WATER ACT SECTION 401 WATER QUALITY CERTIFICATION ORDER NO. WQ 2022-0016-DWQ AND NOTICE OF APPLICABILITY FOR ENROLLMENT UNDER STATE WATER BOARD GENERAL ORDER FOR THE CORPS' NATIONWIDE PERMITS (ORDER NO. [WQ] 2020-0039-EXEC)

Effective Date: March 24, 2022

Program Type: Fill/Excavation

Project Type: Oil and Gas

Project: Line 1600 Moosa Creek Hydrotest Project
Regulatory Measure ID: 446447
WDID: SB22002IN

Applicant: San Diego Gas & Electric Company (SDG&E)
Applicant Contact: Robert May
Project Manager
4949 Greencraig Lane
Mailstop 1371
San Diego, CA 92123
Phone: (619) 882-0403
Email: rmay@sdge.com

State Water Board Staff: Alex Lopez
Environmental Scientist
1001 I Street
Sacramento, CA 95814
Phone: (916) 327-5620
Email: Alexander.Lopez@waterboards.ca.gov

State Water Board Contact Person:

For further assistance, please call State Water Resources Control Board (State Water Board) Staff listed above or (916) 341-5478 and ask to speak with the Wetlands Permitting and Enforcement II Unit Supervisor.

E. JOAQUIN ESQUIVEL, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

I. Summary

This document serves as a Notice of Applicability (NOA) for enrollment under the State Water Board General Order for the Nationwide Permits (Order No. [WQ] 2020-0039-EXEC; SWRCB ID SB20031GN; hereafter referred to as the General Order) at the request of San Diego Gas and Electric (Applicant). The General Order can be accessed at [the Clean Water Act Section 401 - Certification and Wetlands Program, General Orders webpage](https://www.waterboards.ca.gov/water_issues/programs/cwa401/generalorders.html#yr_2020) (https://www.waterboards.ca.gov/water_issues/programs/cwa401/generalorders.html#yr_2020). On February 15, 2022, the State Water Board received a complete Notice of Intent (NOI) requesting authorization for the Applicant's Line 1600 Moosa Creek Hydrotest Project (Project). After reviewing the NOI, the State Water Board has determined that the Project meets General Order requirements for Nationwide Permit 12: Oil or Natural Gas Pipeline Activities.

This order also serves as an individual certification of the Corps Nationwide Permit 12 under the authority of Clean Water Act Section 401.

II. Project Description

As described in the Project NOI and supplemental information (hereafter referred to as the Application), which is incorporated herein by reference, the purpose of the Project is to conduct hydrostatic strength testing of approximately one mile of the existing 16-inch-diameter Line 1600 natural gas pipeline. The pipeline sections will be accessed via bellhole excavations at two locations within a stream channel.

III. Project Location

The Project is located 0.6 miles south of the intersection of Country Club Lane and Betsworth Lane, in Valley Center, San Diego County, California. The Project coordinates are 33.21729°N, 117.055961°W (BND 345) and 33.216655°N, 117.055807°W (BND 348).

IV. Receiving Waters Information

The Project is located within the jurisdiction of the San Diego Regional Water Quality Control Board. Receiving waters and groundwater potentially impacted by this Project are listed in Table 1. These waters are regulated in accordance with the applicable water quality control plan (Basin Plan) for the region and other plans and policies of the California Water Boards, which may be accessed online at [the State Water Boards' Plans and Policies webpage](http://www.waterboards.ca.gov/plans_policies/) (http://www.waterboards.ca.gov/plans_policies/).

Table 1: Receiving Water Information

Impact Site ID	Waterbody Name	Impacted Aquatic Resource Type	Water Board Hydrologic Units	Receiving Waters	Receiving Waters Beneficial Uses	303(d) Listing Pollutants
D-1	Unnamed tributary to Moosa Canyon	Stream Channel	903.14	Moosa Canyon Creek	MUN, AGR, IND, REC-1, REC-2, WARM, WILD	Indicator Bacteria, Nitrogen, Phosphorus
D-2	Tributary to Moosa Canyon	Stream Channel	903.14	Moosa Canyon Creek	MUN, AGR, IND, REC-1, REC-2, WARM, WILD	Indicator Bacteria, Nitrogen, Phosphorus

V. Direct Impacts to Waters of the State

Total Project fill/excavation quantities for all impacts are summarized in Table 2.

Table 2: Total Project Fill/Excavation Quantity to Stream Channels

Temporary Impact ¹	Permanent Impact - Physical Loss of Area	Permanent Impact - Degradation of Ecological Condition Only
0.004 acres 101 linear feet	0 acres 0 linear feet	0 acres 0 linear feet

VI. Description of Indirect Impacts to Waters of the State

The State Water Board recognizes the potential for indirect impacts to waters of the state associated with the Project. Potential indirect adverse effects include but are not limited to: increased sediment loading to streams from riparian and/or upland areas used for access or staging areas, possibility of introducing invasive species into the Project areas, and changing timing of runoff delivery to streams in the Project area. The Project, as designed, will not have significant indirect impacts to waters of the state.

VII. Conditions

A. Scope of Authorization

- i. The Project may proceed only as described in the Application submitted to the State Water Board by the Applicant and in accordance with the conditions

¹ Includes only temporary direct impacts to waters of the state and does not include upland areas of temporary disturbance which could result in a discharge to waters of the state. Temporary impacts, by definition, are restored to pre-project conditions and therefore do not include a physical loss of area or degradation of ecological condition.

in State Water Board General Order No. [WQ] 2020-0039-EXEC and this NOA. This Certification and coverage under the General Order is no longer valid if the Project (as described) is modified. A copy of the General Order and its attachments can be found on the State Water Resources Control Board's [General Order Website](https://www.waterboards.ca.gov/water_issues/programs/cwa401/generalorders.html#yr_2020) (https://www.waterboards.ca.gov/water_issues/programs/cwa401/generalorders.html#yr_2020).

B. Avoidance and Minimization

In order to avoid and minimize impacts to waters of the state and their designated beneficial uses, the Applicant will follow the avoidance and minimization measures as proposed in their Application. Each avoidance and minimization measure demonstrates that a sequence of actions has been taken to first avoid, then to minimize, and lastly compensate for loss of or significant adverse impacts to beneficial uses of waters of the state that cannot be practicably avoided or minimized.

C. Mitigation for Temporary Impacts

- i. All temporarily affected areas will be restored to pre-construction contours and conditions upon completion of construction activities in compliance with the General Order and according to the restoration plan submitted by the Applicant in the Application.

VIII. California Environmental Quality Act (CEQA)

The State Water Board has determined that the Project is exempt from review under the California Environmental Quality Act (CEQA) pursuant to California Code of Regulations, title 14, section 15301. Additionally, the State Water Board finds that no exceptions to the exemptions apply to the activities approved by this NOA.

IX. Certification Fees

A fee payment of \$2,417 was received by the State Water Board on January 13, 2022. 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).

X. Public Notice

The State Water Board provided public notice of the Application pursuant to California Code of Regulations, title 23, section 3858 from January 24, 2022 to February 13, 2022. The State Water Board did not receive any comments during the comment period.

XI. Reporting and Notification Requirements

Notices and reporting shall be provided to the State Water Board according to section VI.E, "Application for Coverage and Termination," of the General Order.

The Applicant shall submit Report Types 2 and 3, as described in Attachment B, "Report and Notification Requirements," of the General Order. The Applicant must also submit Report Types 4 through 9 if the Project encounters the conditions described in these Report Types. The Applicant must submit all reports and information required under this Certification according to the Report Submittal Instructions found in Attachment B, "Report and Notification Requirements," of the General Order.

XII. Water Quality Certification

I hereby issue this Notice of Applicability for the Line 1600 Moosa Creek Hydrotest Project, certifying that as long as all of the conditions listed in the General Order are met, any discharge from the referenced Project will comply with the applicable provisions of Clean Water Act sections 301 (Effluent Limitations), 302 (Water Quality Related Effluent Limitations), 303 (Water Quality Standards and Implementation Plans), 306 (National Standards of Performance), and 307 (Toxic and Pretreatment Effluent Standards).

As a water quality certification and enrollment under State Water Board General Order No. [WQ] 2020-0039-EXEC, this Certification and Notice of Applicability serve as waste discharge requirements pursuant to the Porter-Cologne Water Quality Control Act (Wat. Code, § 13000 et seq.). State Water Board Order No. [WQ] 2020-0039-EXEC serves as waste discharge requirements in accordance with State Water Board Water Quality General Order No. 2003-0017-DWQ. The State Water Board will file a Notice of Exemption (NOE) at the State Clearinghouse within five (5) working days of issuance of this NOA.

Except insofar as may be modified by any preceding conditions, all NOA actions are contingent on: (a) the discharge being limited and all proposed mitigation being completed in strict compliance with the conditions of the General Order and the attachments to the General Order; and, (b) compliance with all applicable requirements of Statewide Water Quality Control Plans and Policies, and the Regional Water Boards' Water Quality Control Plans and Policies.

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Date

Karen Mogus, Deputy Director
Division of Water Quality