

STATE OF NEVADA

Department of Conservation & Natural Resources

Brian Sandoval, Governor

Leo M. Drozdoff, P.E., Director

DIVISION OF ENVIRONMENTAL PROTECTION

Colleen Cripps, Ph.D., Administrator

October 24, 2014

Mr. Michael Jewell
Chief, Regulatory Division
U.S. Army Corps of Engineers
Sacramento District 1325 J Street
Sacramento, CA 95814

OCT 24 2014

Dear Mr. Jewell,

The Nevada Division of Environmental Protection (NDEP) reissues 401 Certification for the Regional General Permit (SPK-1997-00652) for Emergency Actions. This Regional General Permit (RGP) authorizes fill activities in waters of the U.S. for necessary repair and protection measures associated with emergency situations that pose a threat to life or property if not mitigated immediately. Emergency situations are identified as, but not limited to, flood damage, water treatment failures, hazmat spills, wildfires or pipeline breaks. Prior to beginning any activity authorized by this RGP, NDEP must receive notification. Initial contact may be via phone followed by an email which provides contact information of the applicant or agent, project location and description of work needed to rectify emergency. Any modifications to the original 401 notification must be reviewed and approved by this office prior to implementation.

Photographs which document conditions before, during and after construction should be submitted to the Bureau of Water Quality Planning (BWQP) after project completion and must include best management practices (BMPs) used to prevent erosion, control sediment and protect water quality.

Photos taken at each stage of the project should be documented using the same locations, camera position, view angles and zoom. If natural materials such as mulch or straw bales are selected as BMPs they should be certified as weed free. Reconstruction activities should be limited to the original footprint and not contribute to any long term instability.

All conditions of Temporary Authorization to Discharge (Working in Waterways permit), or other permits issued by NDEP for the project, must be followed. A copy of any Final Report submitted to the Bureau of Water Pollution Control (BWPC) will satisfy BWQP's reporting requirement after project completion.

This Section 401 Water Quality Certification is subject to the acquisition of all necessary local, regional, state and federal permits and approvals as required by law. Failure to meet any conditions of this Certification, any other permit required by NDEP for this project or any violation of NAC 445A (<http://www.leg.state.nv.us/NAC/NAC-445A.html#NAC445ASec11704>) may result in the revocation of this 401 Water Quality Certification.

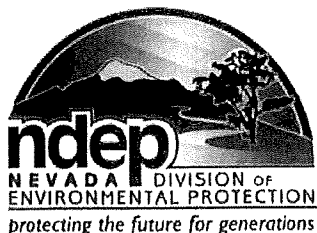
If you have any questions, please contact me via email at jstone@ndep.nv.gov or at (775) 687-9456.

Sincerely yours,

Jeanmarie Stone

Jeanmarie Stone
Environmental Scientist III
Bureau of Water Quality Planning

cc: Kristine Hansen, ACOE Reno Field Office
Patricia McQueary, ACOE St. George Field Office
Dave Gaskin, P.E., NDEP Deputy Administrator
Kathy Sertic, NDEP-BWQP Chief
Alan Tinney, P.E., NDEP-BWPC



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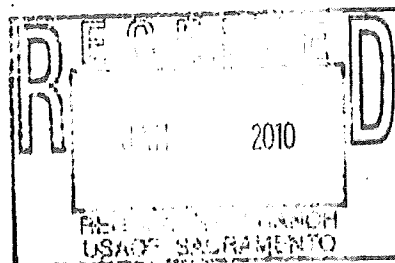
Jim Gibbons, Governor

Allen Biaggi, Director

Leo M. Drozdoff, P.E., Administrator

January 5, 2010

Ms. Angela L. D. Conn, Senior Project Manager
U.S. Army Corps of Engineers, Sacramento District
1325 J Street, Room 1480
Sacramento, CA 95814-2922



Dear Ms. Conn:

Nevada Division of Environmental Protection (NDEP) issues 401 Certification for the Regional General Permit 60 (SPK-1997-00652) for Repair and Protection Activities in Emergency Situations with the following conditions.

Prior to beginning any activity authorized by this Regional General Permit, this office must receive notification which shall fully describe the project and its location, purpose and need, and the immediate project area. The notification shall also include the name, mailing address, email address and telephone numbers of the permittee and the authorized agent if different than the permittee. The address and phone number for submittal of this information is:

Nevada Division of Environmental Protection
Bureau of Water Quality Planning
Attn: Glen Gentry
901 S Stewart Street, Suite 4001
Carson City, Nevada 89701-5249
Phone (775) 687-9448
Fax (775) 687-5856
email gentry@ndep.nv.gov

The permitted activity shall not cause a violation of any applicable water quality standards as defined in the Nevada Administrative Code (NAC) 445A.119 – 445A.225

Prior to commencing work in any waterbody or waterway, appropriate Best Management Practices (BMP) must be properly installed and maintained throughout the project construction period until all disturbed areas are stabilized. If straw bales are selected as BMPs they should be certified as weed free.

Cleared areas shall be revegetated with native plants and seed as soon as possible. Work areas shall be restored to maintain the stability of upstream and downstream segments of the waterway to control erosion and sedimentation.

The permittee shall use a designated area for chemical and petroleum storage, solid waste containment, and equipment washing. This designated area shall be located outside of waters of the state and drainages which could allow the material to enter any waters of the state.

The permittee is responsible for ensuring construction material and/or fill, placed within the ordinary high water mark, be free from substances that can cause or contribute to pollution of a surface water.

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Any modifications to the original project submittal must be reviewed and approved by this office prior to implementation.

If the project requires a Temporary Permit for Working in Waterways, all conditions of NDEPs Temporary Authorization Permit (Construction/Dewatering) or any other permit issued by NDEP for the project must be followed.

This Section 401 Water Quality Certification is subject to the acquisition of all necessary local, regional, state and federal permits and approvals as required by law. Failure to meet any conditions of this 401 Water Quality Certification or the Temporary Authorization Permit (Construction/Dewatering Permit) or any other permit issued by NDEP for this project or any violation of NAC 445A may result in the revocation of this 401 Water Quality Certification.

If you have any question please give me a call.

Sincerely yours,

Glen Gentry
Monitoring Branch Supervisor
Bureau Water Quality Planning

Cc: Kristine Hansen, COE Reno Field Office
Patricia McQueary, COE St. George Field Office