



Notice of Request for Section 401 Water Quality Certification Action - Bureau of Water Quality Planning

Web Posting: 11/6/2024

Deadline for Comments: 12/6/2024

**Mexican Dam Portage
Carson City**

**Resource Concepts, Inc.
340 North Minnesota St
Carson City, NV 89703**

Certification Action Number NV-401-24-038

The purpose of this project is to provide for pedestrian river access to safely portage kayaks and rafts around the Mexican Dam in Carson City, Nevada. The proposed ramp will be constructed within an upland disturbed area between an existing two-track access road and the riverbank. The proposed ramp would result the permanent impacts to 384 square feet of the Carson River. Approximately 32.3 cubic yards of soil will be removed below the ordinary high-water mark and replaced with 24.8 cubic yards of rock. Interlocking articulated concrete blocks will be used to construct the boat ramp; no concrete will be poured for this project. Construction of the project will be timed to occur when water levels are at seasonal lows in the river and completed under no flow conditions; no dewatering is anticipated. The ramp will be constructed to the minimum width necessary to accommodate standard kayaks, canoes, and small rafts only. Disturbed upland areas along the riverbanks will be revegetated with a native seed mix following construction. This project will utilize a Clean Water Act Section 404 Nationwide Permit 36 administered by the U.S. Army Corps of Engineers.

A 401 certification (or a waiver of certification) is required for any federal license or permit that authorizes activities that may result in any discharge into waters of the United States. Nevada Division of Environmental Protection is in receipt of a complete request for certification in compliance with Clean Water Act Section 401 Certification regulations which the U.S. Environmental Protection Agency promulgated in 2023, codified as 40 CFR 121.

The Administrator is evaluating whether the proposed activity will comply with applicable water quality requirements. Certification actions are valid for the duration of the federal license or permit (typically five years). Any conditions contained within the certification action become a condition of the federal license or permit.

Persons wishing to comment on the application for consideration by the Administrator in making a determination regarding the certification action should submit their comments or request a hearing in writing, emailed no later than 5:00 P.M. on 12/6/2024:

Bureau of Water Quality Planning
901 South Stewart Street, Suite 4001
Carson City, Nevada 89701-5249
ndep401@ndep.nv.gov

The request for a hearing must be filed within the comment period and must indicate the interest of the person filing the request and the reasons why a hearing is warranted. All water quality-related comments or objections received within the thirty (30) day period will be considered in the formulation of final certification action regarding the application. If written

comments indicate a significant degree of public interest in the proposed permit, the Administrator shall hold a public hearing. A public notice of such hearing will be issued not less than thirty (30) days prior to the hearing date.

The applications, proposed permits, comments received, and other information are on file and may be copied, or copies may be obtained by writing to the above address or by contacting Zachary Carter, Bureau of Water Quality Planning, at (775) 687-9456 or ndep401@ndep.nv.gov. The public notice for this project can be viewed at the following website: <https://ndep.nv.gov/posts/category/water>.

Please bring the foregoing notice to the attention of all persons interested in this matter.