

# Central Valley Flood Protection Board

## Executive Officer Delegation Report

Original Posting Date: May 11, 2021 (May 19, 2021)

Number of Applications Scheduled: 4

### Application Number: 18602-1

Applicant: California Department of Transportation

Location Description: The project is located where State Route 99 crosses the Kings River, approximately 1.5 miles southeast of the City of Kingsburg.

County: Tulare

Stream: King's River

Project Description: To install a 3.5-inch diameter steel water pipeline attached to the existing State Route 99 bridge (Bridge No. 46-0036R) crossing over the Kings River Designated Floodway.

LMA Endorsement: Not Applicable

California Environmental Quality Act (CEQA) Finding: Board staff has determined the project is exempt from CEQA under the Class 1, Existing Facilities, Class 3 New Construction or Small Structures, and Class 4, Minor Alteration to Land categorical exemptions (CEQA Guidelines §§ 15301, 15303, and 15304), because the proposed activity consists of the installation of a new water pipeline and attachment to a road bridge for connection to existing facilities. Further, none of the exceptions to the exemption in CEQA Guidelines § 15300.2 apply.

### Application Number: 19558

Applicant: Pacific Gas and Electric Company (PG&E)

Location Description: The crossing is located approximately 480 feet downstream from the base of Farmington Reservoir.

County: San Joaquin

Stream: Littlejohns Creek

Project Description: To authorize the existing aerial crossing of a 230 kV electric transmission line over Littlejohns Creek.

LMA Endorsement: San Joaquin County Flood Control and Water Conservation District

California Environmental Quality Act (CEQA) Finding: Board staff has determined that the project is exempt from CEQA under the Class 1, Existing Facilities categorical exemption (CEQA

Guidelines § 15301), because the activity consists of permitting existing public electrical conveyance. No expansion of existing or former use will occur. Further, none of the exceptions to the exemption in CEQA Guidelines Section 15300.2 apply.

**Application Number: 19582**

Applicant: Sacramento Valley Limited Partnership, doing business as Verizon Wireless

Location Description: The project is located approximately 80 feet downstream from the East Stockton Boulevard bridge crossing Union House/Beacon Creek within the City of Sacramento.

County: Sacramento

Stream: Beacon Creek

Project Description: To construct an unmanned telecommunications facility along the left (west) bank of Union House/Beacon Creek. The facility will consist of 8 foot tall CMU perimeter wall with a gate, concrete equipment slabs, and wireless monoline antenna.

LMA Endorsement: Not Applicable

California Environmental Quality Act (CEQA) Finding: Board staff has determined that the project is exempt from CEQA under the Class 3, New Construction or Conversion of Small Structures and Class 4 Minor Alteration to Land categorical exemptions (CEQA Guidelines §§ 15303 and 15304), because the activity consists of constructing a new telecommunications facility. Further, none of the exceptions to the exemption in CEQA Guidelines § 15300.2 apply.

**Application Number: 7796-2**

Applicant: Pacific Gas and Electric Company (PG&E)

Location Description: The existing pipeline is located approximately 4 miles southeast of the City of Patterson. The pipeline is installed through Reclamation District 1602 right (west) bank levee and Reclamation District 2063 left (east) bank levee and is buried within the San Joaquin River.

County: Stanislaus

Stream: San Joaquin River

Project Description: Phase 2 of Pacific Gas & Electric Company's R-687 L-215 San Joaquin River Crossing Replacement Project proposes the abandonment and removal of approximately 6,800 feet of existing 12-inch diameter gas transmission pipeline L-215 within the San Joaquin River levee sections and floodway being deactivated under Permit No. 7796-1.

LMA Endorsement: Reclamation District 1602

California Environmental Quality Act (CEQA) Finding: The Board, as a responsible agency under CEQA, has reviewed the R-687 L-215 San Joaquin River Crossing Replacement Project Draft and the Final Initial Study/Mitigated Negative Declaration/Negative Declaration (IS/MND) (SCH No. 2020040266, June 2020), and the Mitigation Monitoring and Reporting Program (MMRP),

prepared by the lead agency, the California State Lands Commission (Commission). The Pacific Gas and Electric Company's proposed gas transmission pipeline abandonment and removal is covered by the IS/MND. The Commission determined that the project will not have a significant effect on the environment, and filed a Notice of Determination with the State Clearinghouse on June 24, 2020. The Commission revised the project and incorporated mandatory mitigation measures into the project plans to avoid or mitigate impacts. These mitigation measures, included in the Commission's IS/MND and MMRP, address impacts to aesthetics, biological resources, cultural resources, cultural resources – tribal, hazards and hazardous materials, hydrology and water quality (non-flood related), and recreation. These mitigation measures are within the responsibility and jurisdiction of the Commission and have been adopted by the Commission. The IS/MND found less than significant impacts under hydrology for flood related impacts related to the pipeline abandonment and removal. In accordance with CEQA Guidelines § 15096(f), Board staff considered the Commission's IS/MND, which supports the Board's approval of Permit No. 7796-2 to authorize the abandonment and removal of a pipeline which is within the Board's jurisdiction as it relates to effects on the federal-State facilities of the State Plan of Flood Control and adopted plans of flood control for regulated streams and designated floodways (State's flood control system). The Board, as a responsible agency, is responsible for mitigating or avoiding only the direct or indirect environmental effects of those parts of the project which it decides to approve (CEQA Guidelines § 15096(g); Public Resources Code § 21002.1(d)). Here, the Board's action is limited to approving an encroachment permit, and the Board's jurisdiction is limited to imposing conditions to mitigate or avoid impacts to the environment under its authority, specifically the State's flood control system. According to the discussion within the IS/MND, the proposed pipeline abandonment and removal results in less than significant impacts related to flood risk. When considering the record as a whole, and in accordance with CEQA Guidelines Section 15096(f) and (g), staff recommends that the Executive Officer make responsible agency findings that approval of Permit No. 7796-2 will not result in any significant adverse impacts related to flood risk. The project will not adversely impact the State's flood control system; therefore, no conditions or mitigation measures within the Board's jurisdiction are required. These documents, including project design, are available for review in hard copy at the Board and the Commission offices. These documents which constitute the administrative record of the Board 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.