



Central Valley Regional Water Quality Control Board

17 July 2023

Magdaleno Jimenez
City of Fresno
2600 Fresno Street, Room 4016
Fresno, CA 93721

NOTICE OF APPLICABILITY; GENERAL SECTION 401 WATER QUALITY CERTIFICATION ORDER REQUIREMENTS FOR THE CITY OF FRESNO, BRIDGE PREVENTIVE MAINTENANCE PROGRAM PHASE II PROJECT, (WDID# 5C10CR00084), FRESNO COUNTY

On 16 June 2023, the City of Fresno (Permittee) filed a notification requesting coverage under the 12 October 2021 State Water Resources Control Board Clean Water Act Section 401 General Water Quality Certification of the United States Army Corps of Engineers (USACE) Nationwide Permits (Order No. WQ 2021-0048-DWQ) for the Bridge Preventive Maintenance Program Phase II Project (Project). After review of the notification and the supplemental material submitted by the Permittee, 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 0.20 acres of waters of the United States.

The Central Valley Water Board is certifying this Project under United States Army Corps of Engineers Nationwide Permit 3a, Maintenance, 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](https://www.waterboards.ca.gov/water_issues/programs/cwa401/docs/2021/certification-denial-corps-nationwide-permit-project-general-order-10122021.pdf) (https://www.waterboards.ca.gov/water_issues/programs/cwa401/docs/2021/certification-denial-corps-nationwide-permit-project-general-order-10122021.pdf) can be found on the State Water Resources Control Board's General Orders 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

16 June 2023, and supplementary information (Application Package). Coverage under the General Certification Order is no longer valid if the Project (as described) is modified.

PROJECT DESCRIPTION:

The Project consists of performing preventative maintenance activities on existing public facilities that will not result in expansion of use. The overall goal is to conduct necessary maintenance to extend the lifespan of the bridges and prevent ongoing scour.

Project elements that affect aquatic resources for the North First Street Bridge (No. 42C-0198) include cleaning out an existing scour hole within the canal, filling the scour hole with lean concrete, and placing a new channel lining. Preventive maintenance activities for the North Maple Avenue (No. 42C-0217) include cleaning out scour holes under the existing footings, filling the scour holes with lean concrete, installing cutoff walls at the upstream and downstream edge of the bridge deck, placing a new channel lining under the bridge to comply with Fresno Irrigation District standards, and replacing the existing rock slope protection (RSP). The Project will temporarily impact 0.20 acre/141 linear feet of stream channel. Temporarily impacted areas shall be restored to pre-Project condition.

PROJECT LOCATION:

The Project is located at two bridge sites over Dry Creek Canal and Mill Creek Ditch within the City of Fresno.

North First Street Bridge over Dry Creek Canal (No. 42C-0198):

Latitude: 36.764669 degrees North, and Longitude: -119.772740 degrees West

North Maple Avenue over Mill Ditch Canal (No. 42C-0217):

Latitude: 36.764872 degrees North, and Longitude: -119.745619 degrees West

PROJECT SCHEDULE:

The project is expected to commence in 2023 with a duration of approximately 50 work days.

APPLICATION FEE RECEIVED:

An application fee of \$2,734.00 was received on 21 June 2023. A project fee of \$2,139.00 was received on 21 June 2023. 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 A - Fill & Excavation Discharges (fee code 84) with the dredge and fill fee calculator.

If you have any questions regarding this Notice of Applicability, please contact Brandon Salazar at (559) 445-6287 or at brandon.salazar@waterboards.ca.gov.

Original Signed by Scott J. Hatton for:
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Executive Officer

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