

Central Valley Flood Protection Board

Executive Officer Delegation Report

Posting Date: January 10th, 2024

Number of Applications Scheduled: 11

Application Number: 12244-1

Applicant: 2014 Gerald Elliot Mills and Meredith Baker Mills Rev

Location Description: located approximately 200 feet south-west from the intersection of Surfside Way and Benham Way

County: Sacramento

Stream: Sacramento River

Project Description: This is a “name change” permit only that 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 Permit No. 12244 BD that was issued to Phil Hiroshima on April 28, 1978 to authorize existing wrought iron fence, concrete block fence, rock garden, fruit tree, and stairway on the landward side of the levee and an existing 8-foot x 20-foot dock with dead man and gang plank on the waterside of the levee. This name change permit includes the existing 8-foot x 20-foot dock with dead man and gang plank, wrought iron fence, concrete block fence, rock garden, and the fruit trees. This name change permit does not include the stairway on the landward side of the levee that was a previously permitted encroachment, but no longer exist or was removed as part of the American River Common Features 2016 (ARCF-16) project.

LMA Endorsement: Maintenance Area 9

CEQA Finding: The Board 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 (CEQA Public Resources Code Section 21065; CEQA California Code of Regulations, Title 14, Section 15378(a)).

Application Number: 19637-1

Applicant: SMUD

Location Description: The project is located along the Garden Highway beginning at approximately 100 feet north of Farm Road and ending at the east side of Gateway Oaks Drive

County: Sacramento

Stream: Sacramento River

Project Description: This permit 19637-1, authorizes installation of fifty-nine (59) new utility poles, removal of one existing pole, replace-in-place of 11 poles, installation of thirty-two (32) down guy wires, two (2) open box concrete boxes, ten (10) new pull boxes, one (1) pre-cast concrete pad, and twelve hundred and ninety-four (1294) linear feet of trench for underground conduits within the flood control easement along the Sacramento River East Levee. Out of the fifty-nine (59) new poles, five

(5) poles will be permanently placed on waterside levee slope and two (2) poles will be placed on the landside levee slope of the Garden Highway. The remaining fifty-two (52) poles will be temporarily placed along the of the Garden Highway waterside levee slope. Out of the eleven (11) replace-in-place poles, nine (9) will be permanently placed on both landside and waterside of the Garden Highway levee slopes. The remaining two (2) poles will be temporarily placed along the Garden Highway on both landside and waterside levee slopes. The underground conduits will be permanently placed on the waterside slope of the levee. After the US Army Corps of Engineer's Natomas Basin, Reach A, construction is completed, the fifty-two (52) new poles will be permanently relocated five feet from the edge of pavement on landside of the Garden Highway levee. This utility relocation project is required for the Natomas Basin Civil Works Project. This permit supersedes Board permit 19637 EO, issued to SMUD on 4/20/2022.

LMA Endorsement: Reclamation District 1000

CEQA Finding: As a responsible agency under CEQA, Board staff has reviewed the Natomas Levee Improvement Program Phase 4a Landslide Improvements Project Environmental Impact Report (Phase 4a EIR) (State Clearinghouse No. 2009032097, November 2009), the Mitigation Monitoring and Reporting Program (MMRP), and Statement of Overriding Considerations, prepared by the lead agency, the Sacramento Area Flood Control Agency (SAFCA). The proposed utility relocation work is covered by the EIR.

SAFCA determined that the project will have a significant effect on the environment and filed a Notice of Determination with the State Clearinghouse on November 13, 2009 and with the Sacramento County Clerk/Recorder on November 16, 2009. The SAFCA incorporated mandatory mitigation measures into the project plans to avoid or mitigate impacts. These mitigation measures, included in the SAFCA's Final EIR and MMRP, address impacts to agricultural resources, biological resources, cultural resources, environmental justice, paleontological resources, geology and soils, hydrology, land use, socioeconomics, population and housing, noise, transportation and circulation, and water quality. These mitigation measures are within the responsibility and jurisdiction of the SAFCA and have been adopted by the SAFCA. Significant and unavoidable impacts are associated with the following resources: agricultural resources; land use, socioeconomics, and population and housing; biological resources; cultural resources; transportation and circulation; noise; recreation; visual resources; utilities and service systems; and hazards and hazardous materials. SAFCA adopted a Statement of Overriding Considerations in the Board of Directors Resolution 2009-156. The Draft and Final EIS/EIR found a substantially reduced risk of flooding or a beneficial impact under hydrology for flood related impacts associated with the utility relocation project. In accordance with CEQA California Code of Regulations, Title 14, Section 15096(f), Board staff independently reviewed and considered SAFCA's Draft and Final EIR, MMRP, and Statement of Overriding Considerations which supports the Board's approval of Permit No. 19637-1 to authorize the proposed utility relocation work which is within the Board's jurisdiction as it relates to effects on the federal-State facilities of the State Plan of Flood Control, regulated streams, designated floodways, and easements (Adopted Plan of Flood Control). 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); Public Resources Code § 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 Adopted Plan of Flood Control. The Board, as a responsible agency, is required to make findings for each significant effect of the project (CEQA California Code of Regulations, Title 14, Sections 15096(h) and 15091). However, the Draft and Final EIR identified that the project would not

increase flood risk. Based on Board staff's review of the EIR, there is no substantial evidence to support a fair argument that the project will result in significant impacts related to flood risk, which is the only resource area within the Board's jurisdiction. Therefore, approving an encroachment permit does not require additional findings unrelated to flood risk under CEQA California Code of Regulations, Title 14, Section 15096(h), nor is the consideration of alternatives required. When considering the record as a whole, and in accordance with California Code of Regulations, Title 14, Section 15096(f) and (g) staff recommends that the Board make responsible agency findings that approval of Permit No. 19637-1 will not result in any significant adverse impacts related to flood risk. The project will not adversely impact the Adopted Plan of Flood Control; therefore, no conditions or mitigation measures within the Board's jurisdiction are required. These documents, including project design, are available for review in hard copy at the Board and the 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.

Application Number: 19655

Applicant: City of Sacramento

Location Description: The project is located on the waterside of the right (west) bank levee of the Natomas East Main Drainage Canal, at Levee Mile 0.84.

County: Sacramento

Stream: Natomas East Main Drainage Canal

Project Description: To construct a 5 feet wide and 90 feet long concrete stair on the waterside slope of the existing levee at City of Sacramento Sump 102. The stairs are proposed to be built into the levee, flush with the slope to avoid creating eddy currents in the adjoining channel. The stairs are designed with removable handrails that will be removed by the City of Sacramento during the flood season.

LMA Endorsement: Reclamation District 1000

CEQA Finding: The lead agency, the City of Sacramento, prepared the Sump Station Facilities Improvement Project Draft and the Final Initial Study/Mitigated Negative Declaration (IS/MND) (State Clearinghouse No. 2021030186, May 2021), pursuant to CEQA California Code of Regulations, Title 14, Section 15177. The IS/MND analyzed the discussions of cumulative impacts, growth inducing impacts, and irreversible significant effects in the 2035 General Plan Master Environmental Impact Report (EIR) to determine the adequacy of the project and identify additional significant environmental effects and mitigation measures. The City of Sacramento determined that new significant effects as well as mitigation measures would occur as a result of the proposed project. In accordance with CEQA §15177(d), the City of Sacramento incorporated all feasible mitigation measures appropriate to the project as set forth in the General Plan Master EIR.

As a responsible agency under CEQA, Board staff has reviewed the Draft and Final IS/MND and the Mitigation Monitoring and Reporting Program, prepared by the City of Sacramento. The proposed work as identified in Permits 19655 and 19668 is covered by the IS/MND. The City of Sacramento determined that the project will not have a significant effect on the environment and filed a Notice of Determination with the State Clearinghouse and the Sacramento County Clerk on August 19, 2021. The City of Sacramento incorporated mandatory mitigation measures into the project plans to avoid or mitigate impacts. These mitigation measures, included in the IS/MND and MMRP, address impacts

to air quality, biological resources, cultural resources, and tribal cultural resources. These mitigation measures are within the responsibility and jurisdiction of and have been adopted by the City of Sacramento. The IS/MND found no additional significant environmental effect under hydrology for flood-related impacts associated with the proposed project.

In accordance with CEQA California Code of Regulations, Title 14, Section 15096(f), Board staff considered the City's IS/MND, which supports the Board's approval of Permits 19655 and 19668 to authorize the proposed project which is within the Board's jurisdiction as it relates to effects on the federal-State facilities of the State Plan of Flood Control , regulated streams, designated floodways, and easements (Adopted Plan of Flood Control). 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); Public Resources Code § 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 Adopted Plan of Flood Control.

In addition to the discussion within the IS/MND related to flood risk, Board staff reviewed hydraulic analyses to determine if there will be flood impacts as a result of the project. Board engineering staff has reviewed the hydraulic analyses, agree with the methodology and findings, and has determined that impacts to flood risk will be less than significant. When considering the record as a whole, including the hydraulic analyses, and in accordance with CEQA California Code of Regulations, Title 14, Section 15096(f) and (g), staff recommends that the Board make responsible agency findings that approval of Permits 19655 and 19668 will not result in any significant adverse impacts related to flood risk. The project will not adversely impact the Adopted Plan of Flood Control; therefore, no conditions or mitigation measures within the Board's jurisdiction are required. These documents, including project design, are available for review in hard copy at the Board and the City'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.

Application Number: 19656

Applicant: Yuba Water Agency

Location Description: The project site is located from north to south between Levee Mile (LM) 2.6 (corresponding River Mile 2.64) and LM 0.27 (corresponding River Mile 0.32) along the Unit 4 Western Pacific Interceptor Canal right (west) levee.

County: Yuba

Stream: Western Pacific Interceptor Canal

Project Description: To construct two flow monitoring stations within the Western Pacific Interceptor Canal and on the adjacent RD784 right (west) levee. Each monitoring station will consist of: 1) a remote terminal unit (RTU) located near the crown of the RD784 levee, 2) approximately 90 feet of conduit used to run the bubbler tubing from the RTU to the canal bank, and 3) an 8 feet staff gauge within the water channel.

LMA Endorsement: Reclamation District 784

CEQA Finding: The Board has determined the project is exempt from CEQA 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 installing a remote terminal unit near the crown of

the levee, burying metal conduits, constructing concrete pads, and mounting 8-foot-tall staff gauges and does not involve the removal of healthy, mature, scenic trees. The project is also exempt under the Class 6, Information Collection categorical exemption (CEQA CCR, Title 14, Section 15306) because the proposed activity consists of the installation of flow monitoring stations for data collection and does not result in a serious or major disturbance to an environmental resource. Further, none of the exceptions to the exemption in CEQA CCR, Title 14, Section 15300.2 apply.

Application Number: 19668

Applicant: City of Sacramento

Location Description: The project is located at the City of Sacramento's Sump 58, on the waterside of the right (north) bank levee of the American River, approximately 0.9 miles upstream of the Interstate 5 bridge across the American River.

County: Sacramento

Stream: Steelhead Creek

Project Description: To install two flights of concrete stairs 5 feet wide by 14.6 feet long, and 5 feet by 14.5 feet long along the waterside slope of the right (north) bank levee of the American River. The top and bottom elevation of the stairs will be at 39.69 feet and 25.89 feet (NAVD 88), respectively.

LMA Endorsement: Reclamation District 1000

CEQA Finding: The lead agency, the City of Sacramento, prepared the Sump Station Facilities Improvement Project Draft and the Final Initial Study/Mitigated Negative Declaration (IS/MND) (State Clearinghouse No. 2021030186, May 2021), pursuant to CEQA California Code of Regulations, Title 14, Section 15177. The IS/MND analyzed the discussions of cumulative impacts, growth inducing impacts, and irreversible significant effects in the 2035 General Plan Master Environmental Impact Report (EIR) to determine the adequacy of the project and identify additional significant environmental effects and mitigation measures. The City of Sacramento determined that new significant effects as well as mitigation measures would occur as a result of the proposed project. In accordance with CEQA §15177(d), the City of Sacramento incorporated all feasible mitigation measures appropriate to the project as set forth in the General Plan Master EIR.

As a responsible agency under CEQA, Board staff has reviewed the Draft and Final IS/MND and the Mitigation Monitoring and Reporting Program, prepared by the City of Sacramento. The proposed work as identified in Permits 19655 and 19668 is covered by the IS/MND. The City of Sacramento determined that the project will not have a significant effect on the environment and filed a Notice of Determination with the State Clearinghouse and the Sacramento County Clerk on August 19, 2021. The City of Sacramento incorporated mandatory mitigation measures into the project plans to avoid or mitigate impacts. These mitigation measures, included in the IS/MND and MMRP, address impacts to air quality, biological resources, cultural resources, and tribal cultural resources. These mitigation measures are within the responsibility and jurisdiction of and have been adopted by the City of Sacramento. The IS/MND found no additional significant environmental effect under hydrology for flood-related impacts associated with the proposed project.

In accordance with CEQA California Code of Regulations, Title 14, Section 15096(f), Board staff considered the City's IS/MND, which supports the Board's approval of Permits 19655 and 19668 to authorize the proposed project which is within the Board's jurisdiction as it relates to effects on the federal-State facilities of the State Plan of Flood Control, regulated streams, designated floodways, and easements (Adopted Plan of Flood Control). 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); Public Resources Code § 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 Adopted Plan of Flood Control.

In addition to the discussion within the IS/MND related to flood risk, Board staff reviewed hydraulic analyses to determine if there will be flood impacts as a result of the project. Board engineering staff has reviewed the hydraulic analyses, agree with the methodology and findings, and has determined that impacts to flood risk will be less than significant. When considering the record as a whole, including the hydraulic analyses, and in accordance with CEQA California Code of Regulations, Title 14, Section 15096(f) and (g), staff recommends that the Board make responsible agency findings that approval of Permits 19655 and 19668 will not result in any significant adverse impacts related to flood risk. The project will not adversely impact the Adopted Plan of Flood Control; therefore, no conditions or mitigation measures within the Board's jurisdiction are required. These documents, including project design, are available for review in hard copy at the Board and the City'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.

Application Number: 19773

Applicant: Riverby Ranches LLC

Location Description: The project is located on Old River Rd at 38.619650, -121.563336, Reclamation District 537, crossing the right bank levee of the Sacramento River, in the city of Sacramento.

County: Yolo

Stream: Sacramento River

Project Description: To authorize a 12-inch pipe through the levee above the 1957 water surface elevation of 34.4ft, waterside Corrugated Metal Pipe (CMP) standpipe with positive closure device and siphon breaker, pile mounted steel walkway, slant pump intake, return line and closure valve. The existing facilities are identified in the Supplement to U.S Army Corps of Engineers Standard Operations and Maintenance Manual for the Sacramento River Flood Control Project, Unit No. 116, at Levee Mile 2.84, within Reclamation District 537, and found in As-built drawings 06-13-0573 on Sheet No. 8.

LMA Endorsement: Reclamation District 537

CEQA Finding: The Board has determined that the project is exempt from CEQA under Class 1 Existing Facilities categorical exemption (CEQA California Code of Regulations, Title 14, Sections 15301) because the activity consists of authorizing existing features and facilities. Additionally, 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.

The Board 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 (CEQA Public Resources Code Section 21065; CEQA California Code of Regulations, Title 14, Section 15378(a)).

Application Number: 19778

Applicant: MCIMetro Access Transmission Services

Location Description: located along Garden highway near the intersection of Garden highway and I-80 bridge

County: Sacramento

Stream: Sacramento River

Project Description: To authorize a new temporary wood pole, on the waterside of the Garden Highway levee, with a cable to extend to the I-80 bridge, where Verizon will tie into their existing conduit on the bridge pier, which extends to the deck and across the levee. Verizon's fiber cable will cross Garden Highway with a minimum clearance of 22 feet to connect to the existing conduit on the landside of the Garden Highway, attached to the I-80 bridge. There is no underground utility work proposed for this permit. 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 American River Watershed Common Features Project/Natomas Post-authorization Change Report/Natomas Levee Improvement Program, Phase 4b Landside Improvements Project (EIR) (State Clearinghouse No. 2009112025, October 2010) the Mitigation Monitoring and Reporting Program (MMRP), 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 Adopted Plan of Flood Control. The Board previously approved construction of the NLIP Phase 4b Landside Improvements Project on June 26, 2016, and made appropriate CEQA findings for significant and unavoidable environmental impacts for the NLIP, Phase 4b Project as further described in its previously adopted Resolution 2016-13. The Board finds that the temporary extension of the communication line is within the scope of the previously adopted Program EIR and therefore 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.

Application Number: 19779

Applicant: San Joaquin County

Location Description: The project is located along the right bank levee of Mosher Slough which intersects Thornton Road at the Davis Street intersection near 8601 Thornton Road.

County: San Joaquin

Stream: Mosher Slough

Project Description: To install a 29-foot-wide roadway including curb, gutter, and sidewalk as well as wet utilities: an 18-inch PVC storm drain, an 8-inch PVC sanitary sewer, and 8-inch PVC water service. The project also includes installation of a gate to access the slough bank.

LMA Endorsement: N/A

CEQA Finding: As a responsible agency under CEQA, Board staff has reviewed the Envision Stockton 2040 General Plan Update and Utility Master Plan Supplements Draft and Final EIR (GPEIR) (SCH No. 2017052062, October 2018), and the and the Mitigation Monitoring and Reporting Program (MMRP), and Statement of Overriding Considerations prepared by the lead agency, the City of Stockton, pursuant to CEQA California Code of Regulations, Title 14, Section 15168. The City of Stockton determined that the project is within the scope of the GPEIR and prepared an Initial Study/Addendum to the GPEIR (December 2022) and no additional significant environmental effects will result from the project and no new additional mitigation measures are alternatives are required. In accordance with CEQA California Code of Regulations, Title 14, Section 15168(c), the City of Stockton incorporated all feasible mitigation measures appropriate to the project as set forth in the Program EIR. These mitigation measures addressed impacts to agricultural and forestry resources, air quality, greenhouse gas emissions, hydrology and water quality (non-flood related), and transportation and traffic. These mitigation measures are within the responsibility and jurisdiction of the City of Stockton and have been adopted by the City of Stockton. The Draft and Final GPEIR and Initial Study/Addendum to the GPEIR found less than significant impacts under hydrology for flood related impacts associated with the offsite improvements which include installing a 29-foot-wide roadway including curb, gutter, and sidewalk as well as wet utilities storm drain, sanitary sewer, and water service is covered by Permit No. 19779.

In accordance with CEQA California Code of Regulations, Title 14, Section 15096(f), Board staff independently reviewed and considered the City of Stockton's Draft and Final GPEIR, MMRP, Statement of Overriding Considerations, and Initial Study/Addendum to the GPEIR which supports the Board's approval of Permit No. 19779 to authorize work to install offsite improvements which is within the Board's jurisdiction as it relates to effects on the federal-State facilities of the State Plan of Flood Control, regulated streams, designated floodways, and easements (Adopted Plan of Flood Control). 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 Executive Officer'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 Adopted Plan of Flood Control.

As a responsible agency, Board staff is required to make findings for each significant effect of the project (CEQA California Code of Regulations, Title 14, Sections 15096(h) and 15091). However, the Draft and Final GPEIR and subsequent Initial Study/Addendum to the GPEIR identified less than significant impacts to flood risk. Based on staff's review of the EIR, there is no substantial evidence to support a fair argument that the project will result in significant impacts related to flood risk, which is the only resource area within the Board's jurisdiction. Therefore, approving an encroachment permit does not require additional findings unrelated to flood risk under CEQA California Code of Regulations, Title 14, Section 15096(h), nor is the consideration of alternatives required. When considering the record as a whole, and in accordance with CEQA California Code of Regulations, Title 14, Section 15096(f) and (g), staff recommends that the Executive Officer make responsible

agency findings that approval of Permit No. 19779 will not result in any significant adverse impacts related to flood risk. The project will not adversely impact the Adopted Plan of Flood Control; therefore, no conditions or mitigation measures within the Board's jurisdiction are required. These documents, including project design, are available for review in hard copy at the Board and the City of Stockton'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.

Application Number: 19788

Applicant: Madera County

Location Description: The project site is located approximately 14 miles southwest of the City of Chowchilla, near the junction of Avenue 21 and Road 3.

County: Madera

Stream: Eastside Bypass

Project Description: To construct a flow diversion structure along the left (west) bank levee of the Eastside Bypass for groundwater recharge. The structure consists of a 27-inch diameter PVC conveyance pipeline, a 14-foot diameter fish screen, concrete cutoff wall, reinforced concrete control box, and a reinforced concrete pump box.

LMA Endorsement: Lower San Joaquin Levee District

CEQA Finding: A state of emergency was proclaimed on March 28, 2022 by Governor Newsom to address the severe drought condition in California by suspending CEQA for the purposes of carrying out Executive Order N-7-22. The project is statutorily exempt from CEQA pursuant to Public Resources Code Section 21080(b)(4) and CEQA California Code of Regulations, Title 14, Section 15269(c), because the project involves the construction of a flow diversion structure for groundwater recharge and actions necessary to prevent or mitigate the drought emergency as described in Paragraph 13 of Executive Order N-7-22.

Application Number: 19789

Applicant: Madera County

Location Description: The project site is located approximately 14 miles southwest of the City of Chowchilla, near the junction of Lincoln Road and Avenue 20.

County: Madera

Stream: Eastside Bypass

Project Description: To construct a flow diversion structure along the right (east) bank levee of the Eastside Bypass for groundwater recharge. The structure consists of a 27-inch diameter PVC conveyance pipeline, a 14-foot diameter fish screen, concrete cutoff wall, reinforced concrete control box, and a reinforced concrete pump box.

LMA Endorsement: Lower San Joaquin Levee District

CEQA Finding: A state of emergency was proclaimed on March 28, 2022 by Governor Newsom to address the severe drought condition in California by suspending CEQA for the purposes of carrying out Executive Order N-7-22. The project is statutorily exempt from CEQA pursuant to Public

Resources Code Section 21080(b)(4) and CEQA California Code of Regulations, Title 14, Section 15269(c), because the project involves the construction of a flow diversion structure for groundwater recharge and actions necessary to prevent or mitigate the drought emergency as described in Paragraph 13 of Executive Order N-7-22.

Application Number: 19790

Applicant: Madera County

Location Description: The project site is located approximately 14 miles southwest of the City of Chowchilla, near the junction of Avenue 20 and Road 4.

County: Madera

Stream: Eastside Bypass

Project Description: To construct a flow diversion structure along the left (west) bank levee of the Eastside Bypass for groundwater recharge. The structure consists of a 27-inch diameter PVC conveyance pipeline, a 14-foot diameter fish screen, concrete cutoff wall, reinforced concrete control box, and a reinforced concrete pump box.

LMA Endorsement: Lower San Joaquin Levee District

CEQA Finding: A state of emergency was proclaimed on March 28, 2022 by Governor Newsom to address the severe drought condition in California by suspending CEQA for the purposes of carrying out Executive Order N-7-22. The project is statutorily exempt from CEQA pursuant to Public Resources Code Section 21080(b)(4) and CEQA California Code of Regulations, Title 14, Section 15269(c), because the project involves the construction of a flow diversion structure for groundwater recharge and actions necessary to prevent or mitigate the drought emergency as described in Paragraph 13 of Executive Order N-7-22.