

CENTRAL VALLEY FLOOD PROTECTION BOARD

3310 El Camino Ave., Ste. 170
SACRAMENTO, CA 95821
(916) 574-0609 FAX: (916) 574-0682



September 17, 2020

Governor's Office of Planning & Research

Mr. Timothy Payne
Turlock Irrigation District
333 East Canal Drive
Turlock, CA 95381

Sep 22 2020

STATE CLEARINGHOUSE

Subject: La Grange Sluice and Tailrace Channel Improvement Project, Mitigated Negative Declaration, SCH No. 2020080551

Location: Stanislaus County

Dear Mr. Payne,

Central Valley Flood Protection Board (Board) staff has reviewed the subject document and provides the following comments:

The proposed project is within the vicinity of the Tuolumne River, a regulated stream under Board jurisdiction, and may require a Board permit prior to construction.

The Board's jurisdiction covers the entire Central Valley including all tributaries and distributaries of the Sacramento and San Joaquin Rivers, and the Tulare and Buena Vista basins south of the San Joaquin River.

Under authorities granted by California Water Code and Public Resources Code statutes, the Board enforces standards set forth in California Code of Regulations, Title 23, Division 1 (Title 23) for the construction, maintenance, and protection of adopted plans of flood control, including the federal-State facilities of the State Plan of Flood Control, regulated streams, and designated floodways.

Pursuant to Title 23, Section 6 (a), a Board permit is required prior to working within the Board's jurisdiction for the placement, construction, reconstruction, removal, or abandonment of any landscaping, culvert, bridge, conduit, fence, projection, fill, embankment, building, structure, obstruction, encroachment, excavation, the planting, or removal of vegetation, and any repair or maintenance that involves cutting into the levee.

Board staff have reviewed the subject document and provides the following comments on the potential environmental effects within the Board's jurisdiction:

Hydrologic Impacts

According to page 10, "The resulting upstream river inlet structure would consist of a reinforced concrete headwall approximately 1 foot thick, 40 feet long, and with an average 12-foot height; the slide gate and gate actuator would be installed at the headwall. It is anticipated that this

Mr. Timothy Payne
September 17, 2020

structure would be completely submerged at river channel flows in excess of 2,500 cfs (high flows), but portions of the structure may be visible during periods of normal and low flow. The headwall would have a winged shape to divert water from the river channel into the pipe.”

An encroachment permit application will be required for the Project as it is located within the Tuolumne River, a regulated stream. The encroachment permit may also be required to include any existing works that predate permitting into compliance with Title 23, or where it is necessary to establish the conditions normally imposed by permitting. The circumstances include those where responsibility for the works has not been clearly established or ownership and use have been revised.

Other federal (including U.S. Army Corps of Engineers Section 10 and 404 regulatory permits), State and local agency permits may be required and are the applicant’s responsibility to obtain.

Board permit applications and Title 23 regulations are available on our website at <http://www.cvfpb.ca.gov/>. Maps of the Board’s jurisdiction are also available from the California Department of Water Resources website at <http://gis.bam.water.ca.gov/bam/>.

Encroachment permit applications received on or after July 1, 2019 are subject to fees, additional information is available on the Board’s website at <http://cvfpb.ca.gov/fees-2019/>.

Please contact James Herota at (916) 574-0651, or via email at James.Herota@CVFlood.ca.gov if you have any questions.

Sincerely,



Andrea Buckley
Environmental Services and Land Management Branch Chief

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