



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

**Web Posting: 4/1/2025**

**Deadline for Comments: 5/1/2025**

**Curry 1280 Powerline Undergrounding  
Douglas County**

**Ascent Environmental, Inc.  
128 Market Street, Suite 3E  
Stateline, NV 89449**

**Certification Action Number NV-401-25-008**

The purpose of this project is to perform powerline undergrounding activities in Douglas County to address areas that are most at risk of wildfire. A two-foot-wide trench alignment for the underground conduit would be excavated to four (for secondary conduit) or five (for primary conduit) feet in depth. The conduit would be placed a minimum of two (for secondary conduit) or six (for primary conduit) inches from the trench walls. The trench would be backfilled with sand and either native material (on private lands) or aggregate base (on existing paved roads) to grade. Hand digging around an existing culvert would occur to support undergrounding conduit under the culvert. Trenching and hand-digging activities would potentially disturb 3,150 ft<sup>2</sup> of soil within Feature One (emergent wetland) and 180 ft<sup>2</sup> of soil around Feature Two (riverine); there would not be disturbance within Feature Two. Construction is planned for initiation in May or June 2025; construction is anticipated to be completed in three to four months (August or September 2025). The project proponent has requested certification for the use of Nationwide Permit 57 (Electric Utility Line and Telecommunications Activities) under Clean Water Act Section 404 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 5/1/2025:

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