

Central Valley Flood Protection Board

Executive Officer Delegation Report

Posting Date: May 10th, 2022

Meeting Date: May 27th, 2022

Number of Applications Scheduled: 3

Application Number: 12319-2

Applicant: Murphy Enterprises L.P.

Location Description: The project is located at 7250 Pocket Road on the Sacramento River East Levee, in the City of Sacramento. Section 5, T7N, R4E, M.D.B.&M., Maintenance Area 9, Levee Mile 5.26 (Maintenance Area 9, Sacramento River, Sacramento County)

County: Sacramento

Stream: Sacramento County

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. 12319 GM (Revised) that was issued to Janet A. Gordon on May 24, 1995. This name change permit authorizes a gated chain-link fence, a shed, two (2) oak trees, and two (2) fig trees along the landward toe of the left bank levee of the Sacramento River. This name change permit will not authorize the ivy ground cover, three (3) sycamore trees, and timber steps on the landward slope, and five (5) ornamental trees on the landward toe of the Sacramento River since these previously permitted encroachments no longer exist.

LMA Endorsement: Maintenance Area 9

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 private facilities. No expansion of existing or former use will occur. Further, none of the exceptions to the exemption in CEQA Guidelines § 15300.2 apply. 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: 18317-1

Applicant: DPML Mariposa Road, LLC

Location Description: N/A

County: San Joaquin

Stream: North Fork Littlejohns Creek

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. 18317 BD that was issued to Arch Road Limited Partnership LLC on 11/02/2010 to install 200-foot-wide box culvert (concrete double box) within the channel; construct a storm drain outfall structure and place rock riprap on the left (south) bank; and install a 24-inch-diameter water line (bored) under and across North Littlejohns Creek.

LMA Endorsement: N/A

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: 2663-1

Applicant: Pacific Gas and Electric Company

Location Description: The project is located between Chestnut St and A St along the landside embankment of the right bank levee of the Yuba River

County: Yuba

Stream: Yuba River

Project Description: To abandon in place approximately 350 feet of an 8-inch natural gas pipeline and install a new section of pipeline 60 to 90 feet from its current location away from the landside right bank of the Yuba River. Pipeline will be removed by USACE.

LMA Endorsement: Marysville Levee District

CEQA Finding: The Board, as a lead agency under CEQA, and the USACE, as a lead agency under NEPA, prepared the following documents:

- Yuba River Basin, California Project –MRL Improvements Project EA/IS/MND (SCH No. 20100024001, April 2010) and MMRP;
- The MRL Phases 2A South and 2C Supplemental EA/IS/MND (SCH No. 2010024001, January 2018) and Supplement to the MMRP (2018 Phases 2AS and 2C Supplemental EA/IS/MND);
- The MRL Phase 2B and 3 Project Supplemental EA/IS/MND (SCH No. 20100024001, July 2019) and Supplement to the MMRP;
- MRL Phase 2B and 3 Utility Relocation Draft and Final Supplemental EA/IS/MND (SCH No. 20100024001, February 2021) (2021 Phases 2B and 3 Utility Supplemental IS/MND), and Supplement to the MMRP;
- August 2021 Addendum to the 2018 Phases 2AS and 2C Supplemental EA/IS/MND and the 2021 Phases 2B and 3 Utility Supplemental EA/IS/MND (2021 Addendum to 2018 and 2021 Supplemental EA/IS/MND's).

• November 2021 Addendum to the 2021 Phases 2 B and 3 Utility Supplemental EA/IS/MND (2021 Addendum to 2021 Supplemental EA/IS/MND)
The Draft and Final 2021 Phases 2B and 3 Utility Supplemental IS/MND, the 2021 Addendum to 2018 and 2021 Supplemental EA/IS/MND's, as well as the November 2021 Addendum to the 2021 Supplemental EA/IS/MND's considered the environmental impacts and required

mitigation measures for the Projects proposed under Permit No. 2663-1. The Board determined that the project described in the Final 2021 Phases 2B and 3 Utility Supplemental EA/IS/MND would not have a significant effect on the environment and approved the project and Resolution 2021-03 adopting the 2021 Phases 2B and 3 Utility Supplemental IS/MND, and Supplement to the MMRP for the Project. The Board filed a Notice of Determination with the State Clearinghouse on February 26, 2021. The Board's environmental analysis within the Final 2021 Phases 2B and 3 Utility Supplemental IS/MND concluded that utility relocations could have potentially significant impacts on greenhouses gases, public utilities, water resources and water quality, special status species, air quality, vegetation and wildlife, cultural resources, and agriculture and prime and unique farmland, but the avoidance and mitigation measures included in the 2010 MRL Project EA/IS/MND, 2019 Phases 2B and 3 Supplemental EA/IS/MND, and the recently approved 2021 Phases 2B and 3 Utility Supplemental EA/IS/MND would avoid or reduce these impacts to less than significant levels. Board staff finds that Permit No. 2663-1 described herein is consistent with the 2021 Phases 2B and 3 Utility Supplemental EA/IS/MND and subsequent addendums and would result in no new adverse environmental impacts, and that no new mitigation measures are required pursuant to CEQA Guidelines Section 15162. 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.