

Central Valley Flood Protection Board

Executive Officer Delegation Report

Posting Date: August 12, 2024

Number of Applications Scheduled: 12

Application Number: 19890 (Posted 7/24/2024)

Applicant: California Department of Transportation (Caltrans)

Location Description: The project is located on State Route 151, approximately at 40.680332°N, 122.359578°W, at Postmile 6.33, Shasta County

County: Shasta

Stream: Salt Creek

Project Description: To authorize the existing 10 – foot by 6 – foot reinforced concrete box culvert (Caltrans Inventory No. 61514000635) crossing Salt Creek.

LMA Endorsement: N/A

CEQA Finding: 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 authorizing an existing public facility, involving negligible or no expansion of use. 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: 19894 (Posted 7/24/2024)

Applicant: California Department of Technology

Location Description: The project is located on State Route 191, at approximately 40.680332°N, 122.359578°W, Postmile 6.33, crossing Salt Creek Culvert (#61514000635), in Shasta Lake, Shasta County.

County: Shasta

Stream: Salt Creek

Project Description: To install one (1) 2-inch diameter conduit, housing multiple fiber optic cables as part of the Middle-Mile Broadband Infrastructure (MMBI) Network. Method of installation includes horizontal directional drilling (HDD) and attachment to the downstream culvert crossing concrete barrier

LMA Endorsement: N/A

CEQA Finding: The project is statutorily exempt under the provisions of CEQA. The Board's approval involves issuing an encroachment permit for the installation of a Broadband Network Infrastructure which is exempt under the statutory exemption of the CEQA Public Resources Code Section 21080.51. In addition, the Board has determined that the project is exempt from CEQA under the Class 3, New Construction or Conversion of Small Structures categorical exemption (CEQA CCR, Title 14, Section 15303), because the activity consists of the installation of utility extensions. The

project is also exempt under the Class 4, Minor Alterations to Land categorical exemption (CEQA CCR, Title 14, Section 15304), because the project involves minor public alterations in the condition of the land which does not involve the removal of healthy, mature, or scenic trees. Further, none of the exceptions to the exemption in CEQA CCR, Title 14, Section 15300.2 apply.

Application Number: 12486-1

Applicant: Cindy McHale

Location Description: located on 6728 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. 12486 GM (Revised) that was issued to Les Nason on May 17, 1995, to construct a 6-foot-high chain-link fence and a railroad tie stairway, install a sprinkler system, and plant ice plants on the landward slope, and to authorize two walnut trees on the landward slope of the left bank levee of the Sacramento River. This name change permit does not authorize the stairway and the irrigation on the landward side of the levee that was previously authorized but no longer exists.

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: 17407-1

Applicant: Riverside Village Improvement Association (RVIA)

Location Description: located at 820 Yacht Ct.

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 Board. This permit supplements and where in conflict supersedes Permit No. 17407 GM that was issued to Mr. Rodney Yung and Mr. Wayne B. Brown on February 22, 2002, to relocate the existing chain-link fence and gate (Permit 12431 GM Revised, Owen R. Baser) from levee mile 1.13 to levee mile 1.2 on the top and across the left bank of Sacramento River.

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: 19504

Applicant: Leonard Martinelli

Location Description: The project is located approximately 0.6 miles east of the Old Davis Road and Levee Road intersection and about 1.5 miles south of the City of Davis.

County: Solano

Stream: Putah Creek

Project Description: To install a 6-inch diameter irrigation steel pipe and a 1.5-inch diameter Polyvinyl chloride (PVC) electrical conduit up-and-over the right (south) bank levee of Putah Creek. The project also includes installation a 36-in concrete pipe (on its side) in the levee to house the siphon breaker and positive closure, as well as placement of up to 1.2 ft of aggregate base (ramped) on the levee crown.

LMA Endorsement: Sacramento Maintenance Yard

CEQA Finding: 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 activity consists of replacement of an existing pipe associated with enforcement case 11661. 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 the private alteration to land and do not involve the removal of healthy, mature, scenic trees. Further, none of the exceptions to the exemption in CEQA California Code of Regulations, Title 14, Section 15300.2 apply.

Application Number: 19744

Applicant: Caltrans

Location Description: The project is located just north of the Rio Vista Bridge west abutment.

County: Solano

Stream: Sacramento River

Project Description: To construct a 48-inch diameter Alternate Pipe Culvert storm outfall with rock slope protection along the right (west) bank of the Sacramento River. The project proposes installing a temporary cofferdam and undertaking dewatering to separate construction activities from the river. The cofferdam used for dewatering would be installed using sheet piles and a vibratory hammer.

LMA Endorsement: N/A

CEQA Finding: As a responsible agency under CEQA, Board staff has reviewed the State Route 12 Roadway Resurfacing Restoration and Rehabilitation Project Draft and the Final Initial Study/Mitigated Negative Declaration/Negative Declaration (IS/MND) (State Clearinghouse No. 2019069098, October 2019), and the Mitigation Monitoring and Reporting Program (MMRP), prepared by the lead agency, CalTrans. The proposed project is covered by the IS/MND. CalTrans determined that the project will not have a significant effect on the environment and filed a Notice of Determination with the State Clearinghouse on December 23, 2019. CalTrans incorporated mandatory mitigation measures into the project plans to avoid or mitigate impacts. These mitigation measures, included in CalTrans IS/MND and MMRP, address impacts to biological resources. These mitigation measures are within the responsibility and jurisdiction of CalTrans and have been adopted by CalTrans. The IS/MND found less than significant impacts 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 CalTrans IS/MND, which supports the Board's approval of Permit No. 19744 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 the hydraulic blockage analysis to determine if there will be flood impacts as a result of the project. The hydraulic blockage analysis, prepared by CalTrans (March 2023), found the proposed project will result in a less than significant flood impacts. Board 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 analysis, 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. 19744 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 CalTrans 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: 19747

Applicant: Greenlaw Development LLC

Location Description: This project is located on North Littlejohns Creek approximately 1.0 mile upstream from the Highway 99 crossing over North Littlejohns Creek in San Joaquin County, California.

County: San Joaquin

Stream: North Fork Littlejohns Creek

Project Description: To construct a storm drain outfall structure and install approximately 20 linear feet of three 18-inch diameter storm drainage pipes along the north bank of North Littlejohns Creek at the confluence with a tributary. A grouted rock slope protection (RSP) apron will be installed below the outfall pipe to dissipate flows and minimize scour potential. Project activities include performing soil excavation and stockpiling, constructing an outfall apron and wingwalls, placing RSP and grouting, installing bedding and pipes, and backfilling the trench.

LMA Endorsement: San Joaquin County Flood Control and Water Conservation District

CEQA Finding: The Board, as a responsible agency, is required to make findings for each significant effect of the project (CEQA CCR, Title 14, Sections 15096(h) and 15091). In addition to the discussion within the EIR identifying less than significant impacts related to flood risk, Board staff reviewed hydraulic analyses to determine if there will be flood impacts as a result of the project. The Little John and Branch Creek Hydrology & Hydraulics Report 2023 (January 2023) and the Greenlaw Development Hydraulic Impacts on North Little John Creek-Storm Drain Outfall and Water Line Projects (January 2024) found the proposed construction of a storm drain outfall structure and storm drainage pipe will result in no change to the water surface elevation. Board staff has reviewed the hydraulic analyses, agrees with the methodology and findings, and has determined that impacts to flood risk will be less than significant. 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 CCR, Title 14, Section 15096(h), nor is the consideration of alternatives required. When considering the record as a whole, including the hydraulic analyses, and in accordance with CEQA CCR, Title 14, Section 15096(f) and (g), staff recommends that the Board make responsible agency findings that approval of Permit No. 19747 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: 19748

Applicant: Greenlaw Development LLC

Location Description: This project is located on North Littlejohns Creek approximately 0.80 miles upstream from the Highway 99 crossing over North Littlejohns Creek in San Joaquin County, California.

County: San Joaquin

Stream: North Fork Littlejohns Creek

Project Description: To install a 16-inch diameter pressurized water line within a 24-inch welded steel pipe casing across North Littlejohns Creek; to remove a pair of existing 30-inch diameter culverts and an existing dirt farm road to match channel geometry upstream and downstream of the crossing and restore channel capacity. Project activities include excavating to a maximum depth of 12 feet to install the 16-inch diameter water line, removing an existing farm road crossing, excavating and stockpiling soil, installing bedding and pipes, and backfilling the trench.

LMA Endorsement: San Joaquin County Flood Control and Water Conservation District

CEQA Finding: The Board, as a responsible agency, is required to make findings for each significant effect of the project (CEQA CCR, Title 14, Sections 15096(h) and 15091). In addition to the discussion within the EIR identifying less than significant impacts related to flood risk, Board staff reviewed hydraulic analyses to determine if there will be flood impacts as a result of the project. The Little John and Branch Creek Hydrology & Hydraulics Report 2023 (January 2023) and the Greenlaw Development Hydraulic Impacts on North Little John Creek-Storm Drain Outfall and Water Line Projects (January 2024) found the proposed construction of a storm drain outfall structure and storm drainage pipe will result in no change to the water surface elevation. Board staff has reviewed the hydraulic analyses, agrees with the methodology and findings, and has determined that impacts to flood risk will be less than significant. 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 CCR, Title 14, Section 15096(h), nor is the consideration of alternatives required. When considering the record as a whole, including the hydraulic analyses, and in accordance with CEQA CCR, Title 14, Section 15096(f) and (g), staff recommends that the Board make responsible agency findings that approval of Permit No. 19747 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: 19764

Applicant: Siddiqui Family Partnership

Location Description: located along the Garden Highway approximately 3700 feet south from the intersection of Garden Highway and Interstate 5

County: Sacramento

Stream: Sacramento River

Project Description: To authorize an existing paved/gravel ramp on the landside of the east bank of the Sacramento River, at Levee Mile 9.12, Station 482+00 (Stations Reference to Natomas Levee Improvement Project - NLIP). The ramp is comprised of miscellaneous fill and its surface is comprised of asphalt at the top of the ramp nearest to the levee and aggregate base on the lower portion of the ramp. This work is associated with NLIP under Master Permit 18159-3, authorized on March 7, 2011.

LMA Endorsement: N/A

CEQA Finding: 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 the operation, repair, maintenance, permitting, leasing, licensing or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use. 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: 19765

Applicant: Siddiqui Family Partnership

Location Description: located along the Garden Highway approximately 4500 feet south from the intersection of Garden Highway and Interstate 5

County: Sacramento

Stream: Sacramento River

Project Description: To authorize two existing paved/gravel ramps on the landside of the east bank of the Sacramento River, at Levee Mile 9.24, from Station 489+00 to station 497+00 (Stations Reference to Natomas Levee Improvement Project - NLIP). The ramps are comprised of miscellaneous fill and its surface is comprised of asphalt at the top of the ramp nearest to the levee and aggregate base on the lower portion of the ramp. This work is associated with NLIP under Master Permit 18159-7, authorized on March 30, 2011.

LMA Endorsement: Reclamation District 1000

CEQA Finding: 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 the operation, repair, maintenance, permitting, leasing, licensing or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use. 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: 19781

Applicant: Sacramento Municipal Utility District

Location Description: located on Garden Highway, approximately 300 feet south from the intersection of Garden Highway and Interstate 5

County: Sacramento

Stream: Sacramento River

Project Description: To authorize existing five (5) electrical poles located along the waterside of the Sacramento River East Levee and existing three (3) levee overhead cable crossing, between stations 446+00 and 452+50 (Stations Reference to Natomas Levee Improvement Program - NLIP). The poles and the overhead cables were required to be installed during the construction of the NLIP. This work is associated with NLIP under Master Permit 18159-4, authorized on May 3, 2010.

LMA Endorsement: Reclamation District 1000

CEQA Finding: 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 the operation, repair, maintenance, permitting, leasing, licensing or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use. 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: 19895

Applicant: California Department of Technology

Location Description: The project is located on State Route 155, PM 70.07, at approximately 35.640309°N, 118.482660°W, crossing Bridge No. 50-0148, in the City of Lake Isabella, Kern County.

County: Kern

Stream: Kern River

Project Description: To install one (1) two-inch diameter conduit, housing a fiber optic cable, across Kern River at Bridge No. 50-0148. The conduit is to be installed by trenching 2 to 6 feet deep on either end of the bridge and by attaching it to the bridge's upstream left overhang.

LMA Endorsement: Reclamation District 1000

CEQA Finding: The project is statutorily exempt under the provisions of CEQA. The Board's approval involves issuing an encroachment permit for the installation of a Broadband Network Infrastructure which is exempt under the statutory exemption of the CEQA Public Resources Code Section 21080.51. In addition, the Board has determined that the project is exempt from CEQA under the Class 3, New Construction or Conversion of Small Structures categorical exemption (CEQA CCR, Title 14, Section 15303), because the activity consists of the installation of utility extensions. The project is also exempt under the Class 4, Minor Alterations to Land categorical exemption (CEQA CCR, Title 14, Section 15304), because the project involves minor public alterations in the condition of the land which does not involve the removal of healthy, mature, or scenic trees. Further, none of the exceptions to the exemption in CEQA CCR, Title 14, Section 15300.2 apply.