



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

Web Posting: 9/4/2025

Deadline for Comments: 10/4/2025

**Marla Bay Beach Sewer Infrastructure Removal
Douglas County**

**Eastern Sierra Engineering
308 Dorla Court, Suite 205
Zephyr Cove, NV 89413**

Certification Action Number NV-401-25-019

The purpose of this project is to remove an existing gravity sewer main and appurtenances within the beach of Lake Tahoe in Marla Bay, Zephyr Cove, Douglas County, Nevada. A barge-mounted excavator would be used to remove and abandon existing sewer facilities, including main, laterals, manholes and pump station. Prior to removal all facilities would be cleaned, drained, dried, and inspected with a camera to prevent any discharge from the sewer main. Any remaining sewage would be removed with jetting water via a tractor truck, draining everything to the pump station. The existing pipe would be removed, and the trench backfilled with native material to match adjacent grade. The removed sewer infrastructure would be stored on either the barge or boat ramp before disposal. The two sections to be abandoned under the existing boat ramp and stairs would be capped. The section of pipe and manhole to be abandoned on the north side of the project would be filled with a slurry. 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 10/4/2025:

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.