Notice of Determination Appendix D

TO: Office of Planning and Research State Clearinghouse P.O. Box 3044, Room 113 Sacramento, CA 95812-3044

FROM: Central Valley Flood Protection Board 3310 El Camino Avenue, Suite 170 Sacramento, CA 95821 Jamie Silva, (916) 574-0651

SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code § 21108.

State Clearinghouse Number (SCH No.): 2009112025

Project Title: Permit No. 19603: NLIP Phase 4b Project – Utility Relocation

Project Applicant: Pacific Bell Telephone dba AT&T CA

Lead Agency/Address: Sacramento Area Flood Control Agency, 1007 7th Street, 7th Floor, Sacramento, CA 95814

Lead Agency Contact Person: John Bassett, (916) 874-7606

Project Location/City/County: The project is located where San Juan Road crosses Garden Highway, at 38.62736°N 121.56017°W, Reclamation District 1000, Sacramento River East Levee, in Sacramento County.

Project Description: Approval of Permit No. 19603, under California Code of Regulations, Title 23, Article 3, Section 6, for work within an adopted plan of flood control: To authorize relocation of two (2) existing AT&T poles and cables, and install one (1) new temporary pole within the flood control right of way along the Sacramento River East Levee. Relocated poles will be on the immediate north side of San Juan Road, east of Garden Highway. The new temporary pole will be along the same alignment with the relocated poles, but on the west side of Garden Highway. This project is needed for the Natomas Basin Project.

This is to advise that the Central Valley Flood Protection Board, as the **Responsible Agency**, approved the above described project on March 14, 2022 and made the following determinations regarding the above described project:

- 1. The project [\square will / \boxtimes will not] have a significant effect on the environment (This determination is limited to effects within CVFPB's permitting jurisdiction as a responsible agency).
- 2. [\boxtimes An Environmental Impact Report / \square A Mitigated Negative Declaration] was prepared by the lead agency for the original project.
- 3. Additional mitigation measures [□ were / ☑ were not] made a condition of CVFPB's approval of the project.
- 4. A Mitigation Monitoring and Reporting Plan [□ was / ⋈ was not] adopted by CVFPB for this project
- 5. A Statement of Overriding Considerations [□ was / ⋈ was not] adopted by CVFPB for this project.
- 6. Findings [☒ were / ☐ were not] made by CVFPB pursuant to the provisions of CEQA.

Responsible Agency Statement: This EIR, prepared by the lead agency for the project, is available to the general public at the lead agency's office listed above. CVFPB's administrative record of proceedings related to the encroachment permit is available for public review at CVFPB's office.

| ORIGINAL SIGNED BY: | | March 14, 2022 |
|---------------------|--|----------------|
| Signature | Leslie M. Gallagher, Executive Officer | Date |

Date Received for filing at OPR:

Authority cited: Sections 21083, Public Resources Code. Reference: Sections 21100-21174, Public Resources Code.