



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

Web Posting: 6/30/2025

Deadline for Comments: 7/30/2025

**949 Lakeshore Blvd Water Intake Line
Washoe County**

**Exline & Company, Inc.
P.O. Box 16789
South Lake Tahoe, CA 96151**

Certification Action Number NV-401-25-010

The purpose of the proposed project is to authorize a water intake line that is to be associated with a littoral property within the Lake Tahoe Basin. The water intake line would only be used for fire suppression purposes in the event of an emergency. The water intake line would be fastened to concrete anchors that would rest on the lakebed at approximately 6,216 feet above mean sea level (amsl). The end of the water intake line would be equipped with an intake pump that is sized for the fire suppression system design. The remaining portion of the water intake line would be fastened along the length of an existing single use pier that is on the subject property; at which point the intake line would be installed underground and into the home. Additionally, five fish habitation mitigation rock pyramids will be constructed within the lake to offset the impacts of the anchor blocks. The total discharge to Lake Tahoe from the concrete blocks and fish habitat mitigation structures would be 3.035 cubic yards. The proposed project is expected to commence in winter 2025 or spring 2026 and construction is anticipated to require up to 120 days. The project proponent has requested certification for the use of Nationwide Permit 4 (Fish and Wildlife Harvesting, Enhancement, and Attraction Devices and Activities) and Nationwide Permit 58 (Utility Line Activities for Water and Other Substances) from 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 7/30/2025:

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.