
Central Valley Regional Water Quality Control Board

25 August 2023

Joseph Clark
County of Kern
1115 Truxtun Avenue, 3rd Floor
Bakersfield, CA 93301

NOTICE OF APPLICABILITY; GENERAL SECTION 401 WATER QUALITY CERTIFICATION ORDER REQUIREMENTS FOR THE COUNTY OF KERN, BUENA VISTA (BVARA) BOAT LAUNCHING FACILITY REPAIR PROJECT, (WDID# 5C15CR00141), KERN COUNTY

On 24 July 2023, County of Kern (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 Buena Vista (BVARA) Boat Launching Facility Repair 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 less than 0.1202 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 24 July 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 Coverage under the General Certification Order is no longer valid if the Project (as described) is modified.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 0.1202-acre Project consists of repairs to an existing boat launching facility (i.e., ramp) located along the northern shoreline of Lake Webb. The Permittee is planning to replace the existing, concrete boat ramp, an articulated concrete block mat, one new dock, and two new piles. All impacts within the project work area are considered temporary, aside from the two piles, which represent newly constructed features. A portion of Project construction will take place within waters, including the boat ramp replacement, repair of existing boarding floats, and installation of a new third boarding float in the center of the boat ramp. Project construction will take place within unvegetated waters and a paved parking lot. No vegetation impacts or tree removal is anticipated.

Project elements that affect aquatic resources include replacement of an existing structure. The Project will temporarily impact 0.12 acres/100 linear feet and permanently impact 0.00012 acres of lake aquatic resource. Temporarily impacted areas will be restored to pre-Project condition.

PROJECT LOCATION:

The Project is located at Lake Webb southwest of Bakersfield, CA. The approximate center of the Project area is located at latitude 35.229364 degrees North and longitude 119.266636 degrees West.

PROJECT SCHEDULE:

The Project schedule includes a start date of 15 September 2023 and end date of 21 December 2023.

APPLICATION FEE RECEIVED:

An application fee of \$2,734.00 was received on 21 July 2023. A project fee of \$190.00 was received on 21 August 2023. The fee amounts were determined as required by California Code of Regulations, title 23, sections 3833(b)(3) and 2200(a)(3) and were calculated as Category A - Fill & Excavation Discharges (fee code 84) with the dredge and fill fee calculator.

The Permittee shall submit reports in accordance with the report submittal instructions in Attachment B of Order No. WQ 2021-0048-DWQ and email it to centralvalleyfresno@waterboards.ca.gov with a cc to Ernesto P. Garcia at Ernesto.Garcia@waterboards.ca.gov. The WDID No. for this Project is WDID 5C15CR00141.

If you have any questions regarding this Notice of Applicability, please contact Ernesto P. Garcia at (559) 445-6287 or at Ernesto.Garcia@waterboards.ca.gov.

Original Signed by Scott J. Hatton for:
Patrick Pulupa
Executive Officer

cc: see next page

cc: Via email only:

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