



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

Web Posting: 12/23/2025

Deadline for Comments: 1/22/2026

**South Meadows Association Thomas Creek Maintenance
Washoe County**

**Nevada Environmental Consulting, LLC.
316 California Ave. #763
Reno, NV 89509**

Certification Action Number NV-401-25-027

The purpose of this project is to perform maintenance activities within Thomas Creek to restore conveyance capacity and function of the existing channel. The proposed activities include the removal of accumulated sediment and debris, minor channel reshaping, and vegetation management to prevent obstruction of flow and to reduce localized flooding. These activities are necessary to maintain the channel in the previously authorized condition and to ensure continued stability and performance of the existing drainage system. The volume of material anticipated to be permanently discharged into waters of the U.S. is approximately 0.75 cubic yards. This material would consist of native soil excavated on site during sediment removal activities and would be reused to backfill small areas of scour or bank erosion. No imported material is proposed, and all placement of fill would occur from the top of bank, with no equipment entering the waterway. Work would be conducted during low-flow conditions, with appropriate erosion and sediment control measures, installed prior to construction and maintained throughout the duration of the project. The project proponent has requested certification for the use of Nationwide Permit 3 (Maintenance) 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 1/22/2026:

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.