

Central Valley Flood Protection Board

Executive Officer Delegation Report

Posting Date: May 10th, 2023

Meeting Date: May 26th, 2023

Number of Applications Scheduled: 6

Application Number: 14047-1

Applicant: Wurster Ranches LP

Location Description: The project is located approximately 1.54 miles southwest of the City of Hood, and 0.23 miles northeast from the intersection of River Road and Randall Island Road, in Sacramento County

County: Sacramento

Stream: Sacramento River

Project Description: To authorize an existing 8-in dia. steel irrigation pipe sleeved, grouted, and sealed through an existing 10-in dia. steel irrigation pipe; an existing 8-inch pipe within the land side slope, a slant pump on the waterside slope, and a positive closure device on the waterside shoulder. The 10-inch pumping facility was previously authorized under Permit No.14047 with USACE concurrence.

LMA Endorsement: Maintenance Area 9

CEQA Finding: The Board has determined that the project is exempt from CEQA under the Class 1, Existing Facilities categorical exemption (CEQA California Code of Regulations, Title 14, Section 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 California Code of Regulations, Title 14, Section 15300.2 apply.

Application Number: 19563

Applicant: Sacramento Municipal Utilities District (SMUD)

Location Description: The project is located on the left (east) bank of the Sacramento River near the intersection of Garden Highway and San Juan Road at 3197 Garden Highway in Sacramento.

County: Sacramento

Stream: Sacramento River

Project Description: To install a 50-foot-tall power pole along the left (east) bank of the Sacramento River; To install a power line crossing over the levee crown, connecting to an existing power pole.

LMA Endorsement: Reclamation District 1000

CEQA Finding: The Board has determined the project is exempt from CEQA under the Class 1, Existing Facilities categorical exemption (CEQA California Code of Regulations, Title 14, Section 15301) because the proposed activity consists of connecting a utility power line to an existing power pole. The project is also exempt under the Class 3, New Construction or Conversion of Small Structures categorical exemption (CEQA California Code of Regulations, Title 14, Section 15303) because the proposed activity consists of the installation of a public utility power pole. Further, none of the exceptions to the exemption in CEQA California Code of Regulations, Title 14, Section 15300.2 apply.

Application Number: 19576

Applicant: Friends of the 1883 Clarksburg Schoolhouse

Location Description: The project is located adjacent to the intersection of South River Road & Netherlands Ave in Clarksburg.

County: Yolo

Stream: Sacramento River

Project Description: To construct an elevated walkway; To improve a gravel parking area with concrete wheel stops, signage, and a bicycle rack on the landside area of the right (southwest) bank levee of the Sacramento River.

LMA Endorsement: Reclamation District 999

CEQA Finding: The Board has determined the project is exempt from CEQA under the Class 3, New Construction or Conversion of Small Structures categorical exemption (CEQA California Code of Regulations, Title 14, Section 15303), because the proposed activity consists of construction of an elevated walkway structure. The project is also exempt under the Class 4, Minor Alterations to Land categorical exemption (CEQA California Code of Regulations, Title 14, Section 15304) because the proposed activity consists of improvements

to an adjacent parking area, involving minor private alterations to land. Further, none of the exceptions to the exemption in CEQA California Code of Regulations, Title 14, Section 15300.2 apply.

Application Number: 19726

Applicant: Wurster Ranches LP

Location Description: The project is located approximately and 1.6 miles southwest of the City of Hood, and 0.33 miles northeast from the intersection of River Road and Randall Island Road, Sacramento County.

County: Sacramento

Stream: Sacramento River

Project Description: To authorize an existing 10-in dia. steel irrigation pipe sleeved, grouted, and sealed through an existing 12-in dia. steel irrigation pipe through the levee crown, including existing 10-in diameter pipe within the land side slope, a slant pump and wood access platform with metal framing on the waterside slope. The existing waterside pump facility is noted in the Supplement to Standard Operation and Maintenance manual for the Sacramento River Flood Control Project Unit 111 (revised December 29, 2016, Page 5 and USACE levee as-Constructed drawing No. 50-04-3848, May 16, 1965, Sheet No. 8.2, 28.1 (Station 16+00).

LMA Endorsement: Maintenance Area 9

CEQA Finding: The Board has determined that the project is exempt from CEQA under the Class 1, Existing Facilities categorical exemption (CEQA California Code of Regulations, Title 14, Section 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 California Code of Regulations, Title 14, Section 15300.2 apply.

Application Number: 4456-1

Applicant: David Michael

Location Description: The proposed project is located at 4272 West Riviera Drive in Stockton.

County: San Joaquin

Stream: San Joaquin River

Project Description: To remove the existing 8 feet x 16 feet deck and replace it with an elevated larger 20 feet x 20 feet deck and a reconstructed 4 feet x 40 feet access bridge above the design water surface elevation. The new deck will be supported by the existing pilings and no new pilings will be driven as part of the project. This permit is also a "name change" permit and includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit supplements and where in conflict supersedes the conditions in Permit No. 4456 issued to Mr. Ben T. Rishwain on January 3, 1964, to construct piers on the right bank of San Joaquin River, approximately 0.23 mile upstream from the mouth of the Calaveras River.

LMA Endorsement: N/A

CEQA Finding: The Board has determined the project is exempt from CEQA under the Class 2, Replacement or Reconstruction categorical exemption (CEQA California Code of Regulations, Title 14, Section 15302) because the proposed activity consists of the removal of the existing deck and replacing it with an elevated larger deck supported by the existing pilings. The project is also exempt under the Class 3, New Construction or Conversion of Small Structures categorical exemption (CEQA California Code of Regulations, Title 14, Section 15303) because the proposed activity consists of the removal of the existing deck and replacing it with an elevated larger deck above the design water surface elevation. Further, none of the exceptions to the exemption in CEQA California Code of Regulations, Title 14, Section 15300.2 apply. The Board has also 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 Section 21065; CEQA California Code of Regulations, Title 14, 15378(a)).

Application Number: 19732 (POSTED 05/16/2023)

Applicant: SMUD

Location Description: The project is located along Garden Highway beginning from the intersection of Garden Highway and Gateway Oaks drive and ending approximately 375 feet west from the intersection of Garden Highway and Arden Garden Connector.

County: Sacramento

Stream: Natomas East Main Drainage/ Steelhead Creek

Project Description: To authorize installation of twenty four (24) new power poles (10 steel & 14 wood poles) along the landside portion of the Garden Hwy, remove forty one (41) existing wooden poles from the landside and waterside portion of the Garden Highway levee, replace-in-place two (2) existing poles (1 steel & 1 wood poles) from the landside portion of the Garden Highway, and three (3) poles (2 wood and 1 steel pole) are to remain on the landside portion of the Garden Highway. The new utility pole line will be installed and then the existing poles will be topped, and the electrical overhead lines will be removed. The bottom portion of the existing pole along with the communication utilities will remain until they are relocated. This utility relocation project is required for the Natomas Basin Civil Works Project.

LMA Endorsement: Reclamation District 1000

CEQA Finding: As a responsible agency under CEQA, Board staff has reviewed the Natomas Levee Improvement Program Phase 4b Landslide Improvements Project Environmental Impact Statement/Environmental Impact Report (Phase 4b EIS/EIR) (State Clearinghouse No. 2009112025, October 2010), the Mitigation Monitoring and Reporting Program, and Statement of Overriding Considerations, prepared by the lead agency, the Sacramento Area Flood Control Agency (SAFCA).

The Board, as a responsible agency, is responsible for mitigating or avoiding only the direct or indirect environmental effects of those parts of the project which it decides to approve (CEQA California Code of Regulations, Title 14, Section 15096(g); CEQA Public Resources Code Section 21002.1(d)). Here, the Board's action is limited to approving an encroachment permit, and the Board's jurisdiction is limited to imposing conditions to mitigate or avoid impacts to the environment under its authority, specifically the State's flood control system.

The Board approved the construction of the Natomas Levee Improvement Program Phase 4b Landslide Improvements Project, on June 24, 2016, and made appropriate CEQA findings for significant and unavoidable impacts for the Natomas Levee Improvement Program Phase 4b Landslide Improvements Project as further described in its previously adopted Resolution 2016.13. Subsequently, the Board filed a Notice of Determination with the State Clearinghouse on June 24, 2016. The Board finds that authorization of the work requested under encroachment permit 19732 is within the scope of the previously adopted Phase 4b EIS/EIR and constitutes a subsequent activity to the EIR. The Board further finds that no new environmental effects could occur and no new mitigation measures are required pursuant to CEQA California Code of Regulations, Title 14, Section 15162. Therefore, no new environmental document is required pursuant to CEQA California Code of Regulations, Title 14,

Section 15168.

These documents, including project design, are available for review in hard copy at the Board and SAFCA's offices. 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.