

CENTRAL VALLEY FLOOD PROTECTION BOARD

EXECUTIVE OFFICER'S REPORT

February 26, 2016



OPERATIONS BRANCH

Status Report and Work Activities

Enforcement Section

Local Maintaining Agency (LMA) Coordination

- USACE has re-inspected Reclamation District 1500. The inspection was performed as a Routine Inspection. It began January 12, 2016 and concluded February 9, 2016. Staff participated in the re-inspection and expects to receive the Routine Inspection Report later this year.
- Transmittal of the RD 70 & 1660 – Sutter Basin North levee system's System Wide Improvement Framework (SWIF) Letter of Intent (LOI) will be transmitted to the USACE pending Board approval at the February 26 Board meeting.
- Staff has received a SWIF LOI for the urban portion of the West Sacramento – SacYolo South levee system this month. However, USACE is still evaluating the locals request to divide this levee system at the South Cross levee. Dividing the system would separate the urban and non-urban areas. Until the separation is federally recognized, the LOI is considered incomplete.
- Sutter Butte Flood Control Agency's SWIF progress report is due to USACE in February 2016. Staff is coordinating with Sutter Butte Flood Control Agency to ensure that the progress report is submitted on time.
- Staff received SWIF progress reports for the Knights Landing levee system and the Sacramento River West Bank levee system. Both have been reviewed by staff and transmitted to the USACE to meet their March 9, 2016 deadline. Staff expects to receive another SWIF progress report for the Bear and Mormon Creek levee systems later this month.
- SWIFs for the Maintenance Area 9 - City of Sacramento – American River left bank system and for Reclamation District 1000 system are due to USACE in May of 2016.
- Earlier this month, staff hosted a training session on the CVFPB's Enforcement Authority Delegation Program and on the LMA Web Tool. In attendance were representatives from the City of Sacramento and DWR's Flood Maintenance Office.

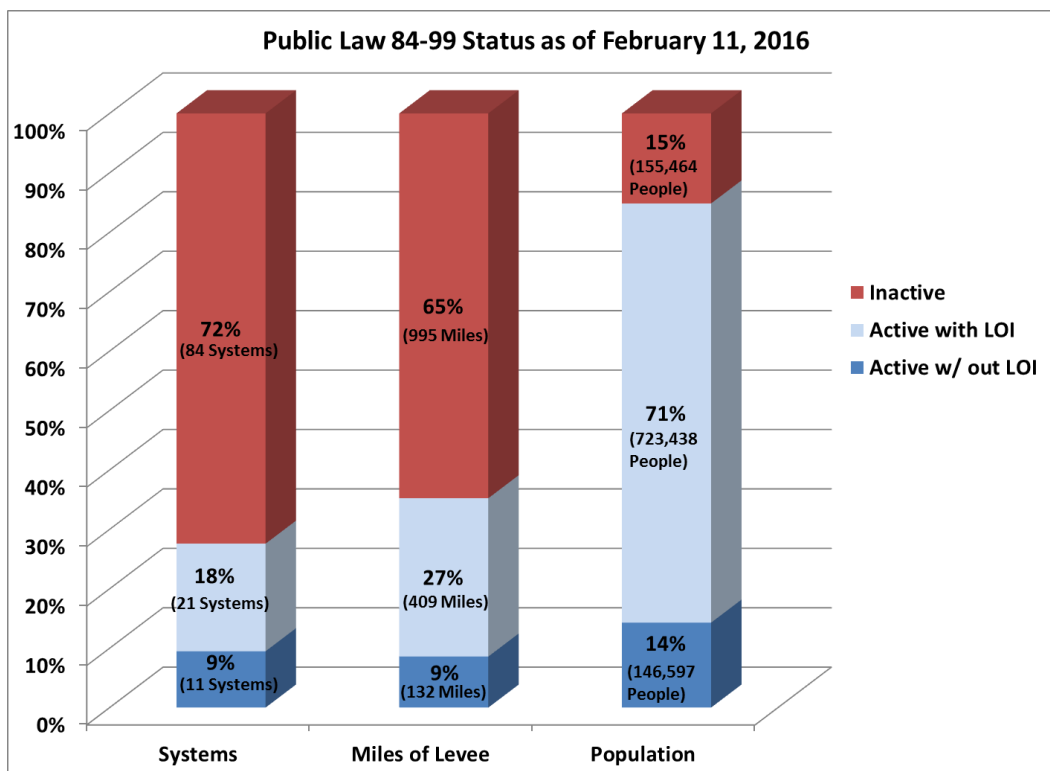
CVFPB Enforcement Program

- The student assistant that was hired to enter all USACE identified unacceptable encroachments into the enforcement database has entered approximately 6,000 out of an approximate 12,000 encroachments into the enforcement database. Over the past month, approximately 2,400 encroachments have been entered into the Enforcement database.

- On February 11, staff met with Tim Kerr of American River Flood Control District to discuss the next steps to take to resolve the highest risk encroachments. Once the violations on the south levee of the American River have been resolved, or a plan has been developed to address the violations, staff will concentrate on the Sacramento River west levee in the City of Sacramento.

PL 84-99 levee system status as of February 11, 2016

- Systems: (72% Inactive, 9% Active w/ out LOI, 18% Active w/ LOI)
- Mileage: (65% Inactive, 9% Active w/ out LOI, 27% Active w/ LOI)
- Population: (15% Inactive, 14% Active w/ out LOI, 71% Active w/ LOI)



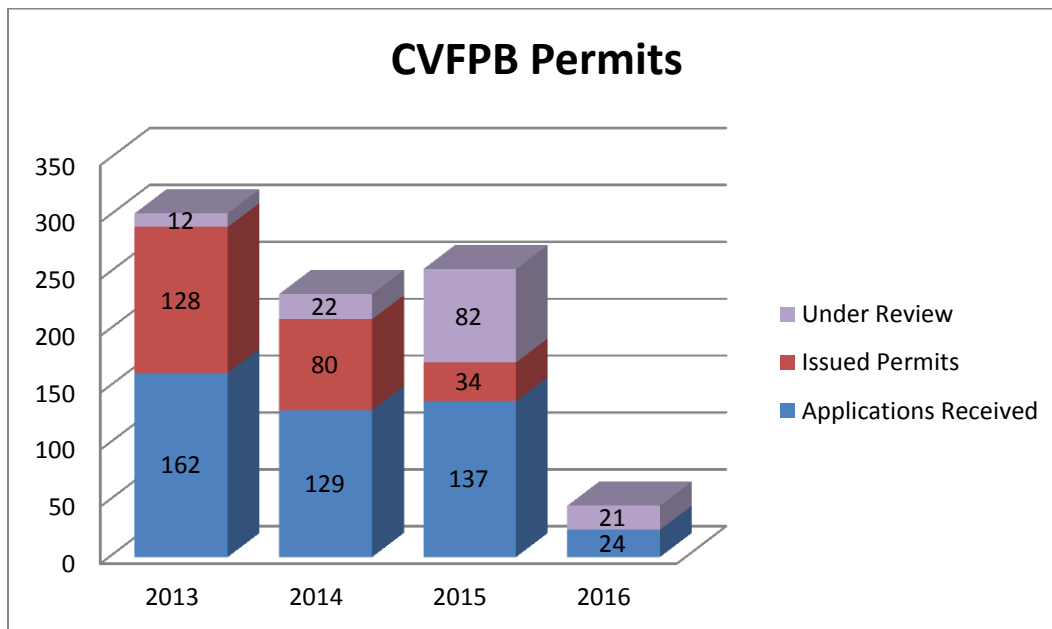
Permitting Section

Staff attended the first of three (3) USACE Federal Regulatory Program Overview Workshops on January 29, 2016. The workshops were requested by DWR due to the large number of implementation and maintenance projects they are involved with that require USACE approval. They are intended to help facilitate effective program and project execution. Topics from the first workshop included the USACE regulatory process to include Section 404 and Section 10. The USACE Flood Protection and Navigation Section also presented information about the Section 408 requirements. Jurisdictional determinations, wetland delineation standards, endangered species consultations, Section 401 of the Clean Water Act, National Historic Preservation Act consultations, and Tribal consultations will be discussed at the next two (2) workshops.

Biweekly conference calls with the USACE Sacramento District Flood Protection and Navigation Section continue. All applications under USACE review that have passed their scheduled meeting date are discussed to ensure all issues are being addressed. Permitting staff also attend the monthly Inspection Program Working Group Meeting on February 1st.

Staff is now able to enter their time into the permitting database when reviewing applications and processing requests associated with approved projects. Ultimately this information will provide an estimate of how much staff time is required to process an application. Time recording began this past October.

The following graph depicts the number of applications that have been received and issued by the Permitting Section since January 1, 2013.



The following three (3) tables provide more detailed information about the permitting process and the various stages of the review process. Table 1 provides a status breakdown of **all** permit applications from 2013, 2014, and 2015 through February 9, 2016. Table 2 provides a breakdown of applications approved by the Board but waiting for the USACE decision letter prior to issuance. Table 3 provides a status breakdown for all Executive Officer Delegated Permits from January 2015 through February 2016:

Table 1: Application Status Breakdown of All Permit Applications

	2013	2014	2015	2016	Total
Total New Applications Received	162	129	137	24	452
Issued Permits	128	80	34	0	242
Incomplete Applications Returned to Applicant	3	6	9	0	18
Application Withdrawn by Applicant	3	8	3	0	14
No Response by Applicant Administratively Closed	6	4	1	0	11
No Permit Required	10	8	8	0	26
Permit Denial	0	1	0	0	1
Under Enforcement	2	4	1	0	7
Future Scheduled Applications	1	6	58	0	65
Reviewing for Completeness	6	4	11	21	42
Approved by Board but Need USACE Letter	3	8	12	0	23

Table 2: Conditionally Approved Applications

Approved by Board but Need USACE Letter	
Letter Routing	1
Additional information requested from applicant	4
In review at USACE	15
Regulatory issues/review	2
Major 408	1
Total	23

Table 3: Executive Officer Delegated Permit Status

Month	Posted	Issued	With Enforcement	With Applicant	With USACE
January	7	3	2	1	1
February	2	1	0	1	0
March	1	1	0	0	0
April	1	1	0	0	0
May	4	2	1	0	1
June	2	1	0	0	1
July	8	4	0	1	3
August	6	0	0	1	5
September	2	1	0	1	0
October	2	2	0	0	0
November	1	0	0	0	1
December	3	2	0	0	1
January 2016	7	1	0	0	6
February	0	0	0	0	0
Totals	46	19	3	5	19

Additional information about Executive Officer Delegated Permits can be viewed on the Board's website @: <http://www.cvpfb.ca.gov/DelegatedPermitTab/index.cfm> Spreadsheets for each month provide descriptive information about the proposed project and the CEQA findings.

Right-Of-Way and Real Estate Support to the BOARD

- **Real Property Conveyances:** *real estate transactions resulting from Board approved permits.*
 - Work is ongoing to acquire flood control levee easements as a special condition of the following Permits:
 - Nos. 17858-97 for Mossdale Marina, Lathrop, CA.
 - No. 18257 for Atlas Tract RD-2126, Stockton, CA.
- **Right of Way and Real Estate Support Activities**
 - Work is ongoing to provide real estate support services in conjunction with the geodetic branch for the Board Enforcement Section in the form of verifying existing SSJDD flood control property rights and providing exhibits.
- **Other Miscellaneous Activities**
 - Work is ongoing to organize CVFPB property management files.

- Work is ongoing with DWR's Geodetic Branch to develop the CVFPB interactive database. DWR's Geodetic Branch is working on the initial software "build" with input from Board staff.

- **Completed Tasks**
 - Obtained Grantor's signature on Easement Deed for Permit No. 18305 for Capitol Station 65, LLC.
 - Provided annual notification to Merced, Sacramento, San Joaquin, and Yolo Counties as to possessory interests of private use of SSJDD properties through existing leases.