

CENTRAL VALLEY FLOOD PROTECTION BOARD EXECUTIVE OFFICER'S REPORT

July 22, 2016



OPERATIONS BRANCH Status Report and Work Activities

Enforcement Section

Local Maintaining Agency (LMA) Coordination

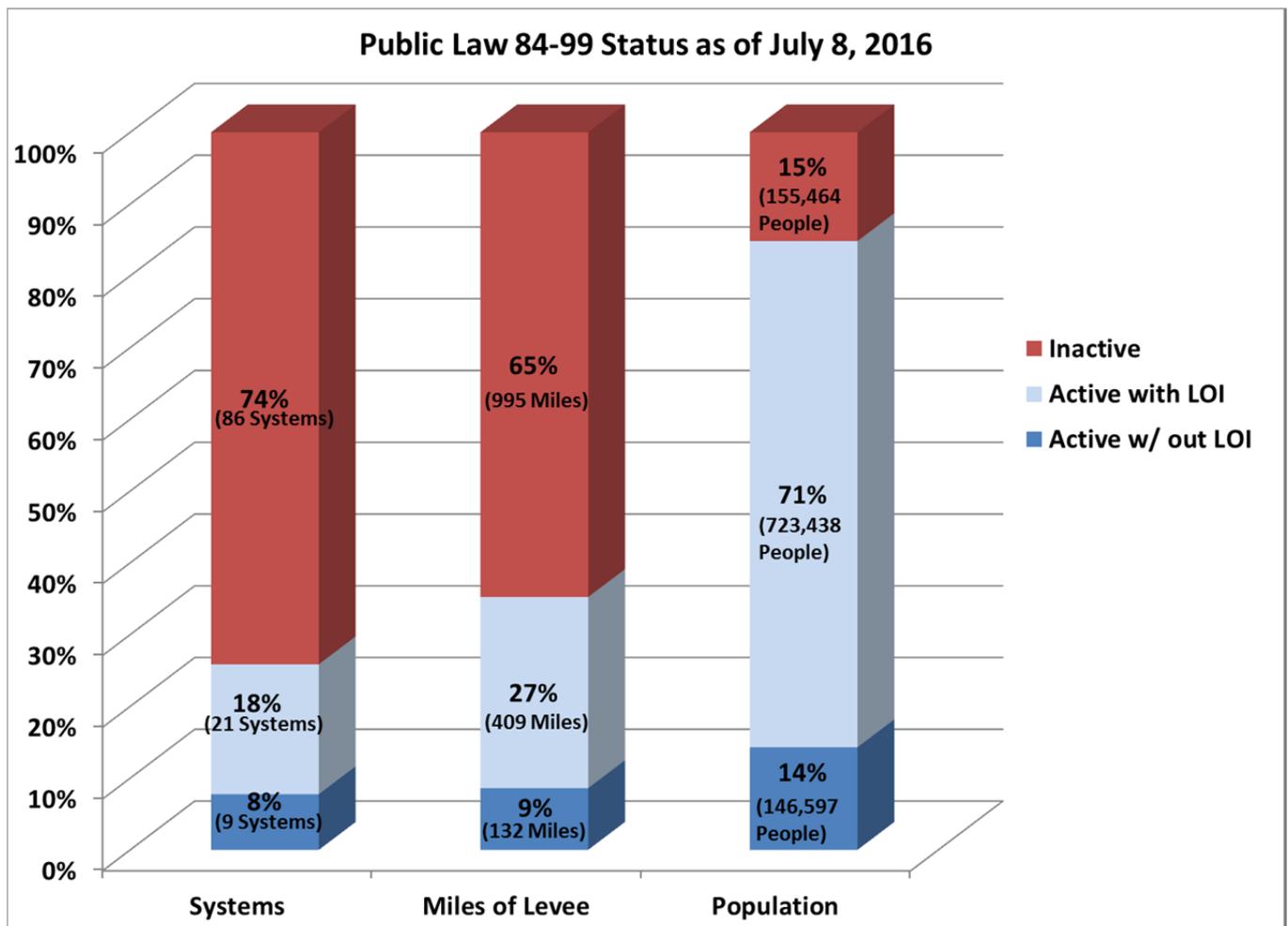
- USACE's Levee Screening team and CVFPB staff coordinated with the LMAs of the San Joaquin River East levee system to update the Levee Screening presentations for the risk assessment review that the USACE national cadre of subject matter experts (Cadre) and Levee Senior Oversight Group (LSOG) will conduct in future meetings.
- In mid-June, USACE's Levee Screening team and CVFPB staff coordinated with the LMAs of the six South Sacramento Streams levee systems to develop the Levee Screening presentations for the risk assessment review that the USACE Cadre and LSOG will conduct in future meetings.
- From June 20 through June 28, USACE performed the field work for the Periodic Inspections (PI) of the six South Sacramento Streams levee systems. Staff attended portions of the PI field work.
- Staff plans to attend portions of the USACE Routine Inspections (RI) of the two Putah Creek levee systems scheduled for mid-July. The LMA, DWR Sacramento Maintenance Yard, is also prepared to participate in the RI.
- USACE Levee Screening program overview: USACE is currently applying a screening tool to all levees in the program. This tool combines inspection data with a preliminary engineering assessment and maximizes the use of existing information and local knowledge of levee performance. Screening results will be used to rank levees by relative risk to help inform decisions about future actions to improve public safety associated with the levees.
- Staff previously submitted draft SWIFs to USACE Sacramento District for their review for the MA 9 – City of Sacramento – American River left bank levee system, and the RD 1000 – Natomas levee system. Staff is working with USACE and the LMAs to finalize the SWIFs.

CVFPB Enforcement Program

- Approximately 11,900 out of an estimated 15,000 encroachments identified by the USACE as “unacceptable” encroachments have been entered into the enforcement database. The previously estimated total of 12,000 encroachments was revised based on the statistics of the encroachments entered.
- In June and early July, staff sent out a Settlement Agreement to work with a respondent towards compliance on a case previously issued a Cease and Desist (C&D) Order; staff mailed out one Notice of Violation (NOV) and one Fact Finding Letter (FFL) to encroachment owners; and staff is preparing two C&D Order letters, five NOVs, and two FFLs for mailing.
- Staff continues to assist and provide support to LMAs in the Enforcement Authority Delegation program as they use their delegated authority to address encroachments in their jurisdictions.

PL 84-99 levee system status as of July 8, 2016

- Systems: (74% Inactive, 8% Active w/ out Letter of Intent (LOI), 18% Active w/ LOI)
- Mileage: (65% Inactive, 9% Active w/ out LOI, 27% Active w/ LOI)
- Population: (15% Inactive, 14% Active w/ out LOI, 71% Active w/ LOI)



Permitting Section

Staff is attending monthly coordination meetings with DWR's Inspection Section and the USACE Flood Protection and Navigation Section (408 Section). The meetings focus on USACE inspections/re-inspections/levee screenings and CVFPB encroachment updates. DWR inspectors bring on-the-ground insight and recommendations to the discussion. A brief overview of some of the items discussed at this month's meeting is presented below.

1. It was announced that Ryan Larson, Chief of the 408 Section, has been temporarily assigned to be Assistant to the Chief of Engineering; Ryan's position may be temporarily backfilled.
2. DWR will begin video inspections for all pipes that are below the design water surface elevation this August as part of their \$100 Million Deferred Maintenance Project.
3. USACE staff will be going to the federal records center in San Bruno this August in search of additional flood control project as-constructed drawings.

Biweekly conference calls with the USACE 408 Section continue. All applications under USACE review that have exceeded six months review time are discussed to ensure the reviews are progressing as quickly as possible. Board staff is working closely with the new USACE environmental staff person in an effort to streamline reviews and better facilitate the flow of information. The 408 Section will be adding another staff person in the near future to assist with the 408 Sections NEPA compliance obligations. The USACE Regulatory Division is still in the process of adding two cultural resource positions that will ultimately help to shorten application review times.

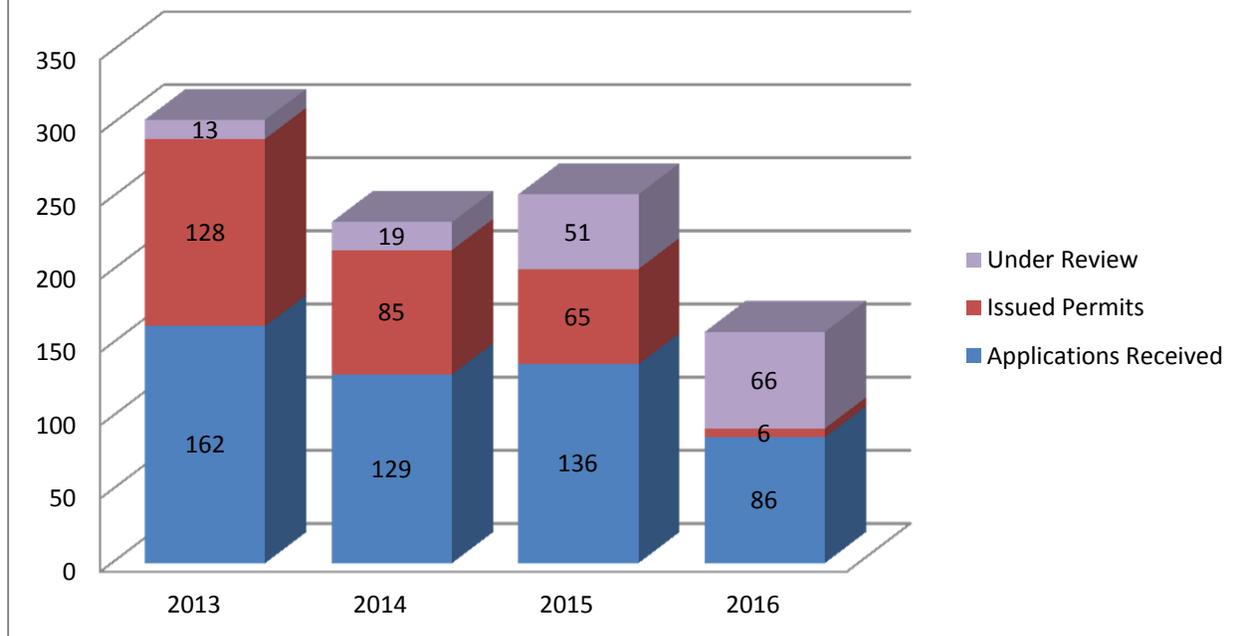
Staff is coordinating with DWR's Flood Project Inspection Section to develop a form letter for DWR to use when inspectors are unable to obtain permit required information. DWR inspectors ensure that permitted projects are constructed according to plans and the work is in compliance with permit conditions. Files are deemed closed when all required information has been received and field inspections have been completed.

The permit database is being upgraded so that all pre-application meetings can be entered and tracked. Staff entered "Application Status" criteria will allow staff to track a proposed project from pre-application meetings to permit issuance. In addition, issued permits will now identify the location of a project by latitude and longitude in place of Section, Township and Range. The permit database will still list both project location identifiers.

Two staff members attended SIMS/NIMS (Standardized Emergency Management System and National Incident Management System) training this month. The training will allow staff to assist DWR's Flood Operation Center during high water events.

The following graph depicts the number of applications that have been received and issued by the Permitting Section since January 1, 2013 as of July 12, 2016. The numbers are reflective of when the applications were received.

CVFPB Permits (except levee improvement projects)



The following two (2) tables provide more detailed information about the permitting process and the various stages of the review. Table 1 provides a status breakdown of **all** permit applications from 2013, 2014, 2015, and through July 12, 2016. The numbers are reflective of the date the applications were received. Table 2 provides a status breakdown for all Executive Officer Delegated Permits from January 2015 through June 2016. The numbers in this table are reflective of when the applications were posted to the Board's website.

Permitting Section Update

Table 1: Application Status Breakdown of All Permit Applications

	2013	2014	2015	2016	Total
Total New Applications Received	162	129	136	86	513
Issued Permits	128	85	65	8	286
Incomplete Applications Returned to Applicant	1	2	1	4	8
Application Withdrawn by Applicant	3	9	7	2	21
No Response by Applicant Administratively Closed	7	4	3	0	14
No Permit Required	10	8	9	6	33
Permit Denial	0	2	0	0	2
Under Enforcement	3	3	1	0	7
Future Scheduled Applications	3	8	32	35	78
Reviewing for Completeness	4	3	5	31	43
Approved by Board but Need USACE Letter	3	5	13	0	21

Table 2: Executive Officer Delegated Permit Status

Month	Posted	Issued	With Enforcement	With Applicant	With USACE
January	7	4	1	1	1
February	2	1	0	1	0
March	1	1	0	0	0
April	1	1	0	0	0
May	4	2	1	0	1
June	2	1	0	0	1
July	8	6	0	1	1
August	6	2	0	1	3
September	2	2	0	0	0
October	2	2	0	0	0
November	1	0	0	0	1
December	3	3	0	0	0
January 2016	7	6	0	0	1
February	1	1	0	0	0
March	8	7	0	0	1
April	3	2	0	0	1
May	8	4	0	0	4
June	10	1	0	0	9
Totals	76	46	2	4	24

Additional information about Executive Officer Delegated Permits can be viewed on the Board's website @: <http://www.cvpfb.ca.gov/DelegatedPermitTab/index.cfm> Spreadsheets for each month provide descriptive information about the proposed project and the California Environmental Quality Act (CEQA) findings.

RIGHT-OF-WAY AND REAL ESTATE SUPPORT TO CVFPB

Status Report and Work Activities

- **Sacramento-San Joaquin Drainage District (SSJDD) Leases**: Work is ongoing to evaluate the lease files to facilitate a comprehensive analysis of leased SSJDD properties.
- **Real Property Conveyances**: *real estate transactions resulting from CVFPB approved permits.*
 - Work is ongoing to acquire flood control levee easements as a special condition of the following Permits:
 - Nos. 17858-97 for Mossdale Marina, Lathrop, CA.
 - No. 18257 for Atlas Tract RD-2126, Stockton, CA.
 - No. 14389-1 for the Rivers Development, West Sacramento, CA.
- **Right of Way and Real Estate Support Activities**
 - Work is ongoing to provide real estate support services in conjunction with the geodetic branch for all CVFPB Staff in the form of verifying existing SSJDD flood control property rights and providing exhibits.
- **Other Miscellaneous Activities**
 - Work is ongoing on various Public Record Act requests as needed.