

# **Central Valley Flood Protection Board**

## **Executive Officer Delegation Report**

Posting Date: April 21st, 2025

Number of Applications Scheduled: 1

### **Application Number: 19963**

Applicant: Comcast

Location Description: The construction will be on the landside of Garden Highway, starting from the western edge of the intersection with Gateway Oaks Drive, to the SMUD pole located between Garden Highway and 22 Morell Ct.

County: Sacramento

Stream: Natomas East Main Drainage Canal

Project Description: Comcast will install 8,227 feet of new aerial cable on 36 existing SMUDpoles (CVFPB Permit No. 19732), 150 feet of conduit attached to poles for transition from overhead to underground construction. Overpull 1,356 feet of existing conduit through existing facilities (1 existing pole, 2 existing vaults, and 1 existing node pedestal), then trench approximately 25 feet to install 3 new vaults. This work is required as part of the Natomas Basin Project.

LMA Endorsement: N/A

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 (NLIP), 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 approved the construction of the NLIP Phase 4b Landside Improvements Project on June 26, 2016, and made appropriate CEQA findings for significant and unavoidable impacts for the NLIP Phase 4b Landside 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 29, 2016. The Board finds that authorization of the following is within the scope of the previously adopted NLIP Phase 4b Landside Improvements Project and constitutes a subsequent activity to the EIR: (1) installation of 8,227 linear feet of new aerial cable on existing SMUD power poles; (2) installation of 150 linear feet of conduit on the side of poles to transition between overhead and underground construction; (3) overpull 1,356 linear feet of existing conduit through existing facilities;

and (4) trenching of approximately 25 linear feet of cable to install 3 new vaults. 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.