

# Central Valley Flood Protection Board

## Executive Officer Delegation Report

Posting Date: December 7, 2021

Number of Applications Scheduled: 5

### Application Number: 13554-1

Applicant: Phelps Ranch LLC

Location Description: The project is located along the left (west) bank levee of the San Joaquin River, near Frewert Road, approximately 1 mile southwest of the community of Lathrop.

County: San Joaquin

Stream: San Joaquin River

Project Description: This is a “name change” permit that includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit supplements Permit No. 13554 issued to Lloyd Phelps on 2/1/1983 for installation of a 12-in diameter discharge pipeline through the levee, on the waterside levee slope, then attached to the existing pump platform piers authorized by permit No. 3300.

LMA Endorsement: Reclamation District 544

CEQA Finding: Board staff has determined that 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)).

### Application Number: 19152-1

Applicant: California Department of Water Resources

Location Description: The project is located approximately 7 miles downstream of the City of Oroville on the left (east) bank of the Feather River Designated Floodway within the California Department Fish and Wildlife Oroville Wildlife Area.

County: Butte

Stream: Feather River

Project Description: This is a “name change” permit that includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit supplements No. 19152 that was issued Sutter Butte Flood Control Agency on August 1, 2018, to authorize the Oroville Wildlife Area Flood Stage Reduction Project which included a new 400-foot-long rock gabion inflow weir, a new connection to the Feather River, a new 3,000-foot-long berm, and grading improvements to the existing canal along with additional improvements.

LMA Endorsement: N/A

CEQA Finding: 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)).

### **Application Number: 19600**

Applicant: California Department of Transportation

Location Description: The project is located approximately 0.3 miles north of the Interstate (I-5) and Carolyn Weston Boulevard Intersection southwest of the City of Stockton.

County: San Joaquin

Stream: Walker Slough

Project Description: To install a 4-inch diameter communication conduit across Walker Slough. The conduit will be attached to the Northbound Walker Slough Bridge (Bridge No. 29-02i3R) and will be buried in a trench on each end of the bridge.

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

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 activity consists of minor alterations to an existing bridge to install a 4-inch diameter communication conduit. In addition, the project is exempt from CEQA under the Class 4, Minor Alterations to Land categorical exemption (CEQA Guidelines § 15304) because the proposed activity will trench and bury the conduit at each end of the bridge. Further, none of the exceptions to the exemption in CEQA Guidelines § 15300.2 apply.

### **Application Number: 19614**

Applicant: LEWIS SAM G & SON

Location Description: The project is located along the right (west) overflow area of Butte Creek, approximately 1.75 miles northeast of the city of Durham.

County: Butte

Stream: Butte Creek

Project Description: To replant 12 acres of walnut trees and drip irrigation on grade along the right (west) overflow area of Butte Creek.

LMA Endorsement: Maintenance Area 5

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 activity consists of the removal and replanting of existing features including 12 acres of walnut trees that will not involve the expansion of an existing or former use. The project is also exempt under the Class 4, Minor Alterations to Land categorical exemption (CEQA Guidelines § 15304) because the proposed activity consists of minor private alterations in the condition of vegetation for agricultural purposes. Further, none of the exceptions to the exemption in CEQA Guidelines § 15300.2 apply.

### **Application Number: 3300-1**

Applicant: Phelps Ranch LLC

Location Description: The project is located along the left (west) bank levee of the San Joaquin River, near Frewert Road, approximately 1 mile southwest of the community of Lathrop.

County: San Joaquin

Stream: San Joaquin River

Project Description: To remove and replace, in-kind, approximately 110 feet of 18-inch diameter steel irrigation pipe and a 1.25-inch diameter steel conduit through the left bank levee, and to repair minor erosion authorized by Permit No. 3300. To remove approximately 50 feet of abandoned 12-inch diameter steel pipe atop the levee waterside slope and approximately 12 feet of abandoned 18-inch diameter PVC pipe.

This is a "name change" permit that includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit supplements Permit No. 3300 that was issued to Mr. Lloyd L. and Mrs. Thelma B. Phelps on 3/2/1960 for installation of a pumping plant and pipe through the left bank levee of the San Joaquin River.

LMA Endorsement: Reclamation District 544

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 activity consists of permitting the removal of existing features including approximately 50 feet of abandoned 12-inch diameter steel pipe atop the levee waterside slope and 12 feet of 18-inch diameter PVC pipe; and under the Class 2, Replacement or Reconstruction categorical exemption (CEQA Guidelines § 15302) because the proposed activity consists of the removal and replacement of 110 feet of 18-inch diameter steel irrigation pipe through the left bank levee; repair of minor erosion on waterside levee slope; the removal and replacement of a 1.25-inch diameter steel conduit; Further, none of the exceptions to the exemption in CEQA Guidelines § 15300.2 apply.

The proposed action includes a name change and is not a "project" pursuant to the Public Resources Code Section 21065 and CEQA Guidelines Section 15378(a) covering projects.