

# Central Valley Flood Protection Board

## Executive Officer Delegation Report

Posting Date: October 11th, 2024

Number of Applications Scheduled: 16

### Application Number: 12843-1

Applicant: City of Bakersfield

Location Description: The Coffee Bridge associated with Permit No. 12843 is located across the Kern River between Truxtun Avenue and Brimhall Road.

County: Kern

Stream: Kern River

Project Description: This is a "name change" permit only and includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit supplements Permit No. 12843 that was issued to Kern County Road Commissioner to construct the Coffee Road Bridge across the Kern River between Truxtun Avenue and Brimhall Road.

LMA Endorsement: N/A

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: 13042-1

Applicant: Maggie Fu

Location Description: The project is located at the property of 2385 Garden Highway, Sacramento, CA 95833, Levee Mile 15.64, Reclamation District 1000 (RD-1000), Sacramento River, Sacramento County at coordinates 38°36'18.4"N 121°33'16.2"W.

County: Sacramento

Stream: Sacramento River

Project Description: This is a "name change" permit only and includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit also corrects typos in the original permit. This permit supplements Permit No. 13042 that was issued to Raymond Foster on November 19, 1980, to place riprap on the left bank of the Sacramento River upstream from the Interstate 880 overcrossing.

LMA Endorsement: N/A

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: 13282-2**

Applicant: Ronald Chambers Jr. and Cynthia Chambers

Location Description: The project is located at 6575 Garden Highway, Sacramento, CA 95837, Levee Mile 7.32, Reclamation District 1000 (RD-1000), left bank, Sacramento River, Sacramento County, at 38°41'13.3"N 121°37'58.0"W.

County: Sacramento

Stream: Sacramento River

Project Description: This is a “name change” permit only and includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit also corrects typos in the original permit. This permit supplements and, where in conflict, supersedes Permit No. 13282-B GM that was issued to Thomas Westley on March 14, 1983, to construct a pool house and swimming pool on the left bank of the Sacramento River.

LMA Endorsement: N/A

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: 13431-1**

Applicant: Maggie Fu

Location Description: The project is located at 2385 Garden Highway, Sacramento, CA 95833, Levee Mile 15.64, Reclamation District 1000 (RD-1000), Sacramento River, Sacramento County at coordinates 38°36'19.0"N 121°33'14.8"W.

County: Sacramento

Stream: Sacramento River

Project Description: This is a “name change” permit only and includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit supplements Permit No. 13431 that was issued to Raymond and Daphne Foster on July 13, 1982 to construct a 3.4-metre-by-4.3-metre storage room connected to the rear of an existing house.

LMA Endorsement: N/A

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: 14779-1**

Applicant: Ronald Chambers Jr. and Cynthia Chambers

Location Description: The project is located at 6575 Garden Highway, Sacramento, CA 95837, Levee Mile 7.33, Reclamation District 1000 (RD-1000), left bank, Sacramento River, Sacramento County, at 38°41'13.0"N 121°37'57.1"W.

County: Sacramento

Stream: Sacramento River

Project Description: This is a "name change" permit only and includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit supplements Permit No. 14779 that was issued to Thomas Westley on September 28, 1987, to construct a garage, and a retaining wall with a 6-foot fence on top of the wall along the south property line on the left bank overflow area of the Sacramento River.

LMA Endorsement: N/A

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: 14779-2**

Applicant: Ronald Chambers Jr. and Cynthia Chambers

Location Description: The project is located at 6575 Garden Highway, Sacramento, CA 95837, Levee Mile 7.30, Reclamation District 1000 (RD-1000), left bank, Sacramento River, Sacramento County, at 38°41'14.1"N 121°37'58.0"W.

County: Sacramento

Stream: Sacramento River

Project Description: This is a "name change" permit only and includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit supplements Permit No. 14779-A that was issued to Thomas and Susanne Westley on January 5, 1998, to construct a 230-square-foot addition (dining and living rooms) to the existing dwelling, a covered patio (pavilion), and a staircase on the left bank overflow area of the Sacramento River.

LMA Endorsement: N/A

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: 15233-1**

Applicant: Kelly Family Revocable Trust

Location Description: The project is located at 3575 Garden Highway, Sacramento, CA 95834, Levee Mile 13.67, Reclamation District 1000 (RD-1000), left bank, Sacramento River, Sacramento County, at 38°37'58.0"N 121°33'41.2"W.

County: Sacramento

Stream: Sacramento River

Project Description: This is a “name change” permit only and includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit supplements Permit No. 15233 GM that was issued to William R. Knudson on September 22, 1989, to construct a private residence and floating boat dock secured by eight wooden piles on the left bank of the Sacramento River.

LMA Endorsement: N/A

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: 18693-1**

Applicant: Ronald Chambers Jr. and Cynthia Chambers

Location Description: The project is located at 6575 Garden Highway, Sacramento, CA 95837, Levee Mile 7.31, Reclamation District 1000 (RD-1000), left bank, Sacramento River, Sacramento County, at 38°41'13.3"N 121°38'00.6"W.

County: Sacramento

Stream: Sacramento River

Project Description: This is a “name change” permit only and includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit also corrects typos in the original permit. This permit supplements Permit No. 18693 BD that was issued to Mark and Kathleen Copeland on February 3, 2012, to attach a 30 ft. by 50 ft. floating boat dock onto three existing pilings, the tops of which are 3 ft. above the 100-year flood plane and install a 3 ft. by 60 ft. gangway to the waterward end of the dock. The dock is attached on its landward end to two 4-inch vertical pipes which are the same height as the three pilings. The two 4-inch vertical pipes protrude from a 4 ft. by 6 ft. by 4 ft. concrete landing (deadman).

LMA Endorsement: N/A

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: 19769**

Applicant: Soil Born Farms

Location Description: The project is located on the right (south) bank of the American River, approximately 0.2 miles downstream of Hagan Community Park, at 2140 Chase Drive in the City of Rancho Cordova.

County: Sacramento

Stream: American River

Project Description: To plant approximately 2.84 acres of drought-tolerant California native plants within the American River federal floodway.

LMA Endorsement: N/A

CEQA Finding: As a responsible agency under CEQA, Board staff has reviewed the Addendum to the American River Parkway Plan Final Environmental Impact Report (FEIR) (June 2022) (Addendum) and American River Parkway Plan Update 2006 FEIR (SCH No. 2007032125, August 2008), the Mitigation Monitoring and Reporting Program (MMRP), and Statement of Overriding Considerations prepared by the lead agency, County of Sacramento (County). The proposed work to plant approximately 2.84 acres of drought-tolerant California native plants such as Oaks, Blue Elderberrys, and various woody and herbaceous species is covered by the Addendum.

The County 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 County of Sacramento County Clerk on February 7, 2023 and September 10, 2008, respectively. The County incorporated mandatory mitigation measures into the project plans to avoid or mitigate impacts. These mitigation measures, included in the County's Final EIR and MMRP, address impacts to air quality, biological resources, cultural resources, hydrology and water quality, and land use. These mitigation measures are within the responsibility and jurisdiction of the County and have been adopted by the County. The Addendum found less than significant impacts under hydrology for flood related impacts associated with the plantings covered by the Board permit application. The Addendum found that the modified project, which includes the proposed plantings, would not result in any new additional significant impacts, nor would it substantially increase the severity of previously identified significant impacts in the FEIR. Previously adopted mitigation measures by the County remain valid.

In accordance with CEQA California Code of Regulations, Title 14, Section 15096(f), Board staff independently reviewed and considered the County's Final EIR, MMRP, Statement of Overriding Considerations, and Addendum which supports the Board's approval of Permit No. 19769 to authorize work to plant approximately 2.84 acres of native plants 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 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 State's flood control system.

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). In addition to the discussion within the Addendum and FEIR 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 Hydraulic Impacts for Proposed Animal Barn and Floodplain Vegetation Technical Memorandum prepared by CBEC Eco Engineering (August 2022) found the proposed plantings will not result in an increase in 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 California Code of Regulations, 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 California Code of Regulations, Title 14, Sections 15096(f) and (g), staff recommends that the Executive Officer make responsible agency findings that approval of Permit No. 19769 will not result in any significant adverse impacts related to flood risk. The project will not adversely impact the State's flood control system; 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 County'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: 19847**

Applicant: California Department of Transportation

Location Description: The project is located on State Route 198, at Postmile 37.08, approximately at 36.421232°N, 118.918134°W, in the city of Three Rivers, Tulare County.

County: Tulare

Stream: South Forrk Kaweah River

Project Description: To authorize an existing 4-span, 201-foot-long, 35-foot-wide, 2-lane, continuous concrete tee beam bridge, Caltrans Bridge No. 46-0027, located on State Route 198, and crossing the South Fork Kaweah River.

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: 19865**

Applicant: California Department of Transportation

Location Description: The project is located on State Route 162, approximately at 39.52419°N, 122.17319°W, in the city of Willows, Glenn County.

County: Glenn

Stream: Willow Creek

Project Description: To authorize an existing 9-span, 257-foot-long, 35-foot-wide, 2-lane, continuous concrete slab bridge, Caltrans Bridge No. 11-0010, located on State Route 162, crossing Willow 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: 19869**

Applicant: California Department of Transportation

Location Description: The project is located on State Route 174, at Postmile 2.82, approximately at 39.13134°N, 120.95912°W, from the city of Grass Valley in Nevada County to the city of Colfax in Placer County.

County: Placer

Stream: Bear River

Project Description: To authorize an existing 4-span, 393-foot-long, 36-foot-wide, 2-lane, continuous prestressed concrete girder bridge, Caltrans Bridge No. 19-0065, located on State Route 174, and crossing the Bear River.

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: 19900**

Applicant: California Department of Transportation

Location Description: The project is located on State Route 155, at Postmile 70.07, approximately at 35.640309°N, 118.482660°W, in the city of Lake Isabella, Kern County.

County: Kern

Stream: Kern River

Project Description: To authorize an existing 3-span, 200-foot-long, 30-foot-wide, 2-lane, steel girder bridge, Caltrans Bridge No. 50-0148, located on State Route 155, crossing the Kern River.

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: 8702-1**

Applicant: Maggie Fu

Location Description: The project is located at 2385 Garden Highway, Sacramento, CA 95833, Levee Mile 15.64, Reclamation District 1000 (RD-1000), Sacramento River, Sacramento County at coordinates 38°36'19.0"N 121°33'14.8"W

County: Sacramento

Stream: Sacramento River

**Project Description:** This is a “name change” permit only and includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit supplements Permit No. 8702-A that was issued to Raymond and Daphne Foster on October 29, 1976, to transfer Application No. 8702 from David R. and Dixie L. Gladwell to Raymond and Daphne Foster and to revise plans to construct a one story building on the left bank of the Sacramento River.

**LMA Endorsement:** N/A

**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: 19898**

**Applicant:** Shelly Miller

**Location Description:** The project is located at 5595 Garden Highway, Sacramento, CA 95837, between Levee Mile 8.87 and 8.90, Reclamation District 1000 (RD-1000), left bank, Sacramento River, Sacramento County, from 38°40'06.4"N 121°37'03.7"W to 38°40'05.4"N 121°37'02.1"W

**County:** Sacramento

**Stream:** Sacramento River

**Project Description:** To authorize existing vegetation consistent with the approved Vegetation Variance as described in “Supplement to Standard Operation and Maintenance Manual Sacramento Flood Control Project, Unit No. 124, June 2023.” The vegetation consists of oleanders along the waterside levee slope on the left bank of the Sacramento River in Reclamation District No. 1000.

**LMA Endorsement:** Reclamation District No. 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: 19504-1**

**Applicant:** Karter Agro LLC

**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:** This is a “name change” permit only and includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit supplements Permit No. 19504 that was issued to Leonard Martinelli on September 13, 2024, authorizing the installation of 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, 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 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)).