Meeting of the Central Valley Flood Protection Board May 20, 2016

Staff Report – Encroachment Permit

California Department of Transportation Centennial Corridor Project, Kern County

<u> 1.0 – ITEM</u>

Consider approval of Permit No. 19077 (Attachment B).

<u> 2.0 – APPLICANT</u>

California Department of Transportation

3.0 - LOCATION

The project is located above the existing westbound (WB) Westside Parkway Bridge in the City of Bakersfield (Attachment A).

4.0 – PROJECT DESCRIPTION

To construct a new Kern River Bridge (approximately 1064-feet long and 39-feet wide) over the existing WB Westside Parkway Bridge within the Kern River Designated Floodway (DF) in the City of Bakersfield.

5.0 – AUTHORITY OF THE BOARD

California Water Code § 8534, 8590 - 8610.5, and 8700 - 8710

California Code of Regulations (CCR), Title 23 (Title 23):

- § 6, Need for a Permit
- § 13, Evidentiary Hearings

- § 107, Permitted Uses in Designated Floodways
- § 112, Streams Regulated and Nonpermissible Work Periods
- § 128, Bridges

6.0 - PROJECT ANALYSIS

The proposed new Kern River Bridge (Bridge No. 50C-0357J) construction is part of the Centennial Corridor Project. The purpose of the Centennial Corridor project is to provide route continuity and associated traffic congestion relief along State Route 58 from Cottonwood Road to Interstate 5 within the City of Bakersfield and Kern County.

The Centennial Corridor Project includes three features that will encroach into the Kern River DF: a new petroleum oil pipeline, a new Kern River Bridge, and the widening of the existing EB Westside Parkway Bridge (Bridge No. 50C-0357S). The features have been divided into three separate permit applications to simplify the review process and to better track future modifications to these features. The oil pipeline has been assigned 19074, the new Kern River Bridge has been assigned 19077, and the widening of EB Westside Parkway Bridge has been assigned 18571-1.

The City of Bakersfield, in cooperation with the California Department of Transportation, is proposing to construct the new Kern River Bridge (Permit No. 19077) to provide traffic access from the WB Westside Parkway Bridge to Mohawk Street. The proposed Kern River Bridge crosses over the Kern River and the existing WB Westside Parkway Bridge; there will be a minimum vertical clearance of 18-feet between the existing Westside Parkway Bridge and the proposed Kern River Bridge. The Kern River Bridge will be a Cast-In-Place Pre-stressed Concrete Box Girder with vertical exterior girders, and will be supported by single column bents. The new Kern River Bridge will be a seven span bridge approximately 1064-feet long (Attachment C). The project area includes the Kern River, which is a regulated stream per Title 23, and the Kern River DF. There are no Federal flood risk reduction project levees or channels involved. The proposed work complies with all applicable Title 23 standards.

6.1 – Hydraulic Analysis

A one dimensional hydraulic model was done for the 100-year (15,000 cfs) event using the USACE Hydrologic Engineering Center's River Analysis System (HEC-RAS) in order to analyze the existing and post project conditions. The HEC-RAS analysis showed all computed water surface elevation (WSE) changes due to the placement of the bridge are negligible with a slight increase of 0.09-feet with a slight decrease in velocity of 0.05 feet per second. The proposed bridge will have a minimum freeboard of 30-feet above the FEMA100-year water surface elevation.

Falsework will be required for the bridge construction which will remain in place during the flood season. The falsework will result in an increase of 0.56-feet in water surface elevation; however, with this increase, the flood water will still be confined within the Kern River DF boundaries (Attachment D).

Based on Board staff's review, the proposed project is expected to result in no significant adverse hydraulic impacts to the Kern River DF.

6.2 – Geotechnical Analysis

The proposed project is not associated with any project levees; therefore, a geotechnical analysis was not required.

7.0 – AGENCY COMMENTS AND ENDORSEMENTS

The comments and endorsements associated with this project, from all pertinent agencies are shown below:

- City of Bakersfield Water Resources Department has endorsed the project on September 23, 2015 without conditions.
- The U.S. Army Corps of Engineers 33 USC 408 decision letter has been received for this application. The Sacramento District of the USACE has determined that the proposed work does not affect a Federally constructed project, however, the USACE recommended that the City of Bakersfield ensure that channel can pass flows of 8,000 cubic feet per second as listed in operation and maintenance manual for the Kern River Intertie Project which is a Federally constructed project downstream of Bakersfield. The letter is incorporated into the permit as Exhibit A.

<u> 8.0 – CEQA ANALYSIS</u>

Board staff has prepared the following California Environmental Quality Act (CEQA) findings:

The Board, acting as a responsible agency under CEQA, has independently reviewed the Centennial Corridor Project Draft Environmental Impact Report (DEIR) (SCH No. 2008091102, May 2014) and Final Environmental Impact Report (FEIR) (SCH No. 2008091102, December 2015) and Mitigation Monitoring and Reporting Plan (MMRP) submitted by the lead agency Department of Transportation (Caltrans (incorporated herein by reference). These documents, including project design and the MMRP, may be viewed or downloaded from the Central Valley Flood Protection Board website at http://www.cvfpb.ca.gov/meetings/2016/05-20-2016.cfm under a link for this agenda item. The documents are also available for review in hard copy at the Board and Caltrans offices.

Caltrans, as the lead agency, determined that the project described in the FEIR would have a significant effect on the environment on December 9, 2015 (including Findings, Impacts and Mitigation Measures, Statement of Overriding Considerations) and filed a Notice of Determination with the State Clearinghouse on December 10, 2015. Based on its independent review of the FEIR, the Board finds that although the proposed project could have a potentially significant effect on the environment, revisions have been made to the project and/or agreed to by the project proponent that reduce the environmental impacts to less than significant. The Board finds that there are no direct or indirect environmental effects of the bridge work which have not been previously addressed by the DEIR or the FEIR. Caltrans found that significant and unavoidable impacts may occur from aesthetics, land use and planning, and noise, however these impacts are not related to the proposed bridge described above. Pursuant to CEQA, the Board as a responsible agency is responsible for mitigating and avoiding only the direct and indirect environmental effects of those parts of the project which it decides to carry out, finance, or approve [CEQA Guidelines Section 15096(g); Public Resources Code § 21002.1(d)].

The project proponent has incorporated mandatory mitigation measures into the project plans to avoid identified impacts or to mitigate such impacts to a point where no significant impacts will occur. Moreover, such changes or alterations are within the responsibility and jurisdictions of another public agency, Caltrans, and such changes have been adopted by that agency. These mitigation measures are included in the project proponent's FEIR and address impacts to biological resources, hazards, cultural resources, and public services. The description of the mitigation measures are further described in the certified FEIR.

The documents and other materials which constitute the record of the Board's proceedings in this matter are in the custody of Leslie Gallagher, Executive Officer,

Central Valley Flood Protection Board, 3310 El Camino Ave., Rm. 151, Sacramento, California 95821.

9.0 - SECTION 8610.5 CONSIDERATIONS

1. Evidence that the Board admits into its record from any party, State or local public agency, or nongovernmental organization with expertise in flood or flood plain management:

The Board will make its decision based on the evidence in the permit application and attachments, this staff report, and any other evidence presented by any individual or group.

2. The best available science that related to the scientific issues presented by the executive officer, legal counsel, the Department or other parties that raise credible scientific issues.

The accepted industry standards for the work proposed under this permit as regulated by Title 23 have been applied to the review of this permit. On the issue of hydraulic impacts, the California Department of Transportation used HEC-RAS onedimension flow models. These models are considered by experts as the best available scientific tools for the purpose of modeling river hydraulics in the region.

3. Effects of the decision on facilities of the State Plan of Flood Control (SPFC), and consistency of the proposed project with the Central Valley Flood Protection Plan (CVFPP) as adopted by Board Resolution 2012-25 on June 29, 2012:

The proposed bridge is expected to result in no adverse hydraulic effects on the facilities of the SPFC since the Kern River is not connected to the SPFC and the bridge is located outside of the CVFPP study area.

4. Effects of reasonable projected future events, including, but not limited to, changes in hydrology, climate, and development within the applicable watershed:

The proposed bridge will be constructed with an approximate freeboard of 30-feet between the FEMA 100-year WSE and the bottom of the bridge; therefore, there are no expected adverse effects to the proposed project from reasonable projected future events.

10.0 – STAFF RECOMMENDATION

Staff recommends that the Board:

Adopt:

• The CEQA findings;

Approve:

• Draft Encroachment Permit No. 19077, in substantially the form provided and;

Direct:

• The Executive Officer to take the necessary actions to execute the permit and file a Notice of Determination pursuant to CEQA with the State Clearinghouse.

11.0 – LIST OF ATTACHMENTS

- A. Location Maps and Photos
- B. Draft Permit No. 19077
- C. Construction Plans
- D. Hydraulic Report

Design Review:	Mike Thao, Permitting Staff
Environmental Review:	James Herota, Senior Environmental Scientist (Specialist)
Document Review:	Gary W. Lemon, P.E. Permitting Section Chief
	Mitra Emami, P.E. Operations Branch Chief
Legal Review:	Kanwarjit Dua, Board Counsel



PROJECT LOCATION MAP





CENTENNIAL CORRIDOR PROJECT Kern River Site Photos



Photo #1 Facing northeast toward Kern River and Westside Parkway (June 30, 2015)

Page 2 of 7

CENTENNIAL CORRIDOR PROJECT Kern River Site Photos



Photo #2 Facing southwest toward Kern River, Westside Parkway, and Truxtun Avenue (June 30, 2015)

Page 3 of 7

CENTENNIAL CORRIDOR PROJECT Kern River Site Photos



Photo #3 Facing north toward Kern River between Westside Parkway bridges (July 17, 2015)

Page 4 of 7

CENTENNIAL CORRIDOR PROJECT Kern River Site Photos



Photo #4 Facing northwest toward Kern River, east of Westside Parkway bridge (July 17, 2015)

Page 5 of 7

CENTENNIAL CORRIDOR PROJECT Kern River Site Photos



Photo #5 Facing northwest toward Kern River, east of Westside Parkway bridge (July 17, 2015)

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CENTENNIAL CORRIDOR PROJECT Kern River Site Photos



Photo #6 Facing south toward Kern River, east of Westside Parkway bridge (July 17, 2015)

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DRAFT

STATE OF CALIFORNIA THE RESOURCES AGENCY THE CENTRAL VALLEY FLOOD PROTECTION BOARD

PERMIT NO. 19077 BD

This Permit is issued to:

California Department of Transportation (Caltrans) 2015 East Shields Avenue, Suite 100 Fresno, California 93726

To construct a bridge (approximately 1064-feet long and 39-feet wide) crossing over the existing Westside Parkway Bridge (westbound) on the Kern River.

The project is located slightly north east of the intersection of Westside Parkway and Truxtun Avenue in the City of Bakersfield (Section 27, T29S, R27E, MDB&M, City of Bakersfield Water Resources Dept., Kern River, Kern County).

NOTE: Special Conditions have been incorporated herein which may place limitations on and/or require modification of your proposed project as described above.

(SEAL)

Dated:

Executive Officer

GENERAL CONDITIONS:

ONE: This permit is issued under the provisions of Sections 8700 – 8723 of the Water Code.

TWO: Only work described in the subject application is authorized hereby.

THREE: This permit does not grant a right to use or construct works on land owned by the Sacramento and San Joaquin Drainage District or on any other land.

FOUR: The approved work shall be accomplished under the direction and supervision of the State Department of Water Resources, and the permittee shall conform to all requirements of the Department and The Central Valley Flood Protection Board.

FIVE: Unless the work herein contemplated shall have been commenced within one year after issuance of this permit, the Board reserves the right to change any conditions in this permit as may be consistent with current flood control standards and policies of The Central Valley Flood Protection Board.

SIX: This permit shall remain in effect until revoked. In the event any conditions in this permit are not complied with, it may be revoked on 15 days' notice.

SEVEN: It is understood and agreed to by the permittee that the start of any work under this permit shall constitute an acceptance of the conditions in this permit and an agreement to perform work in accordance therewith.

EIGHT: This permit does not establish any precedent with respect to any other application received by The Central Valley Flood Protection Board.

NINE: The permittee shall, when required by law, secure the written order or consent from all other public agencies having jurisdiction.

TEN: The permittee is responsible for all personal liability and property damage which may arise out of failure on the permittee's part to perform the obligations under this permit. If any claim of liability is made against the State of California, or any departments thereof, the United States of America, a local district or other maintaining agencies and the officers, agents or employees thereof, the permittee shall defend and shall hold each of them harmless from each claim.

ELEVEN: The permittee shall exercise reasonable care to operate and maintain any work authorized herein to preclude injury to or damage to any works necessary to any plan of flood control adopted by the Board or the Legislature, or interfere with the successful execution, functioning or operation of any plan of flood control adopted by the Board or the Legislature.

TWELVE: Should any of the work not conform to the conditions of this permit, the permittee, upon order of The Central Valley Flood Protection Board, shall in the manner prescribed by the Board be responsible for the cost and expense to remove, alter, relocate, or reconstruct all or any part of the work herein approved.

SPECIAL CONDITIONS FOR PERMIT NO. 19077 BD

LIABILITY AND INDEMNIFICATION

THIRTEEN: The permittee shall defend, indemnify, and hold the Central Valley Flood Protection Board, the Department of Water Resources, and their respective officers, agents, employees, successors and assigns, safe and harmless, of and from all claims and damages related to the Central Valley Flood Protection Board's approval of this permit, including but not limited to claims filed pursuant to the California Environmental Quality Act. The Central Valley Flood Control Board and the Department of Water Resources expressly reserve the right to supplement or take over their defense, in their sole discretion.

FOURTEEN: The permittee is responsible for all liability associated with construction, operation, and maintenance of the permitted facilities and shall defend, indemnify, and hold the Central Valley Flood Protection Board and the "State," safe and harmless, of and from all claims and damages arising from the project undertaken pursuant to this permit, all to the extent allowed by law. The State expressly reserves the right to supplement or take over its defense, in its sole discretion.

FIFTEEN: The Central Valley Flood Protection Board and Department of Water Resources shall not be held liable for any damages to the permitted encroachment(s) resulting from releases of water from reservoirs, flood fight, operation, maintenance, inspection, or emergency repair.

AGENCY CONDITIONS

SIXTEEN: All work approved by this permit shall be in accordance with the submitted drawings and specifications except as modified by special permit conditions herein. No further work, other than that approved by this permit, shall be done in the area without prior approval of the Central Valley Flood

Protection Board.

SEVENTEEN: No construction work of any kind shall be done during the flood season from November 1st to July 15th without prior approval of the Central Valley Flood Protection Board.

EIGHTEEN: The permittee shall comply with all conditions set forth in the letter from the Department of the Army (U.S. Army Corps of Engineers, Sacramento District) dated April 13, 2016, which is attached to this permit as Exhibit A and is incorporated by reference.

NINETEEN: Permittee shall pay to the CVFPB, an inspection fee to cover inspection cost(s), including staff and/or consultant time and expenses, for any inspections before, during, post-construction, and regularly thereafter as deemed necessary by the CVFPB.

PRE-CONSTRUCTION

TWENTY: Upon receipt of a signed copy of the issued permit the permittee shall contact the Central Valley Flood Protection Board by telephone at (916) 574-0609, and submit the enclosed postcard, to schedule a preconstruction conference with the inspector that is assigned to your project. Failure to do so at least 10 working days prior to start of work may result in a delay of the project.

CONSTRUCTION

TWENTY-ONE: The bridge piers and bents within the floodway shall be constructed parallel to the direction of flow.

TWENTY-TWO: Temporary staging, stockpiled material, and equipment shall not remain in the floodway during the flood season from November 1st to July 15th.

TWENTY-THREE: Drainage from the bridge or highway shall not be discharged onto the banks of the Kern River.

TWENTY-FOUR: If the bridge is damaged to the extent that it may impair the channel or floodway capacity, it shall be repaired or removed prior to the next flood season.

TWENTY-FIVE: Trees, brush, sediment, and other debris shall be kept cleared from the bridge site and disposed of outside the floodway to maintain the design flow capacity and flowage area.

TWENTY-SIX: Backfill material for excavations shall be placed in 4- to 6-inch layers and compacted to at least the density of the adjacent, firm, undisturbed material.

POST-CONSTRUCTION

TWENTY-SEVEN: All debris generated by this project shall be disposed of outside the floodway.

TWENTY-EIGHT: The work area shall be restored to at least the condition that existed prior to

commencement of work.

OPERATIONS AND MAINTENANCE

TWENTY-NINE: After each period of high water, debris that accumulates at the site shall be completely removed from the floodway.

THIRTY: The permittee shall maintain the permitted encroachment(s) and the project works within the utilized area in the manner required and as requested by the authorized representative of the Central Valley Flood Protection Board, the Department of Water Resources, or any other agency responsible for maintenance.

PROJECT ABANDONMENT / CHANGE IN PLAN OF FLOOD CONTROL

THIRTY-ONE: If the project, or any portion thereof, is to be abandoned in the future, the permittee or successor shall abandon the project under direction of the Central Valley Flood Protection Board at the permittee's or successor's cost and expense.

THIRTY-TWO: The permittee may be required, at permittee's cost and expense, to remove, alter, relocate, or reconstruct all or any part of the permitted encroachment(s) if in the discretion of the Central Valley Flood Protection Board the removal, alteration, relocation, or reconstruction is necessary as part of or in conjunction with any present or future flood control plan or project or if the Project is not maintained or is damaged by any cause. If the permittee does not comply, or in the event of an emergency, the Central Valley Flood Protection Board may remove the encroachment(s) at the permittee's expense.

END OF CONDITIONS

Attachment B - Exhibit A



DEPARTMENT OF THE ARMY U.S. ARMY CORPS OF ENGINEERS, SACRAMENTO DISTRICT 1325 J STREET SACRAMENTO CA 95814-2922

REPLY TO ATTENTION OF

Flood Protection and Navigation Section (19077)

APR 1 3 2016

Ms. Leslie M. Gallagher, Executive Officer Central Valley Flood Protection Board 3310 El Camino Avenue, Room 151 Sacramento, CA 95821

Dear Ms. Gallagher:

We have reviewed a permit application by California Department of Transportation (application number 19077). This project includes constructing a bridge (approximately 1064-feet long and 39-feet wide) crossing over the existing Westside Parkway Bridge (westbound) on the Kern River. The project is located northeast of the intersection of Westside Parkway and Truxtun Avenue, in Bakersfield, at 35.371809°N 119.059342°W NAD83, Kern County, California.

The proposed work does not affect a Federally constructed project, however, according to the Kern River Intertie Operation and Maintenance Manual, page 15, section 2, the capacity of the channels that existed prior to the construction of the Intertie Project is required for the Intertie project to function effectively. The channel capacity of the Kern River through Bakersfield was estimated at 8,000 cfs as shown in Table 1, Estimated Channel Capacities. This proposed project shall not affect the ability of the channel to pass the 8,000 cfs.

A Section 10 and/or Section 404 permit (2009-00824) has been issued for this work.

A copy of this letter is being furnished to Mr. Don Rasmussen, Chief, Flood Project Integrity and Inspection Branch, 3310 El Camino Avenue, Suite 200, Sacramento, CA 95821.

Sincerely,

Ryan Larson, P.E. Chief, Flood Protection and Navigation Section









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LOCATION	PILE TYPE	COMPRESSION	TENSION	(ft)	ELEVATION (ft)	RESISTENCE (Kips)
Abut 1	HP 14x89	280	0	368(a); 404(c); 399(d)	368	280
BENT 2	120" CIDH	7020	0	261(a); 315(c); 303(d)	261	NA
BENT 3	120" CIDH	7400	0	256(a); 315(c); 303(d)	256	NA
BENT 4	HP 14x89	370	85	328(d); 347(b); 357(c); 359(d)	328	390
BENT 5	HP 14×89	350	85	316(a); 336(b); 330(c); 347(d)	316	355
BENT 6	HP 14x89	345	85	317(a); 336(b); 330(c); 347(d)	317	345
BENT 7	HP 14x89	360	70	318(a); 342(b); 338(c); 347(d)	318	360
Abut 8	HP 14x89	260	0	370(d); 405(c); 399(d)	370	260

Drainage area: 2500 square miles	FLOOD	FLOOD	
FREQUENCY (YEARS)	50 YR	100 YR	
DISCHARGE (cubic feet per second)	7,000	15,000	
ware clostor (Floughton at haidee)	790 89	393.68	







BRIDGE NO. 50C-0357J	KERN RIVER	BRIDGE		
POST MILES R50.35	BENT DETAILS	S NO. 1		
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NOTES

- 1. All hoops are "Ultimate" Butt Splice
- Use "Ultimate" Splices on main CIDH pile reinforcement in this zone, with 6' stagger and 6' below cut off of inner ring of main pile reinforcing
- Inspection tubes shall be spaced equally. Main pile reinforcement shall be equally spaced in between inspection tubes and shall satisfy minimum clearances shown
- 4. See "SECTION C-C" on "BENT DETAILS NO. 3" sheet

LEGEND:

>>> Denotes Bundled Bars (2 Bar Bundle)

-8½" Min Cir Typ € Bent

BRIDGE NO.			
50C-0357J	KERN RIVER BRIDGE		
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CONTRACT NO.: 48463_	DISREGARD PRINTS BEARING EARLIER REVISION DATES	11	36



Figure 1 - WB SR-58 OFF-RAMP BRIDGE NO. 50C-0357J



Design Information		Existing (Pre-Construction) at RS 1557.67			Future (Post-Construction) at RS 1557.67				Δ Existing to Future		
Bridge No. 50C- 0357J (WB SR-58 Off- Ramp)	100-yr Design Flow (cfs)	Appr. Soffit Elev (ft)	100-yr WSE (ft)	100-yr Velocity (fps)	Freeboard 100-yr (ft)	Appr. Soffit Elev (ft)	100-yr WSE (ft)	100-yr Velocity (fps)	Freeboard 100-yr (ft)	Δ WSE (ft)	Δ Velocity (ft)
FIS Flow	10,200	n/a	392.12	3.79	n/a	424	392.18	3.76	31	0.06	-0.03
EIR Flow	15,000	n/a	393.59	4.57	n/a	424	393.68	4.52	30	0.09	-0.05

FIS: FEMA Flood Insurance Rate Study (2008)

EIR: provided by Central Valley Flood Protection Board (CVFPB)

1,000

500

0

Kern River Floodplain



100-Year Floodplain with Falsework

		v	V.S. Elev 100-	year	ΔΕ	lev
Station	Q 100		(ft)			ft)
Station	(cfs)	Pre-Proj	With	Post-Proj	Pre-Proj vs With	Pre- vs Post
		FIC-FIOJ	Falsework	r ost-rioj	Falsework	FTC- V3 F 03t
2950	15,000	395.10	395.51	395.16	0.41	0.06
2649.7	15,000	394.67	395.15	394.74	0.48	0.07
2485.4	15,000	394.63	395.12	394.70	0.49	0.07
2389.28	15,000	394.62	395.11	394.68	0.49	0.06
2142.52	15,000	394.46	394.97	394.53	0.51	0.07
1811.506	15,000	393.84	394.51	393.98	0.67	0.14
1607.37	Bridge					
1557.67	15,000	393.59	394.15	393.67	0.56	0.08
1527.865	WB Off-Ram	p Bridge				
1498.17	15,000	393.48	394.05	393.55	0.57	0.07
1388.25	15,000	393.41	-	-	-	-
1293.24	15,000	392.87	-	-	-	-
1254.2	Kern River (V	Videned) Bri	dge			
1224.1	15,000	392.47	392.46	392.46	-0.01	-0.01
700.69	15,000	391.91	391.91	391.91	0	0
0	15,000	391.43	391.43	391.43	0	0
-446.17	15,000	391.12	391.12	391.12	0	0
-971	15,000	390.75	390.75	390.75	0	0
-1046	Mohawk Brid	dge				
-1121	15,000	390.32	390.32	390.32	0	0
-1271	15,000	390.17	390.17	390.17	0	0
-1471	15,000	390.00	390.00	390.00	0	0
-1971	15,000	389.68	389.68	389.68	0	0
-2471	15,000	389.38	389.38	389.38	0	0
-2871	15,000	389.17	389.17	389.17	0	0

KERN RIVER WATER SURFACE ELEVATION SUMMARY