



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

Web Posting: 1/29/2025

Deadline for Comments: 2/28/2025

**Truckee River Habitat Enhancement Site 1: Crystal Peak Park
Washoe County**

**Nevada Environmental Consulting, LLC.
316 California Ave #763
Reno, NV 89509**

Certification Action Number NV-401-25-003

The purpose of this project is to construct an aquatic habitat improvement project within the Truckee River to address fishery habitat and geomorphic stability issues within the project boundaries. Proposed discharges are limited to 100 cubic yards of clean, locally sourced boulders to install five stacked J-Hook weirs within the Truckee River at Crystal Peak Park in Verdi, Washoe County. All proposed construction would be completed in-channel, below the ordinary high-water mark (OHWM). Transportation of materials would occur on established roads/trails and would utilize vegetative mats. Materials would be staged above the OHWM and placed in the river using an excavator stationed outside the active channel. Upon project completion, all staging areas and access routes will be restored to their original condition, ensuring no long-term impacts. The project would occur during low-flow conditions within the Truckee River and construction activities are anticipated to be completed by October 15, 2025. The project proponent has requested verification from the U.S. Army Corps of Engineers for the use of Nationwide Permit 27 (Aquatic Habitat Restoration, Enhancement, and Establishment Activities) under Clean Water Act Section 404.

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 2/28/2025:

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.