



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

Web Posting: 6/6/2025

Deadline for Comments: 7/7/2025

**Marla Bay Static Revetments
Douglas County**

**Gordon Consulting, Inc.
P.O. Box 4470
Stateline, NV 89449**

Certification Action Number NV-401-25-014

The purpose of this project is to address ongoing erosion of the beach at Marla Bay (Lake Tahoe) by installing a static revetment lakeward of 606, 610, 612, 622, 628, and 630 Lake Shore Boulevard in Douglas County, Nevada. The static revetment would consist of boulders to be keyed in to approximately 18 inches below grade at the time of construction. The revetment would be installed with an excavator and the existing sheet piles will be hammered six inches below grade using a vibratory hammer. Construction access would occur either by a barge on the lake or in the uplands depending on property conditions. Construction fencing/silt fencing would be installed around construction access paths, equipment staging areas, and temporary material storage areas. Revetment materials would either be hauled in by a barge or loaded on a barge from the existing Marla Bay boat ramp. Construction is expected to begin around September 2025 and is estimated to take approximately two to four weeks per property to complete. The project proponent has requested certification for the use of Regional General Permit 4 (Lake Tahoe Minimal Impact Activities and Structures) 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 7/7/2025:

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.