



Central Valley Flood Protection Board

DISCUSSION WITH POSSIBLE BOARD ACTION AGENDA ITEM 11A

Proposed Updates to Title 23 Regulations

February 27, 2015

Feb 24 LMA Workshop (38 attendees)



Regulation Changes Intended to:

- Improve transparency of permitting process
- Clarify Board / USACE reviews
- Modernize technical standards in Article 8 for permitting encroachments and projects

Workshop Topics:

- 8-track program overview
- Incorporate USACE 408/404/10 reviews
- Board authorities / jurisdiction
- Increase levee setbacks
- Receive input for future workshops

Suggested Future Workshop Topics:

- Levee setback increases (single-topic)
- DSC covered action process
- Levee penetrations
- Section 408/404/10 process
- New permitting process for flood system improvement projects
- Expanded EO delegation
- Levee agency endorsement (forming workgroup)
- Meeting transcription available next week (more suggested topics)

Workshops / Meetings (Mar - May)



1. USACE
2. Department of Water Resources
3. Delta Stewardship Council
4. Increased Setbacks
- 5/6. Local Maintaining Agencies
(Sacramento / San Joaquin)
7. Infrastructure and Utilities
(Caltrans, HSR, PG&E, counties,
cities, other utilities)

1. Overall Review of Proposed regs
2. Flood Management, FESSRO
3. Covered Actions
4. Agreed to at Feb 24 LMA mtg
- 5/6. One or two meetings – Invite
RFMP memberships
7. Infrastructure and Utilities
(Caltrans, HSR, PG&E, counties,
cities, other utilities)



Regulations / CEQA / Rulemaking

- Finish and Approve Draft Regulations
- CEQA Analysis and Public Process (assuming a Negative Declaration)
 - If more than a Neg Dec is required
- OAL Review and Public Rulemaking Process
- February – June 26 Board meeting (hearing)
- February – September 25 Board meeting **or earlier by EO delegated authority**
 - additional time to process MND or EIR
- June 26 – November 20 Board meeting

QUESTIONS & CREDITS



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Detailed Calendar

- Workshops / Draft Regulations
 - Board Approve Draft Regulations

 - Prepare Initial Study
 - Early Consultation
 - File Notice of Intent
 - 30 day public comments
 - File Notice of Determination

 - Rulemaking to OAL
 - 75-day review and public comment
 - Board approval
 - OAL approve Final Rulemaking
- February – May
 - June 26 Board meeting

 - February – June
 - April
 - After June 26 Board meeting
 - Ends Late July / Early August
 - EO to file or Board to adopt findings
September 25 Board meeting

 - Early July
 - Into mid-September
 - October
 - November