
Central Valley Regional Water Quality Control Board

21 March 2016

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Planning Division
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COMMENTS ON THE ENVIRONMENTAL DOCUMENT FOR PLANNED DEVELOPMENT REVISED PROJECT, ZONE AMENDMENT 10-002, TIERRA ROBLES, SHASTA COUNTY

The Central Valley Regional Water Quality Control Board (Central Valley Water Board) is a responsible agency for this project, as defined by the California Environmental Quality Act (CEQA). On 22 February 2016, we received your request for comments on the Environmental documents for the Zone Amendment 10-002.

Shasta Red LLC is proposing to divide a 715.4-acre property into 166 residential parcels and six open space parcels including an internal road system, two bridges and an on-site wastewater treatment and dispersal system.

Based on our review of the information submitted for the proposed project, we have the following comments:

Clean Water Act (CWA) Section 401, Water Quality Certification

The Central Valley Water Board has regulatory authority over wetlands and waterways under both the Federal Clean Water Act (CWA) and the California Water Code, Division 7 (CWC). Discharge of dredged or fill material to waters of the United States requires a CWA Section 401 Water Quality Certification from the Central Valley Water Board. Typical activities include any modifications to these waters, such as stream crossings, stream bank modifications, filling wetlands, etc. 401 Certifications are issued in combination with CWA Section 404 Permits issued by the Army Corps of Engineers. The proposed project must be evaluated for the presence of jurisdictional waters, including wetlands and other waters of the State. Steps must be taken to first avoid and minimize impacts to these waters, and then mitigate for unavoidable impacts. Both the Section 404 Permit and 401 Water Quality Certification must be obtained prior to site disturbance.

Isolated wetlands and other waters not covered by the Federal Clean Water Act

Some wetlands and other waters are considered "geographically isolated" from navigable waters and are not within the jurisdiction of the Clean Water Act (e.g., isolated wetlands, vernal pools, or stream banks above the ordinary high water mark). Discharge of dredged or fill material to these waters may require either individual or general waste discharge requirements from the Central Valley Water Board. If the U.S. Army Corps of Engineers determine that isolated wetlands or other waters exist at the project site, and the project impacts or has the potential to impact these non-jurisdictional waters, a Report of Waste Discharge and filing fee

must be submitted to the Central Valley Water Board. The Central Valley Water Board will consider the information provided and either issue or waive Waste Discharge Requirements. Failure to obtain waste discharge requirements or a waiver may result in enforcement action.

Any person discharging dredge or fill materials to waters of the State must file a report of waste discharge pursuant to Sections 13376 and 13260 of the CWC. Both the requirements to submit a report of waste discharge and apply for a Water Quality Certification may be met using the same application form, found at:

http://www.waterboards.ca.gov/centralvalley/water_issues/water_quality_certification/wqc_application.pdf

General Permit for Storm Water Discharges Associated with Construction and Land Disturbance Activities (CGP)

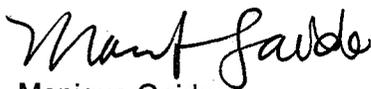
Construction activity, including demolition, resulting in a land disturbance of one acre or more must obtain coverage under the CGP. The Conditional Use Permit 2014-006 Project must be conditioned to implement storm water pollution controls during construction and post-construction as required by the CGP. To apply for coverage under the CGP the property owner must submit Permit Registration Documents electronically prior to construction. Detailed information on the CGP can be found on the State Water Board website:

http://www.waterboards.ca.gov/water_issues/programs/stormwater/gen_const.shtml

Sewage Treatment and Disposal

The current project design includes a community sewage treatment and disposal system. Due to the size of the system a permit (referred to as Waste Discharge Requirements, or WDRs) from the Central Valley Water Board will be required. A complete application for WDRs (referred to as a Report of Waste Discharge, or ROWD) must be submitted at least 140 days prior to discharging waste. The applicant should contact Central Valley Water Board staff to discuss this process.

If you have any questions or comments regarding this matter, please contact me at (530) 224-4205, Monique.Gaido@waterboards.ca.gov, or the footer address.



Monique Gaido
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WDR Unit

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cc: Mr. Steve Nelson, S₂ ~ J₂ Engineering, Inc., Redding