



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

Web Posting: 5/9/2025

Deadline for Comments: 6/9/2025

**Charleston-Jarbridge Bridge Replacement
Elko County**

**United States Forest Service
Humboldt-Toiyabe National Forest
1200 Franklin Way
Sparks, NV 89431**

Certification Action Number NV-401-25-012

The purpose of this project is to replace a failing road bridge with a large pipe-arch culvert within Seventysix Creek in Elko County, Nevada. The structural components of the existing bridge are failing beyond the point of repair. All components of the existing bridge would be removed, including concrete abutments and timber superstructure, and replaced with a large pipe-arch culvert in the same location. The new 128" x 83" x 50' corrugated metal pipe-arch will be installed along with Class 3 riprap associated with the culvert. Approximately, 30 cubic yards of excavated material from the bed of the channel will be preserved and placed within the bottom third of the culvert. A temporary water bypass structure will be constructed from sandbags and plastic placed by hand to dam and divert flows around the culvert installation and away from the abutment walls of the existing bridge. The project proponent has requested certification for the use of Nationwide Permit 14 (Linear Transportation Projects) 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 6/9/2025:

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.