

Central Valley Flood Protection Board

Executive Officer Delegation Report

Posting Date: August 8th, 2025
Number of Applications Scheduled: 12

Application Number: 19960 (POSTED 8/26/2025)

Applicant: Zayo Fiber Optic

Location Description: This project is on the landside of the right bank of the American River levee along Garden Hwy, from LM 0.38 west of Natomas Park Dr. to LM 0.80 east of Truxel Rd. In Sacramento County.

County: Sacramento

Stream: American River

Project Description: To remove existing aerial fiber optic cables located along the landside of the Garden Highway levee and install new aerial fiber optic cables from Gateway Oaks Drive to the Interstate 5 ramp, and from approximately 800 feet west of the Natomas Park Drive intersection to approximately 100 feet east of the Truxel Road intersection. A total of 2,068 linear feet of cable will be de-lashed and a total of 3,422 linear feet of new 6.6m steel strand will be placed on new SMUD poles (CVFPB Permit No. 19732). Additionally, 1,354 linear feet of new aerial fiber optic cable will be installed, along with new hand holes for cable placement. The work also includes trenching 106 linear feet to install one 4-inch HDPE duct to the new poles and placing new risers on the poles. Existing poles will be removed by SMUD under CVFPB Permit No. 19732. This utility work is associated with the Natomas Basin Civil Works Project, Reach I.

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 Permit 19960 within the scope of the previously adopted NLIP Phase 4b Landside Improvements Project 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.

Application Number: 19976 (POSTED 8/18/2025)

Applicant: City of Sacramento

Location Description: The project is along the landside of the levee crown on Garden Highway from Gateway Oaks Drive to Truxel Road, approximately 5-ft from the edge of pavement.

County: Sacramento

Stream: Natomas East Main Drainage Canal

Project Description: To remove and replace 15 existing steel streetlight poles (Caltrans Type 15; 8-in diameter, 34-ft length, 5-ft embedment depth) along the landside edge of levee crown on Garden Highway (5-ft from edge of pavement) from Gateway Oaks Drive to Truxel Road as part of the USACE Reach I Contract 2 Project. Replacement poles will be auger drilled and existing streetlights to be removed off site by the Contractor.

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 (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 Permit 19960 within the scope of the previously adopted NLIP Phase 4b Landside Improvements Project 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.

Application Number: 15515-1 (POSTED 8/12/2025)

Applicant: Warren Gomes Jr.

Location Description: The proposed project is located along the Unit 2 right bank levee of the Sacramento River within Reclamation District No. 3, at Levee Mile 3.4 and River Mile 18.62.

County: Sacramento

Stream: Sacramento River

Project Description: To construct a 50-foot x 60-foot prefabricated metal boat dock with a 12-foot x 26-foot slip and boat lift. The dock will be attached to five existing 12-inch diameter steel pilings, along the right bank of the Sacramento River within Reclamation District No. 3. The dock will be accessed by 4-foot x 4-foot concrete landing and 4-foot-wide concrete stairs that connect to a 4-foot x 4-foot intermediate concrete landing which supports a 4-foot x 50-foot metal gangway. A 1.5-foot x 50-foot metal debris diverter supported by two existing 18-inch diameter steel piling will be located upstream of the dock. A 6-in coated Schedule 40 or non-coated Schedule 80 diameter steel utility conduit pipe will be bored through the levee to supply electricity and water to the dock. Schedule 40, 2-in diameter PVC pipes will be grouted within the conduit to house electrical lines and water. Construction will be performed using a crane truck, work boat, and work truck. The dock will be fabricated offsite and floated into place.

This permit is also a "name change" permit and includes conditions that are consistent with the 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. 15515 issued to Mr. Robert J. Myers (Phillip G. Lund) on August 31, 1990, for the construction of a 100-foot-long by 5-foot-wide floating boat dock and a 100-foot-long by 32-foot-wide boat shed secured by 14 wooden piles, a 45-feet-long by 4-feet-wide gangway and a concrete stairway and landing on the right bank of the Sacramento River.

LMA Endorsement: Reclamation District 3

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 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. The project is also 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 activity consists of construction and location of limited numbers of new, small facilities or structures; installation of small new equipment and facilities in small structures; and the conversion of existing small structures from one use to another where only minor modifications are made in the exterior of the structure. The project is also exempt from CEQA under the Class 4, Minor Alterations to Land categorical exemption (CEQA California Code of Regulations, Title 14, Section 15304), because the activity consists of minor public or private alterations in the condition of land, water, and/or vegetation which do not involve removal of healthy, mature, scenic trees except for forestry or agricultural purposes. 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: 14935-1

Applicant: Tad and Michele Bowers

Location Description: The project is located west of the Town of Walnut Grove at 14250 Highway 160. Section 33, T5N, R4E, M.D.B.&M. Sacramento River, Sacramento County (38.24190°N, 121.54637°W).

County: Sacramento

Stream: Sacramento River

Project Description: This is a "name change" permit that includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit supplements Permit No. 14935 that was issued to Richard and Annette Davis on June 6, 1988 to authorize the construction of a floating boat dock secured by two wooden piles on the right bank of the Sacramento River. The project is located west of the Town of Walnut Grove at 14250 Highway 160. Section 33, T5N, R4E, M.D.B. & M. (Reclamation District No. 3) Sacramento River, Sacramento County.

LMA Endorsement: Reclamation District 3

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: 15005-1

Applicant: TY Cape Holdings Inc

Location Description: The project is located on the left bank overflow area of Pine Creek, west of the City of Chico at 12609 River Road. Section 22, T22N, R1W, M.D.B.&M. Pine Creek, Butte County (39.73875°N, 121.96008°W).

County: Butte/Sutter

Stream: Sacramento River

Project Description: This is a "name change" permit that includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit supplements Permit No.15005 that was issued to John W. Scott on August 23, 1988 to authorize an existing building, a portable building and a bathroom on the left bank overflow area of Pine Creek. The project is located west of the City of Chico at 12609 River Road (Sutter Avenue). Section 22, T22N, R1W, M.D.B.&M. Pine Creek, Butte County.

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: 19714

Applicant: Khalid Saddique

Location Description: The proposed project is located on the waterside of Garden Highway, 165 feet south of Elkhorn Boulevard and 1 mile west of Schoolhouse Road in Sacramento County.

County: Sacramento

Stream: Sacramento River

Project Description: To install a single-berth, pile guided, steel frame boat dock consisting of two finger floats. Each finger float is 4-feet-wide by 40-feet-long. The project also includes 1) the construction of a steel frame gangway landing dock 12-feet-wide by 20-feet-long, 2) the construction of a 4-feet-wide by 73-feet-long aluminum gangway, 3) driving four 14-inch-diameter 68-feet-long steel piles, 4) the construction of a 5 feet by 6 feet concrete abutment, 5) installation of rip rap, 6) installation of one light pole connected to existing underground electric box with 2-feet-long maximum conduit, and 7) a temporary 40-feet-long by 8-feet-wide by 8-feet-tall storage container anchored to ground.

LMA Endorsement: Reclamation District 1000

CEQA Finding: 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 California Code of Regulations, Title 14, Section 15303), because the activity consists of construction and location of limited numbers of new, small facilities or structures; installation of small new equipment and facilities in small structures; and the conversion of existing small structures from one use to another where only minor modifications are made in the exterior of the structure. The project is also exempt from CEQA under the Class 4, Minor Alterations to Land categorical exemption (CEQA California Code of Regulations, Title 14, Section 15304), because the activity consists of minor public or private alterations in the condition of land, water, and/or vegetation which do not involve removal of healthy, mature, scenic trees except for forestry or agricultural purposes. Further, none of the exceptions to the exemption in CEQA California Code of Regulations, Title 14, Section 15300.2 apply. Further, none of the exceptions to the exemption in CEQA California Code of Regulations, Title 14, Section 15300.2 apply.

Application Number: 19754-1

Applicant: Terrance Hart

Location Description: The project is located at 2320 Kayla Court, in the City of Marysville, within Area C of the Yuba River Designated Floodway, at 39.18694°N 121.53222°W, Marysville Levee Commission, Yuba River, Yuba County.

County: Yuba

Stream: Yuba River

Project Description: This is a "name change" permit that includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit supplements Permit No.19754 that was issued to Jakub M. & Kari K. Krzyminski on April 25, 2025 to authorize the construction of a 2,951 square foot single-family residence with attached garage and covered porch in an existing subdivision located within the Yuba River Designated Floodway. Site improvements include a storage building, a pump house, a propane tank, a domestic well, solar array, and a septic system to service the residence.

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: 19780

Applicant: Armoto Partners, LLC

Location Description: The project is located approximately 0.5 miles downstream where S. Airport Way crosses French Camp Slough, in the community of French Camp, just south of the City of Stockton.

County: San Joaquin

Stream: French Camp Slough

Project Description: To construct a storm drain outfall structure along the waterside of the left (southwest) bank levee of French Camp Slough to discharge treated storm water from a proposed landside detention basin via a pump station and two (2) 16-inch diameter force mains. Armorflex matting to be installed below the outfall and extend into the channel for erosion protection. A temporary sheet pile coffer dam will be utilized for the outfall construction.

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

CEQA Finding: As a responsible agency under CEQA, Board staff has reviewed the Tidewater Crossing Master Development Plan Draft Environmental Impact Report (EIR), Recirculated Section of the Draft EIR, and the Final EIR (SCH No. 2005122101, September 2008), the Mitigation Monitoring and Reporting Program (MMRP), and Statement of Overriding Considerations, prepared by the lead agency, City of Stockton. The proposed work is covered by the EIR.

The City of Stockton determined that the project will have a significant effect on the environment and filed a Notice of Determination with the State Clearinghouse on October 24, 2023 and the San Joaquin County Clerk on October 29, 2008. The City of Stockton incorporated mandatory mitigation measures into the project plans to avoid or mitigate impacts. These mitigation measures, included in the City of Stockton's Final EIR and MMRP, address impacts to geophysical resources, air quality, water resources, biological resources, noise, land use, transportation and circulation, public services, public water supply assessment, utilities and service systems, aesthetics/light and glare, cultural resources, and global climate change. 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 EIR found less than significant impacts under water resources for flood related impacts resulting from the proposed project resulting from the proposed project.

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, Recirculated, and Final EIR; MMRP; and Statement of Overriding Considerations which supports the Board's approval of Permit No. 19870 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); 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.

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 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 Tidewater Crossing Phase2 – Detention Outlet Hydraulic Analysis prepared by Domenichelli & Associates, Inc. on January 9, 2025, found the proposed project will not change the water surface elevations during the USACE design flow of 1,750 cubic feet per second. 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, Section 15096(f) and (g), staff recommends that the Executive Officer make responsible agency findings that approval of Permit No. 19780 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: 19989

Applicant: City of Stockton

Location Description: The project is located beneath Duck Creek at Pock Lane, in the southeastern portion of Stockton, California, San Joaquin County.

County: San Joaquin

Stream: Duck Creek

Project Description: To authorize an existing 30-inch reinforced concrete trunk sewer crossing under Duck Creek as shown in the U.S. Army Corps of Engineer's project as-built drawings from "Duck Creek San Joaquin County Project Modification from French Camp Slough to 1/2 Mile Upstream from Escalon-Bellota Road" dated October 18, 1962 (File No. 7-4-1705). The pipe crosses approximately 8-feet below the low elevation of Duck Creek.

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

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: 19992

Applicant: City of Madera

Location Description: The project is located approximately 250 feet east of the North Gateway Drive bridge and 100 feet east of the Union Pacific Railroad bridge crossing under the Fresno River in the City of Madera.

County: Madera

Stream: Fresno River

Project Description: To authorize an existing 16-inch-diameter cast-iron water main pipeline, constructed in 1962 prior to the adoption of the flood control plan in 1970, which crosses beneath the Fresno River.

LMA Endorsement: N/A

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 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. Further, none of the exceptions to the exemption in CEQA California Code of Regulations, Title 14, Section 15300.2 apply

Application Number: 7883-1

Applicant: TY Cape Holdings Inc.

Location Description: The project is located on the left bank of the Sacramento River, downstream from Hamilton City at River Mile 196.0. Sections 22 and 27, T. 22 N., R. 1 W., M.D.B.&M., Butte County. (No organized district) (39.73875°N, 121.96008°W)

County: Butte

Stream: Sacramento River

Project Description: This is a "name change" permit that includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit supplements Permit No. 7883 that was issued to Walter Scott on May 30, 1972 to authorize the following: for existing marina on the left bank of the Sacramento River, downstream from Hamilton City at River Mile 196.0. Sections 22 and 27, T. 22 N., R. 1 W., M.D.B.&M., Butte County. (No organized district).

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: 7883-2

Applicant: River Oaks Landing

Location Description: The project is located on the right bank of the Sacramento River, approximately 4 miles downstream from the Hamilton City Bridge. Section 27, T. 22 N., R. 1 W., M.D.B.&M., Butte County. (39.73797°N, 121.95886°W)

County: Butte

Stream: Sacramento River

Project Description: This is a "name change" permit that includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit supplements Permit No. 7883-A that was issued to Walter J. Scott on December 30, 1974 to retain and operate a trailer park with related facilities on the right bank of the Sacramento River, approximately 4 miles downstream from the Hamilton City Bridge. Section 27, T. 22 N., R. 1 W., M.D.B.&M., Butte County.

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)).