

**Meeting of the Central Valley Flood Protection Board
July 27, 2012**

Staff Report – Encroachment Permit

**City of Tracy
Wastewater Treatment Plant, San Joaquin County**

1.0 – ITEM

Consider approval of Permit No. 18701 (Attachment B)

2.0 – APPLICANT

City of Tracy

3.0 – LOCATION

The project (pipeline) originates at the existing wastewater treatment plant located in the City of Tracy between MacArthur Drive and Holly Drive. The pipeline crosses Tom Pain Slough and Paradise Cut and discharges through a hydraulic diffuser into the Old River, in San Joaquin County. (See Attachment A)

4.0 – DESCRIPTION

Applicant proposes to install a new 42-inch diameter wastewater treatment plant outfall pipeline and diffuser which will run parallel with the existing 33-inch diameter outfall pipeline; the new diffuser will be 800 feet west of the existing diffuser.

5.0 – PROJECT ANALYSIS

The City of Tracy’s wastewater treatment plant is northwest of intersection of Interstate 205 and MacArthur Drive. The treated effluent is currently conveyed north through a 33-inch-diameter pipe for approximately 3.5 miles, where it discharges into the Old River. A new 42-inch diameter outfall pipeline, approximately 3.6 miles in length, will generally follow the existing 33-inch outfall pipeline alignment and will increase the effluent discharge capacity to accommodate greater treatment capacity of the WWTP.

Flow from the new 42-inch outfall pipeline will be discharged through a 12-port diffuser into the Old River.

The new pipeline will be connected to the effluent pump station at the existing WWTP southwest of Arbor Avenue. The pipeline then turns East on the north side of Arbor Road and crosses Sugar Cut Drain and parallels the City's overflow ponds. The pipeline turns north at MacArthur Drive and generally parallels the existing outfall pipeline alignment with typically 20- to 30 feet distance, for approximately two miles to Delta Avenue, and then heads east along the south side of Delta Avenue for approximately 0.4 mile where it then turns north toward the Old River. An approximately 750 feet wide trenchless tunneled drilling crossing (54-inch casing) will be constructed at 50 feet below the landside levee toe. The Pipeline then crosses agricultural fields and discharges through a 12-port diffuser to the Old River.

5.1 – Hydraulic Analysis

CH2MHILL performed a hydraulic blockage calculation that shows the proposed outfall structure will block less than one (1) percent of the floodway, therefore a hydraulic analysis was not required. .

5.2 – Geotechnical Analysis

The scope of work does not require a geotechnical analysis.

5.3 – Additional Staff Analysis

The purpose of the proposed project is to increase the effluent outfall and river discharge capacity of the City of Tracy's Wastewater Treatment Plant to accommodate for the projected future growth of the city. There is an existing outfall pipeline and diffuser in the same vicinity of the proposed project. The proposed project will provide a redundant pipeline for the aging outfall pipeline and increase effluent outfall and river discharge capacity.

6.0 – AGENCY COMMENTS AND ENDORSEMENTS

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

- The Reclamation District 2058 has conditionally endorsed the application.

- The U.S. Army Corps of Engineers 208.10 comment letter has not been received for this application. Staff anticipates receipt of a letter indicating that the USACE District Engineer has no objection to the project, subject to conditions. Upon receipt of the letter, staff will review to ensure conformity with the permit language and incorporate it into the permit as Exhibit B.

7.0 – CEQA ANALYSIS

Board staff has prepared the following CEQA Findings:

The Board, acting as a responsible agency under CEQA, has independently reviewed the Final Environmental Impact Report (FEIR, SCH No. 2000012039, September 2002) and Tracy City Council Resolution 2002-431, October 2002 (which includes a Statement of Facts, Findings, and Mitigation Measures, Statement of Overriding Considerations, and Mitigation Monitoring and Reporting Program) for the Tracy Wastewater Treatment Plant Expansion Project prepared by the lead agency, the City of Tracy. These documents including project design and Resolution 2002-431 may be viewed or downloaded from the Central Valley Flood Protection Board website at <http://www.cvfpb.ca.gov/meetings/2012/07-27-2012> under a link for this agenda item. The documents are also available for review in hard copy at the Board and City of Tracy offices.

The significant impacts and the mitigation measures to reduce them to less than significant are adopted in the Tracy City Council Resolution 2002-431, dated October 15, 2002 (which includes a Statement of Facts, Findings, Impacts and Mitigation Measures, Statement of Overriding Considerations and Mitigation Monitoring and Reporting Program). Based on its independent review of the FEIR and Tracy City Council Resolution 2002-431, the Board finds that for each of the significant impacts described, changes or alterations have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental effects as identified in the FEIR. Moreover, such changes or alterations are within the responsibility and jurisdictions of another public agency, the City of Tracy, and such changes have been adopted by that agency.

7.1 – Significant Unavoidable Adverse Impacts of the Project

The following impacts of the proposed project remain significant following adoption and implementation of the mitigation measures described in the FEIR:

Surface Water Quality - The proposed project could contribute to cumulatively significant surface water quality impacts. It is possible for the effluent to have an effect on receiving waters. The concentration in the proposed project's effluent is at or below the significance threshold identified by the City of Tracy. The proposed project could contribute to cumulatively significant impacts on resident and special-status fish species due to the thermal impacts from the proposed project's discharge of effluent.

The Board further finds that none of the significant unavoidable adverse impacts of the project are within the Board's jurisdiction. The Board also finds that the specific economic, legal, social, technological or other benefits of the project, as listed below, outweigh the unavoidable adverse environmental effects, which are considered to be "acceptable."

7.2 – Statement of Overriding Considerations

The Board has independently considered the significant and unavoidable environmental impacts of the proposed project. The Board has also considered the benefits of the project, including the need to provide water and sewer services to the growing population within the City of Tracy. The Board finds that economic, legal, social, technological, or other benefits of the proposed project outweigh the unavoidable adverse environmental effects of the project, and the adverse environmental effects are considered acceptable when these benefits of the project are considered.

The documents and other materials which constitute the record of the Central Valley Flood Board's proceedings in this matter are in the custody of Jay Punia, Executive Officer, Central Valley Flood Protection Board, 3310 El Camino Ave., Rm. 151, Sacramento, California 95821.

8.0 – 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.

3. Effects of the decision on the entire State Plan of Flood Control:

None.

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

Negligible if any.

9.0 – STAFF RECOMMENDATION

Staff recommends that the Board adopt the CEQA findings, approve Resolution 2012-34, approve the permit, conditioned upon receipt of a U.S. Army Corps of Engineers comment letter indicating that the District Engineer has no objection to the project, subject to conditions, and direct staff to file a Notice of Determination with the State Clearinghouse.

10.0 – LIST OF ATTACHMENTS

- A. Location Map and photos
- B. Draft Permit No. 18701
- C. Resolution 2012-34

Design Review:	Sam Brandon
Environmental Review:	James Herota, Staff Environmental Scientist
Document Review:	Mitra Emami P.E., Len Marino P.E.

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- LEGEND
- Proposed Tracy Outfall
 - Roads
 - Wetlands Study Area
 - Constructed Channel
 - Bridge/ Culvert Crossing
 - River
 - Slough

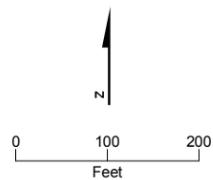
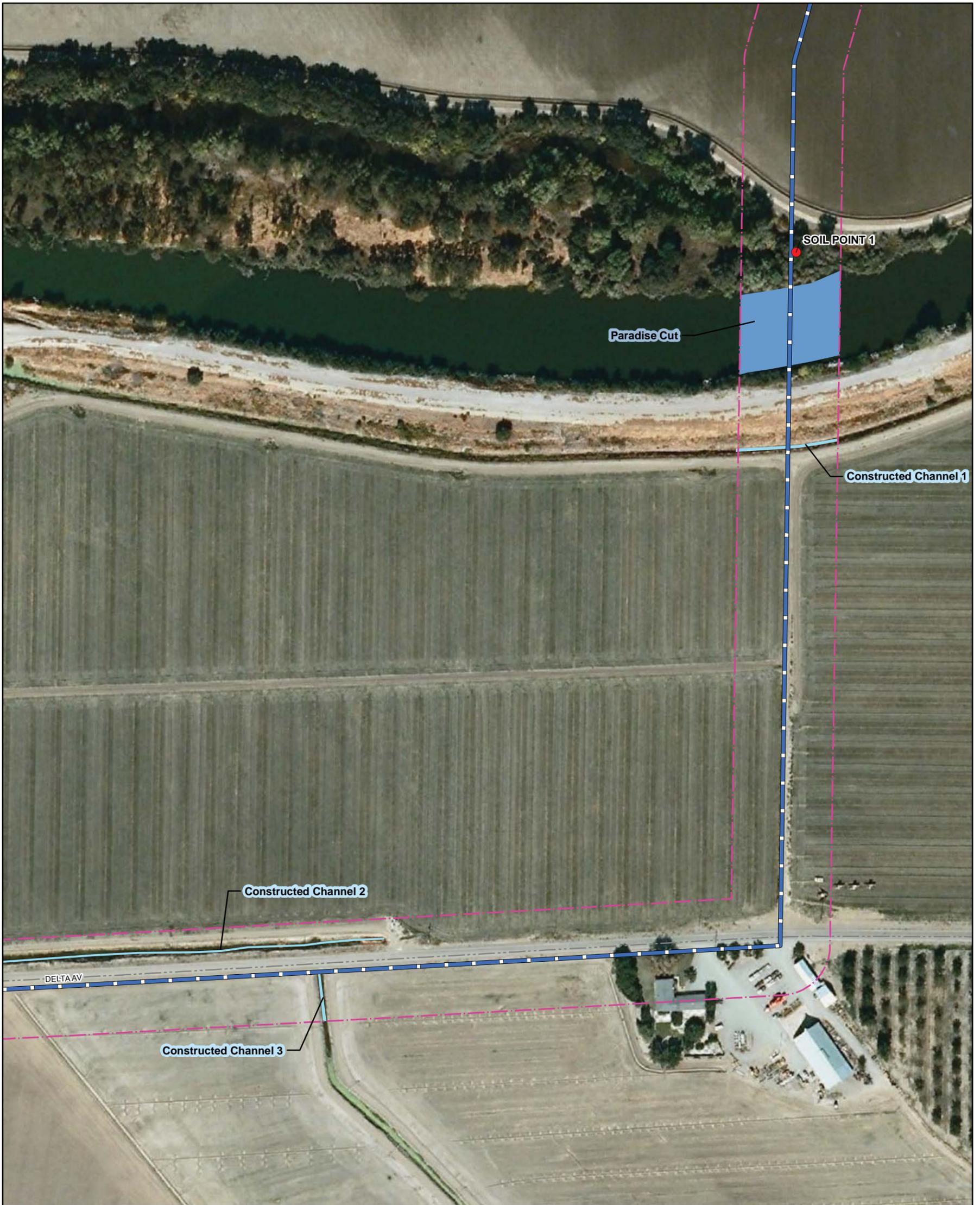


Figure 2-1
Wetland Delineation
Page 4 of 8

Tracy Wastewater Treatment Plant Upgrade and Expansion Project
 City of Tracy



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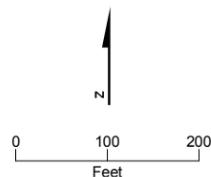
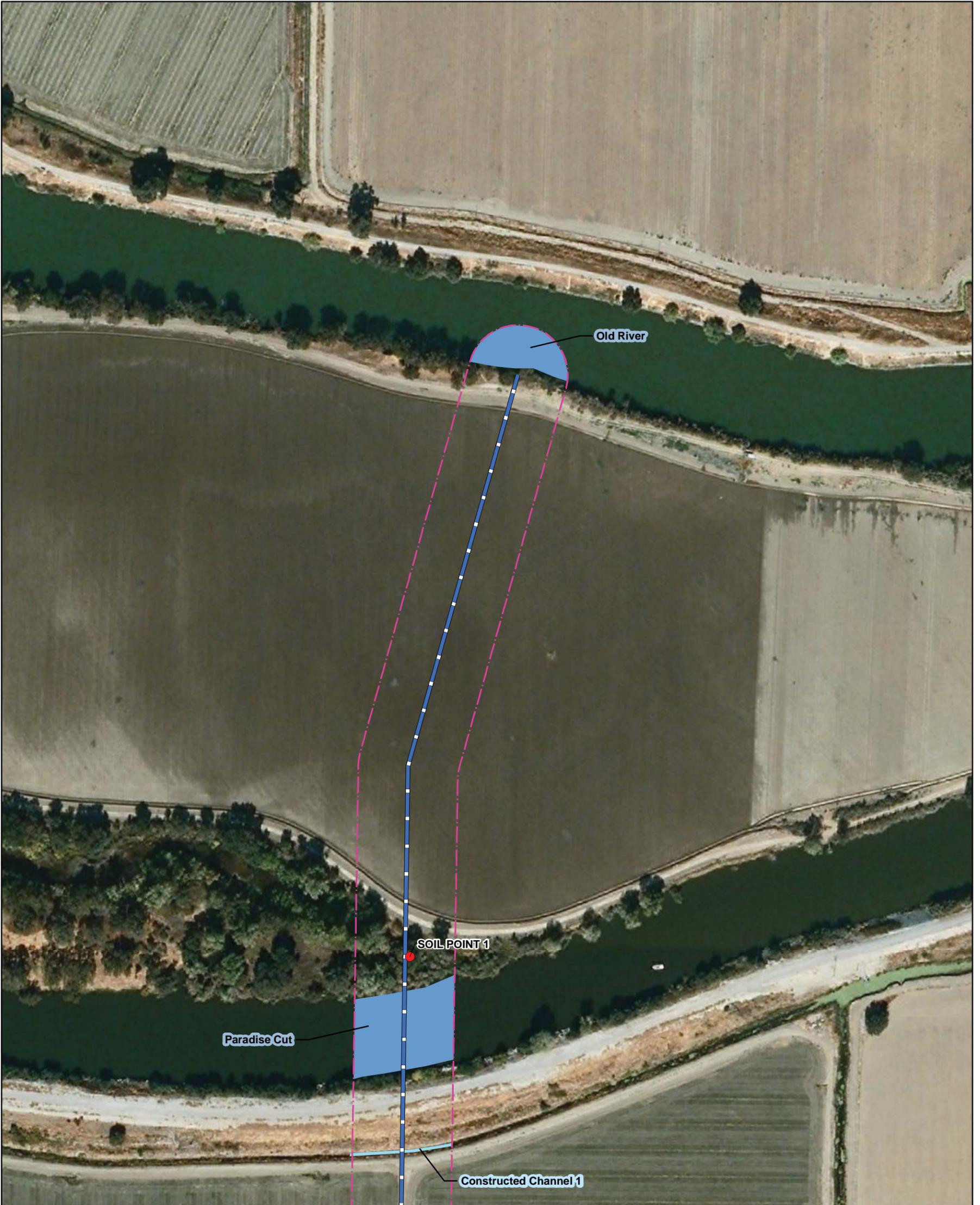


Figure 2-1
Wetland Delineation
Page 7 of 8

Tracy Wastewater Treatment Plant Upgrade and Expansion Project
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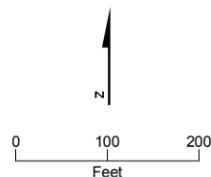


Figure 2-1
Wetland Delineation
Page 8 of 8

Tracy Wastewater Treatment Plant Upgrade and Expansion Project
 City of Tracy

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DRAFT

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

PERMIT NO. 18701 BD

This Permit is issued to:

City of Tracy
520 Tracy Blvd
Tracy, California 95376

Construct a new 42-inch diameter wastewater treatment plant outfall pipeline and diffuser. This pipeline will run parallel with the existing outfall pipeline and the new diffuser will be 800 feet west of the existing diffuser. Pipeline will originate at the Wastewater treatment plant located in Tracy between MacArther Drive and Holly Drive. The pipeline crosses Tom Paine Slough and Paradise Cut before terminating at Old River. (Section 3,9,10,34, T1S 2S, R5E, MDB&M, Reclamation District 2058, Paradise Cut/Tom Paine Slough, San Joaquin 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. 18701 BD

THIRTEEN: If the construction project extends onto land owned in fee and/or easement by the Sacramento and San Joaquin Drainage District acting by and through the Central Valley Flood Protection Board (Board), the permittee should secure an easement, license, or temporary entry permit from the Board prior to commencement of work. Contact Angelica Aguilar at (916) 653-5782.

FOURTEEN: 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.

FIFTEEN: 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 Department of Water Resources, Reclamation District 2058 or any other agency responsible for maintenance.

SIXTEEN: Upon receipt of a signed copy of the issued (not approved only) permit the permittee shall contact the Department of Water Resources by telephone, (916) 574-0609, and submit the enclosed postcard to schedule a preconstruction conference. Failure to do so at least 10 working days prior to start of work may result in delay of the project.

SEVENTEEN: For work proposed on land owned in fee or easement by Reclamation District No. 2058, the permittee may be required to secure an easement, license, or permit from the District prior to commencement of work.

EIGHTEEN: The Central Valley Flood Protection Board, Department of Water Resources, and the Reclamation District No. 2058 shall not be held liable for any damages to the permitted

encroachment(s) resulting from flood fight, operation, maintenance, inspection, or emergency repair.

NINETEEN: 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 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 damaged by any cause. If the permittee does not comply, the Central Valley Flood Protection Board may remove the encroachment(s) at the permittee's expense.

TWENTY: The permittee should contact the U.S. Army Corps of Engineers, Sacramento District, Regulatory Branch, 1325 J Street, Sacramento, California 95814, telephone (916) 557-5250, as compliance with Section 10 of the Rivers and Harbors Act and/or Section 404 of the Clean Water Act may be required.

TWENTY-ONE: 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 of California; including its agencies, departments, boards, commissions, and their respective officers, agents, employees, successors and assigns (collectively, 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.

TWENTY-TWO: 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 and Department of Water Resources, at the permittee's or successor's cost and expense.

TWENTY-THREE: No construction work of any kind shall be done during the flood season from November 1 to April 15 without prior approval of the Central Valley Flood Protection Board.

TWENTY-FOUR: The permittee shall defend, indemnify, and hold the Central Valley Flood Protection Board and the State of California, including its agencies, departments, boards, commissions, and their respective officers, agents, employees, successors and assigns (collectively, the "State"), 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 State expressly reserves the right to supplement or take over its defense, in its sole discretion.

TWENTY-FIVE: Cleared trees and brush shall be completely burned or removed from the floodway, and downed trees or brush shall not remain in the floodway during the flood season from November 1 to July 15.

TWENTY-SIX: At all times during construction, at least one lane of the levee crown roadway shall be kept clear for vehicular access.

TWENTY-SEVEN: The pipeline shall be tested and confirmed free of leaks by X-ray, pressure tests, or other approved methods during construction or anytime after construction upon request by the Central Valley Flood Protection Board.

TWENTY-EIGHT: No excavation shall be made or remain in the levee section during the flood

season from November 1 to July 15 without prior approval of the Central Valley Flood Protection Board.

TWENTY-NINE: A temporary bench mark, set to a known datum, shall be placed at the project site during construction.

THIRTY: The cuts deeper than 4 feet, made in the nonproject and project levees, shall have side slopes of 1 on 3 or flatter and be backfilled in 4 to 6-inch layers with suitable material compacted to at least the same density as the adjacent undisturbed embankment and/or foundation.

THIRTY-ONE: The Paradise Cut project levee section, levee roadway, banks and channel bottom shall be restored to its original condition upon completion of the proposed installation.

THIRTY-TWO: That adequate riprap work shall be placed to prevent erosion on the banks and levees, upstream and downstream, of each of the proposed crossings.

THIRTY-THREE: The permittee shall obtain the endorsement of the Board of Trustees of Reclamation District 2058 prior to commencement of work.

THIRTY-FOUR: The permittee shall comply with all conditions set forth in the letter from the Department of the Army dated _____, which is attached to this permit as Exhibit ___ and is incorporated by reference.

STATE OF CALIFORNIA
THE RESOURCES AGENCY
CENTRAL VALLEY FLOOD PROTECTION BOARD

RESOLUTION NO. 2012- 34

FINDINGS AND DECISION AUTHORIZING ISSUANCE OF
ENCROACHMENT PERMIT NO. 18701
CITY OF TRACY
WASTEWATER TREATMENT PLANT
SAN JOAQUIN COUNTY

WHEREAS, The City of Tracy submitted Application No. 18701 to the Central Valley Flood Protection Board on November 4, 2011, to install a new 42-inch diameter wastewater treatment plant outfall pipeline and diffuser which will run parallel with the existing 33-inch diameter outfall pipeline; the new diffuser will be 800 feet west of the existing diffuser; and

WHEREAS, The City of Tracy as lead agency under the California Environmental Quality Act, Public Resources Code sections 21000 *et seq.* (“CEQA”) prepared a Draft Environmental Impact Report (DEIR) (SCH No. 2000012039 , October 2001), Final Environmental Impact Report (FEIR) (SCH No. 2000012039 , September 2002) and a Mitigation Monitoring and Reporting Plan (MMRP) on the Tracy Wastewater Treatment Plant Expansion Project (incorporated herein by reference and available at the Central Valley Flood Protection Board offices or City of Tracy offices); and

WHEREAS, On October 15, 2002, the City of Tracy approved Resolution 2002-431 for the Tracy Wastewater Treatment Plant Expansion Project the FEIR, MMRP, approved findings and a statement of overriding considerations pursuant to the CEQA Guidelines (incorporated herein by reference); and

WHEREAS, The U.S. Army Corps of Engineers (USACE) 208.10 comment letter has not been received for this application. Staff anticipates receipt of a letter indicating that the USACE District Engineer has no objection to the project, subject to conditions. Upon receipt of the letter, staff will review to ensure conformity with the permit language and incorporate it into the Permit; and

WHEREAS, Board staff completed a technical review of Permit Application No. 18701; and

WHEREAS, The Board has conducted a public hearing on Permit Application No. 18701 and has reviewed the Reports of its staff, the documents and correspondence in its file, and the environmental documents prepared by the City of Tracy;

NOW, THEREFORE, BE IT RESOLVED THAT,

Findings of Fact.

1. The Board hereby adopts as findings the facts set forth in the Staff Report.
2. The Board has reviewed all Attachments, Exhibits, Figures, and References listed in the Staff Report

CEQA Findings.

3. The Board, as a responsible agency, has independently reviewed the analyses in the DEIR (SCH No. 2000012039, October 2001) and the FEIR (SCH No. 2000012039, September 2002) which includes the MMRP, the City of Tracy Lead Agency findings, and has reached its own conclusions.
4. The Board, after consideration of the DEIR (SCH No. 2000012039, October 2001), the FEIR (September 2002) on the Tracy Wastewater Treatment Plant Expansion Project and the City of Tracy Lead Agency findings, adopts the project description, analysis and findings which are relevant to the project.
5. **Findings regarding Significant Impacts.** Pursuant to CEQA Guidelines sections 15096(h) and 15091, the Board determines that the City of Tracy findings, attached to the Staff Report, and incorporated herein by reference, summarizes the FEIR determinations regarding impacts of the Tracy Wastewater Treatment Plant Expansion Project, before and after mitigation. Having reviewed the FEIR and the City of Tracy findings, the Board makes its findings as follows:
 - a. **Findings Regarding Significant and Unavoidable Impacts.** The Board finds that the Tracy Wastewater Treatment Plant Expansion Project, may have the following significant, unavoidable impacts, as more fully described in the City of Tracy findings. Mitigation has been adopted for each of these impacts, although it does not reduce the impact to less than significant. The impacts and mitigation measures are set forth in more detail in the City of Tracy findings.

Surface Water Quality - The proposed project could contribute to cumulatively significant surface water quality impacts. It is possible for the effluent to have an effect on receiving waters. The concentration in the proposed project's effluent is at or below the significance threshold identified by the City of Tracy. The proposed project's thermal impacts from the discharge of effluent could contribute to cumulatively significant impacts on resident and special-status fish species.

Finding: The Board finds that changes or alterations have been required in, or incorporated into, the project which substantially lessen such impacts, as set forth more fully in the City of Tracy findings, but that each of the above impacts remains significant

after mitigation. Such mitigation measures are within the responsibility of another agency, or the City of Tracy, and should implement the described mitigation measures. Specific economic, legal, social, technological or other considerations, rendered infeasible mitigation or alternatives that would have reduced these impacts to less than significant.

b. Findings regarding Significant Impacts that can be reduced to Less Than Significant.

The significant impacts and the mitigation measures to reduce them to less than significant are adopted in the City of Tracy Resolution 2002-431, dated October 15, 2002 (which includes a Statement of Facts, Findings, Impacts and Mitigation Measures, Statement of Overriding Considerations and Mitigation Monitoring and Reporting Program). Based on its independent review of the FEIR and City of Tracy Resolution 2002-431, the Board finds that for each of the significant impacts described, changes or alterations have been required in, or incorporated into, the project which avoid or substantially lessen the significant environmental effects as identified in the FEIR. Moreover, such changes or alterations are within the responsibility and jurisdiction of another public agency, or City of Tracy, and such changes have been adopted by that agency. It is hereby determined that the impacts addressed by these mitigation measures will be mitigated to a less-than-significant level or avoided by incorporation of these mitigation measures into the project.

6. As a responsible agency, the Central Valley Flood Protection Board has responsibility for mitigating or avoiding only the direct or indirect environmental effects of those parts of the Project which it decides to carry out, finance, or approve. The Board confirms that it has reviewed the MMRP, and confirmed that the City of Tracy has adopted and committed to implementation of the measures identified therein. The Board agrees with the analysis in the MMRP and confirms that there are no feasible mitigation measures within its powers that would substantially lessen or avoid any significant effect the project would have on the environment. None of the mitigation measures in the MMRP require implementation by the Board directly, although continued implementation of the MMRP shall be made a condition of issuance of the Permit. However, the measures in the MMRP may be modified to accommodate changed circumstances or new information not triggering the need for subsequent or supplemental analysis under CEQA Guidelines sections 15062 or 15063.
7. **Statement of Overriding Considerations.** Pursuant to CEQA Guidelines sections 15096(h) and 15093, the Board has balanced the economic, social, technological and other benefits of the Project described in Permit Application No. 18701, against its significant and unavoidable impacts, listed in paragraph 5(a) above, and finds that the benefits of the Project outweigh these impacts and they may, therefore, be considered “acceptable”.

The Central Valley Flood Protection Board finds that there is an immediate need to provide water and sewer services to the growing population within the City of Tracy. The Board finds that economic, legal, social, technological, or other benefits of the proposed project outweigh

the unavoidable adverse environmental effects of the project, and the adverse environmental effects are considered acceptable when these benefits of the project are considered.

8. **Custodian of Record.** The custodian of the CEQA record for the Board is its Executive Officer, Jay Punia, at the Central Valley Flood Protection Board Offices at 3310 El Camino Avenue, Room 151, Sacramento, California 95821.

Considerations pursuant to Water Code section 8610.5.

9. **Evidence Admitted into the Record.** The Board has considered all the evidence presented in this matter, including the original application for Permit No. 18701 and technical documentation provided by the City of Tracy on the Tracy Wastewater Treatment Plant Expansion Project past and present Staff Reports and attachments, the original Environmental Impact Report on Tracy Wastewater Treatment Plant Expansion Project (Draft and Final Versions), City of Tracy Resolution 2002-431 including findings, Statement of Overriding Considerations, and the MMRP.
10. **Best Available Science.** In making its findings, the Board has used the best available science relating to the issues presented by all parties and the design is in compliance with these standards.
11. **Effects on State Plan of Flood Control.** This project has no negative impacts on the State Plan of Flood Control. Both hydraulic and geotechnical impacts from the project construction are negligible.
12. **Effects of Reasonably Projected Future Events.** There are no other foreseeable projected future events that would impact this project.

Other Findings/Conclusions regarding Issuance of the Permit.

13. This resolution shall constitute the written decision of the Board in the matter of Permit No. 18701.

Approval of Encroachment Permit No. 18701.

15. Based on the foregoing, the Board hereby conditionally approves issuance of Permit No. 18701 in substantially the form provided in the Staff Report for Permit 18701, subject to receipt of USACE comment letter indicating that the District Engineer has no objection to the project.
16. The Board directs the Executive Officer to take the necessary actions to prepare and execute Permit No. 18701 and all related documents and to prepare and file a Notice of Determination under the California Environmental Quality Act for the Tracy Wastewater Treatment Plant Expansion Project.

PASSED AND ADOPTED by vote of the Board on _____, 2012

Bill Edgar
President

Jane Dolan
Secretary