

Central Valley Flood Protection Board

Executive Officer Delegation Report

Posting Date: May 5, 2020

Number of Applications Scheduled: 4

Application Number: 10057-1

Applicant: Pelger Road 1700 LLC

Location Description: The project is located approximately 0.9 miles southwest of the intersection of Pelger Road and Cranmore Road, about 8.2 miles northwest of the town of Robbins.

County: Sutter

Stream: Sacramento River

Project Description: To remove and replace an existing failed 24-inch diameter steel irrigation pipe and a 2-inch diameter electrical conduit with a new 24-inch diameter steel pipe and new 2-inch diameter Polyvinyl Chloride schedule 80 conduit on the left (east) bank levee of the Sacramento River. This is also a name change permit and includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit "in part" supplements Permit No. 10057 that was issued to David S. Lewis on July 26, 1974 for the retention of existing encroachments at this location to include; "A chain gate at Levee Mile 24.56; a 24-inch steel irrigation pipe through the levee, one CM cutoff wall, 1.5-inch conduit through the levee, wooden walkway to a slant pump in CM pumphouse on the berm, gate valve on the berm, Hershey-Sparling meter on pipe at waterward toe, siphon breaker in a 24-inch CM riser on the landward shoulder, a 4-foot x 7-foot ID concrete distribution box at the landward toe and a service pole at landward toe (USCE 1958) at Levee Mile 24.60; a ramp on both slopes at Levee Mile 24.65; ramps..." This name change only applies to the existing encroachments that are part of the irrigation system near/or at Levee Mile 24.60.

LMA Endorsement: Reclamation District 1500

CEQA Finding: Board staff has determined the project is exempt from CEQA under the Class 1, Existing Facilities, and Class 2, Replacement or Reconstruction categorical exemptions (CEQA Guidelines §15301 and §15302) because the proposed activity consists of removal and replacement of an existing failed 24-inch diameter irrigation supply pipe. The replacement pipe will have substantially the same purpose and capacity as the existing irrigation supply pipe, and the project involves negligible expansion of an existing use. In addition, an application to change the name of the permittee does not have the potential to result in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment, and thus, is not a "project" for purposes of the California Environmental Quality Act (Public Resources Code § 21065; CEQA Guidelines § 15378(a)). Further, none of the exceptions to the exemption in CEQA Guidelines §15300.2 apply.

Application Number: 19224

Applicant: Marciana DeGuzman

Location Description: The project is located at 5277 Garden Highway in Sacramento, approximately 0.75 miles south of the intersection of Garden Highway and North Bayou Road.

County: Sacramento

Stream: Sacramento River

Project Description: To authorize an existing five foot tall chain link fence and twenty foot wide gate on the waterside levee slope.

LMA Endorsement: Reclamation District 1000

CEQA Finding: Board staff has determined the project is exempt from CEQA under the Class 1, Existing Facilities categorical exemption (CEQA Guidelines §15301) because the proposed project consists of authorizing an existing fence. Further, none of the exceptions to the exemption in CEQA Guidelines §15300.2 apply.

Application Number: 6537-1

Applicant: Rivercrest Ranches LP

Location Description: The project is located along Mancuso Road, approximately, 0.5 miles downstream of the San Joaquin River and, approximately, 0.2 miles upstream of the Western Pacific Railroad bridge over Paradise Cut.

County: San Joaquin

Stream: Paradise Cut

Project Description: This is a "name change" permit only and includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit supplements Permit No. 6537 that was issued to Everett Farms on April 7, 1969, "to install [14-inch diameter] discharge line from proposed new drainage pump through west levee of Paradise Cut."

LMA Endorsement: N/A

CEQA Finding: A request to change the name of a permittee does not have the potential to result in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment, and thus, is not a "project" for purposes of the California Environmental Quality Act (Public Resources Code § 21065; CEQA Guidelines § 15378(a)).

Application Number: 19503 – Posted April 29, 2020

Applicant: SMUD

Location Description: The project is located along the Garden Highway, beginning at approximately 1600 feet East of Power Line Road and ending at approximately 575 feet south of Farm Road in Sacramento County.

County: Sacramento

Stream: Sacramento River

Project Description: To authorize 68 new utility poles, abandonment of 66 utility poles, removal of 4 poles, and replacement of 3 poles from Garden Highway levees starting 1600' east of Power Line Road and ending 575' south of Farm Road. Additionally, the existing underground facilities would be routed to the new poles.

LMA Endorsement: Reclamation District 1000

CEQA Finding: The Central Valley Flood Protection Board (Board), as a responsible agency under CEQA, has reviewed the American River Watershed Common Features Project/Natomas Post-authorization Change

Report/Natomas Levee Improvement Program, Phase 4b Landside Improvements Project (NLIP, Phase 4b Project) Draft and Final Environmental Impact Reports (EIR) (SCH No. 2009112025, October 2010), and the Mitigation Monitoring and Reporting Program (MMRP), prepared by the lead agency, SAFCA. The DEIR and FEIR considered the environmental impacts and required mitigation measures for the NLIP, Phase 4b Project. These documents, including project design, are available for review in hard copy at the Board and SAFCA offices. SAFCA determined that the NLIP, Phase 4b Project would have a significant effect on the environment (SAFCA Board of Directors Resolution 2010-145 (including Findings, MMRP, Statement of Overriding Considerations)), and filed a Notice of Determination with the State Clearinghouse on November 15, 2010. On June 24, 2016, the Board approved a Project Partnership Agreement with USACE and SAFCA, and a Local Partnership Agreement with SAFCA for the construction of a portion of the Natomas Basin Project known as the NLIP, Phase 4b Project. The Board, as a responsible agency, also made appropriate CEQA findings for significant and unavoidable environmental impacts for the NLIP, Phase 4b Project as further described in its previously adopted Resolution 2016-13. These findings discussed the significant and unavoidable impacts made to air quality, agricultural resources, biological resources, cultural resources, land use, noise, recreation, transportation, and visual resources, and mitigation measures for each were adopted and implemented by SAFCA, although they did not reduce the impacts to less than significant. The Board filed a Notice of Determination with the State Clearinghouse on June 29, 2016. Staff requests that the EO find that the utility infrastructure relocation to be implemented under Permit No. 19503 as part of the NLIP, Phase 4b Project, is within the scope of the previously adopted FEIR, including the Findings, Statement of Overriding Considerations, and MMRP; and the previously filed Notice of Determination. Staff also requests that the EO find that the encroachments described herein would result in no new adverse environmental impacts, and that no new mitigation measures are required pursuant to CEQA Guidelines Section 15168. The documents and other materials which constitute the record of the Board's proceedings in this matter are in the custody of the Executive Officer, Central Valley Flood Protection Board, 3310 El Camino Ave., Suite 170, Sacramento, California 95821.