



NEVADA DIVISION OF  
**ENVIRONMENTAL  
PROTECTION**

**STATE OF NEVADA**  
Department of Conservation & Natural Resources  
Brian Sandoval, Governor  
Leo M. Drozdoff, P.E., Director  
Colleen Cripps, Ph.D., Administrator

September 29, 2015

Mr. Jason Deters  
U.S. Army Corps of Engineers  
196 E Tabernacle Street Room 30  
St. George, Utah 84770-3474

Dear Mr. Deters,

The Nevada Division of Environmental Protection (NDEP) grants 401 Water Quality Certification (NV401-15-041) for the Kyle (Skye) Canyon Master Planned Community in Clark County, Nevada (SPK-2005-50517). Activities will include filling of existing ephemeral drainages and the construction of 2 regional detention basins for flood control. Approximately 1.7 acres of waters of the U.S. considered tributary to the Las Vegas Wash will be impacted within the 1700 acre development.

Photographs which document conditions before, during and after construction should be submitted to the Bureau of Water Quality Planning (BWQP) after project completion and must include BMPs used to prevent erosion, control sediment and protect water quality. Photos taken at each stage of the project should be documented using the same locations, camera position, view angles and zoom. If natural materials such as mulch or straw bales are selected as BMPs they should be certified as weed free. Any modifications to original project submittal must be reviewed and approved by this office prior to implementation.

All conditions of the Temporary Authorization to Discharge (Working in Waterways permit) or other permits issued by NDEP for the project must be followed. A copy of the Final Report submitted to the Bureau of Water Pollution Control (BWPC) for the Temporary Discharge permit will satisfy BWQP's reporting requirement after project completion.

This Section 401 Water Quality Certification is subject to the acquisition of all necessary local, regional, state and federal permits and approvals as required by law. Failure to meet any conditions of this Certification, any other permit required by NDEP for this project or any violation of NAC 445A may result in the revocation of this 401 Water Quality Certification.

If you have any questions, please contact me via [jstone@ndep.nv.gov](mailto:jstone@ndep.nv.gov) or at (775) 687-9456.

Sincerely yours,

*Jeanmarie Stone*

Jeanmarie Stone  
Environmental Scientist III  
Bureau of Water Quality Planning

cc: Marc Bolduc, Ninety-Five Management, LLC  
Steve Jones, Slater Hanifan Group  
Cliff Lawson, NDEP-BWPC