

# **Central Valley Flood Protection Board**

## **Executive Officer Delegation Report**

Original Posting Date: June 14, 2021

Number of Applications Scheduled: 4

### **Application Number: 19590**

Applicant: Gino Baiocchi

Location Description: The project is located approximately 2 miles south of the town of Walker Landing in Grand Island at 15314 Grand Island Road.

County: Sacramento

Stream: Steamboat Slough

Project Description: To remove and replace approximately 150 linear feet of a damaged 12-inch diameter steel pipe with new 12-inch diameter steel pipe on the left (east) bank levee of the Steamboat Slough.

LMA Endorsement: Reclamation District 3

California Environmental Quality Act (CEQA) Finding: The Board staff has determined the project is exempt from CEQA under the Class 1, Existing Facilities, Class 2, Replacement and Reconstruction and Class 4, Minor Alteration of Land categorical exemptions (CEQA Guidelines § 15301, 15302, and 15304), because the proposed activity consists of the removal and replacement of a pipe that has been damaged and is need of repair and rehabilitation and will have substantially the same purpose and capacity. Further, none of the exceptions to the exemption in CEQA Guidelines § 15300.2 apply.

### **Application Number: 19591**

Applicant: Anthem United Creekview Development Ltd Partners

Location Description: The project is located approximately 0.6 miles north of the Phillip Road and Grand Junction Way Intersection northwest of the City of Roseville.

County: Placer

Stream: Pleasant Grove Creek Canal

Project Description: To install an 8-inch diameter gas main encased in a 12-inch diameter steel pipe across Pleasant Grove Creek and the Bypass Channel. The gas main will be installed to a depth of approximately ten (10) feet below the channel bottom of the Creek and Bypass and is part of the Creekview project development.

LMA Endorsement: Not Applicable

California Environmental Quality Act (CEQA) Finding: The Board, as a responsible agency under CEQA, has reviewed the Creekview Specific Plan Draft and Final Environmental Impact Report (EIR) (SCH No. 2008032017, September 2012), and the Mitigation Monitoring Program (MMP) and Statement of Overriding Considerations, prepared by the lead agency, City of Roseville (City). The proposed work is covered by the EIR. The City determined that the project will have a significant effect on the environment, and filed a Notice of Determination with the State Clearinghouse and the Placer County Clerk on September 26, 2012. The City revised the project and incorporated mandatory mitigation measures into the project plans to avoid or mitigate impacts. These mitigation measures, included in the City's Final EIR and MMP, address impacts to land use and agricultural resources, aesthetics and visual resources, population and housing, transportation and circulation, air quality, climate change and greenhouse gas emissions, vegetation and wildlife, cultural and paleontological resources, hazardous materials and public safety, hydrology and water quality, public services, and public utilities. These mitigation measures are within the responsibility and jurisdiction of the City and have been adopted by the City. The Draft and Final EIR found less than significant impacts under hydrology for flood-related impacts associated with the installation of gas main encased in a steel pipe across Pleasant Grove Creek and the Bypass channel. In accordance with CEQA Guidelines § 15096(f), Board staff considered the City's Draft and Final EIR, MMRP, and SOC which supports the Board's approval of Permit No. 19591 to authorize work to install a gas main across Pleasant Grove Creek and the Bypass channel 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. The Board, as a responsible agency, is required to make findings for effect of the project (CEQA Guidelines § 15096(h) and § 15091). However, the Draft and Final EIR identified less than significant impacts to flood risk. Based on staff's review of the EIR, there is no substantial evidence to support a fair argument that the project will result in significant impacts related to flood risk, which is the only resource area within the Board's jurisdiction. Therefore, approving an encroachment permit does not require additional findings unrelated to flood risk under CEQA Guidelines § 15096(h), nor is the consideration of alternatives required. When considering the record as a whole, and in accordance with CEQA Guidelines § 15096(f) and (g), staff recommends that the Executive Officer make responsible agency findings that approval of Permit No. 19591 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 City's 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.

### **Application Number: 19592**

Applicant: Reclamation District No. 784

Location Description: The project is located just east of the town of Plumas Lake and approximately 1.6 miles southwest of the Plumas Road and Hoffman Road intersection at Levee Mile 1.86.

County: Yuba

Stream: Western Pacific Interceptor Canal

Project Description: To remove and replace an existing failing 18-inch-diameter corrugated metal pipe through the left (east) bank levee of the Western Pacific Interceptor Canal with a new 18-inch-diameter steel pipe. The pipe replacement includes installation of an outfall structure with access control gate, an inlet structure with trash rack, an automatic drainage gate, rip rap, facility markers, a gate riser structure with positive closure device, and a steel walkway (5 feet long by 4 feet wide) with guardrails on the landside levee slope to facilitate maintenance of inlet structure.

LMA Endorsement: Reclamation District No. 784

California Environmental Quality Act (CEQA) Finding: Board staff has determined that the project is categorically exempt from CEQA under the Class 1, Existing Facilities (Section 15301), Class 2, Replacement or Reconstruction (Section 15302), Class 3, New Construction or Conversion of Small Structures (Section 15303), and Class 4, Minor Alterations to Land (Section 15304). The activity consists of permitting existing private facilities and no expansion of existing or former use will occur. The activity consists of replacement of existing structures where the new structure will be located on the same site and will have the same purpose and capacity as the replaced structure. In addition, the activity involves the construction of new, small structures with minor alterations in the condition of the land. Further, none of the exceptions to the exemption in CEQA Guidelines Section 15300.2 apply.

### **Application Number: 19593**

Applicant: Reclamation District No. 784

Location Description: The project is located just East of the town of Plumas Lake and approximately 1.6 miles Southwest of the Hoffman Plumas Road and Hoffman Road intersection at Levee Mile 1.59.

County: Yuba

Stream: Western Pacific Interceptor Canal

Project Description: To remove and replace an existing failing 18-inch-diameter corrugated metal pipe through the left (east) bank levee of the Western Pacific Interceptor Canal with a new 18-inch-diameter steel pipe. The pipe replacement includes installation of an outfall

structure with access control gate, an inlet structure with trash rack, an automatic drainage gate, rip rap, facility markers, a gate riser structure with positive closure device, and a steel walkway with guardrails on the landside levee slope to facilitate maintenance of inlet structure.

LMA Endorsement: Reclamation District No. 784

California Environmental Quality Act (CEQA) Finding: Board staff has determined that the project is categorically exempt from CEQA under the Class 1, Existing Facilities (Section 15301), Class 2, Replacement or Reconstruction (Section 15302), Class 3, New Construction or Conversion of Small Structures (Section 15303), and Class 4, Minor Alterations to Land (Section 15304). The activity consists of permitting existing private facilities and no expansion of existing or former use will occur. The activity consists of replacement of existing structures where the new structure will be located on the same site and will have the same purpose and capacity as the replaced structure. In addition, the activity involves the construction of new, small structures with minor alterations in the condition of the land. Further, none of the exceptions to the exemption in CEQA Guidelines § 15300.2