

# CENTRAL VALLEY FLOOD PROTECTION BOARD

## EXECUTIVE OFFICER'S REPORT

August 25, 2017



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### ENVIRONMENTAL SERVICES AND LAND MANAGEMENT BRANCH

#### Status Report and Work Activities

- **2017 Central Valley Flood Protection Plan Update – Supplemental Program Environmental Impact Report**
  - DWR, the CEQA lead agency for the Plan, certified the Supplemental PEIR and filed a Notice of Determination with the State Clearinghouse on August 4<sup>th</sup>, 2017. In addition, the CEQA Findings of Fact, a Statement of Overriding Considerations, and Mitigation Monitoring and Reporting Plan have been approved by DWR. Board staff posted the final Supplemental PEIR and associated documents on the Board website the week following DWR's certification. Board staff has completed the Board's Responsible Agency Findings, which were integrated into the proposed Resolution for Adoption 2017-10 and reviewed by Board members at the August 11 public workshop. These aforementioned documents can be viewed on the Board's website.
- **USACE Coordination**
  - Board staff is assisting the USACE Flood Protection and Navigation Section with a Programmatic Environmental Assessment (EA) pursuant to the National Environmental Policy Act to address environmental effects of various types of alteration actions proposed as categorical permissions. Categorical permissions will simplify the Section 408 review process for potential alterations at the District level and would neither individually, nor cumulatively, cause more than minor impacts to the environment or the engineering integrity of the USACE project. A draft of the EA will be available for public review in September, with finalization of the document and categorical permission process to be in place at the beginning of 2018.
- **Lower Elkhorn Basin Levee Setback EIS/EIR**
  - Board Staff is coordinating with DWR environmental staff on the progress of the EIS/EIR. The third administrative draft will likely be released for internal review and comment in September or October 2017. DWR is scheduled to release the Public Draft EIS/EIR for public review and comment in January 2018. Project design is currently at 65%. In addition, Board staff is participating in the Project Delivery Team meetings for early and ongoing coordination for design and environmental planning activities. Board staff will continue to provide updates on the activities surrounding the project planning activities.

- **SERP – Small Erosion Repair Program**

- Board staff received the 2017 Notification Package of annual repairs of small erosion sites on levees within the Sacramento River Flood Control Project area. Pursuant to Resolution 2012-20, the Board deemed all SERP program activities to be operations and maintenance activities not requiring Board encroachment permits. In SERP's fourth year of implementation, a total of 1 site will be repaired by the Sacramento Maintenance Yard. The erosion site is located on the left bank of the Sacramento River, just south of the Pocket area. In channel work will occur between August 1 and November 30, 2017 to avoid work during the flood season. In accordance with Resolution 2012-20, staff will provide an annual report to the Board at a future meeting.

- **Yolo Bypass Core BiOp Planning Team Meeting**

- Staff attended the August 3, 2017 Yolo Bypass Core BiOp Planning Team Meeting. The Core Team provided an update on the progress of the Early Implementation Projects and Long-Term Actions. Construction on Wallace Weir is anticipated to be complete by October 31, 2017. The Long Term Action Second Administrative Draft EIS/EIR will be released October 27, 2017 with a Final EIS/EIR to be released in October 2018.

- **Western Pacific Interceptor Canal Culvert Replacement Project**

- Board staff is drafting the final IS/MND for the WPIC culvert replacement project. Staff intends to bring the Final IS/MND to the September 22, 2017 Board Meeting for Board to consider certification of the Final IS/MND and approval of the Project. If the Board approves the project, staff will be able to secure necessary permits prior to the 2018 construction season.

## RIGHT-OF-WAY AND REAL ESTATE SUPPORT

### Status Report and Work Activities

**\*\*Indicates new activity this month**

- **\*\*Land Management Branch Staff Update:**
  - GIS Student Assistant interviews were conducted on 7/27/2017.
  - Associate Right of Way Agent position was posted on 8/7/2017; the final filing date for potential applicants was 08/21/17.
  
- **Sacramento-San Joaquin Drainage District (SSJDD) Leases:** Below is a summary of completed and recommended activities to the SSJDD leases:
  - Work is ongoing with DWR Fiscal Staff to ensure lessees make lease payments in a timely manner.
  - Work is ongoing fielding lessee calls regarding a variety of property issues.
  - Work is ongoing with the State Lands Commission (SLC) to create a system whereby the scope of work of the interagency agreement between the CVFPB and the SLC to administer the SSJDD oil and gas leases is maximized to the benefit of the CVFPB and Board Staff.
  - Work is ongoing to renew the Hogback Island bank protection lease number PRC 3300.9 with the SLC.
  - Work is ongoing to renew a General Lease with the California State Lands Commission for the use of State Sovereign Land, for a Protected Structure, located in the Sacramento River, Georgiana Slough, Steamboat Slough, Sutter Slough, Feather River, American River, and Cache Slough in Yolo County.
  - Work is ongoing to determine best option for obtaining current fair market value for SSJDD leases, to obtain updated maps and exhibits for SSJDD leased properties, to obtain a legal review of relevant Water Code of SSJDD lease public bid process to ensure proper procedures are followed in lease renewal process, and to prepare SSJDD lease renewals.
  - Work is ongoing to convert out-of-date SSJDD land surveyor drawings and tracings to aerial picture shape files of existing SSJDD leased parcels.
  
- **Real Property Conveyances:** *real estate transactions resulting from CVFPB approved permits.*
  - Work is ongoing to acquire flood control levee easements or licenses as a special condition of the following Permits:
    - No. 18303-3 for WSAFCA, West Sacramento, CA.
    - No. 18257 for Atlas Tract RD-2126, Stockton, CA.
    - Nos. 17858-97 for Mossdale Marina, Lathrop, CA.
    - No. 19109 DLM Partners Chowchilla Canal Bypass

- No. 15178-1 Marysville WWTP
- No. 14455 License Renewal for gas line in Sutter Bypass for CRC.
- **No. 14389-1 Oakstone Investments/The Rivers Comm. Assoc.**
  - **\*\*Working with five grantors on nine easements on forty-three parcels to finalize flood control levee and slope control easements as a special condition of Permit No. 14389-1 for the Rivers Development (formerly Lighthouse Marina), West Sacramento, CA. Seven of the nine easements have been fully executed and recorded; the last two easements have been executed by the grantor and will be recorded soon.**
- **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 to review a legal description from Sutter County for Sacramento Avenue across the Sutter Bypass; the County is perfecting their roadway rights for a new road alignment. The County's land surveyor is drafting a legal description.
- Work is ongoing to acquire a parcel in fee from the American River Flood Control District (ARFCD) on La Rivera Drive at Howe Avenue on the left bank of the American River for the primary use of establishing a staging area to support emergency flood fights; ARFCD will be responsible for the O&M of the parcel. ARFCD's land surveyor is drafting a legal description.
- Negotiations are ongoing to acquire an easement from the City of Sacramento for a water line in the Garden Highway levee near Orchard Lane in for an existing water line the City recently acquired. The City is working to provide the necessary legal description documents for staff's review.
- Geodetic Branch staff is preparing legal descriptions on flowage easements that will be acquired from the USACE for the Three Amigos project in Stanislaus County by quitclaim deeds.
- Working with Board Staff, USBR Staff & USFWS Staff to provide access on to an SSJDD Parcel for the Sutter National Wildlife Refuge Lift Station Project.
- Coordinating with Caltrans, DWR Geodetic Branch Staff, and Board Permitting Staff on two Caltrans Hwy widening projects (Highways 20 and 99); Caltrans is seeking access onto SSJDD parcels for construction for replacing the Wadsworth Canal Bridge on Hwy 20. The Hwy 99 widening project has already been completed. Caltrans is seeking to acquire portions of fee owned SSJDD parcels for these two projects. Currently, Caltrans is working with Board Permitting Staff to acquire the necessary Permits.

- \*\*A Temporary Entry Permit was issued to PG&E on August 3, 2017, for access to an SSJDD parcel in San Joaquin County for the purpose of PG&E making an emergency repair on a transmission line on an adjacent parcel.
- Working with the Sutter Mutual Water Company (SMWC) on an assessment invoice by providing SMWC proof that the SCO's office has already paid the invoice on behalf of the CVFPB.
- Working with Yolo County on several assessment invoices by providing the county proof that the SCO's office has already paid the invoices on behalf of the CVFPB.