



NEVADA DIVISION OF
**ENVIRONMENTAL
PROTECTION**

A division of the
Nevada Department of Conservation & Natural Resources

STATE OF NEVADA
Joe Lombardo, Governor
Vinson Guthreau, Director
Jennifer L. Carr, Administrator

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ndep.nv.gov

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

Web Posting: 8/27/2026

Deadline for Comments: 9/28/2026

**Ivanpah Underground Water Line and 69 kV Overhead Power Line
Clark County**

**Glenn Lukos Associates, Inc.
1940 E. Deere Ave, Suite 250
Santa Ana, CA 92705**

Certification Action Number NV-401-26-019

The purpose of the proposed project is to construct the 31.5-Mile Ivanpah Underground Waterline and 69KV Overhead Powerline Rights-of-Way Project (Project), partially located in Clark County, Nevada. The Project would consist of the construction of an underground water transmission pipeline and overhead electrical transmission line to provide water and power resources necessary to support the Castle Mountain Mine Phase II Expansion Project. The Project would result in temporary impacts to 3.78 acres (9,523 linear feet) of potential non-wetland interstate Waters of the U.S. Approximately, 14,761 cubic yards of clean fill material would be temporarily displaced during construction. The project has been designed to utilize existing utility and transportation corridors, limit disturbance within jurisdictional waters and drainages, restore all temporary drainage impacts to pre-construction contours and hydrologic function, and confine permanent impacts to upland areas outside Waters of the U.S. The project proponent has requested certification for the use of Nationwide Permit 58 (Utility Line Activities for Water and Other Substances) 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 9/28/2026:

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.