

Notice of Exemption

Appendix E

To: Office of Planning and Research
P.O. Box 3044, Room 113
1400 Tenth Street
Sacramento, CA 95812-3044

From (Public Agency):
State Water Resources Control Board
P.O. Box 2000
Sacramento, CA 95812

Project Title: Caples Spillway Channel Stabilization Project – Bed and Bank Construction Extension

Project Applicant: El Dorado Irrigation District

Project Location - Specific: Caples Lake near Kirkwood, CA

Project Location - City: Not Applicable

Project Location – County: Alpine and El Dorado

Description of Nature, Purpose, and Beneficiaries of Project: The Project implements the Caples Spillway Channel Stabilization Plan for El Dorado Irrigation District. The Caples Spillway Channel Stabilization Plan includes work within the bed and bank of the spillway channel. The State Water Board issued a water quality certification pursuant to section 401 of the Clean Water Act on March 4, 2020, which limits work within the bed and bank from August 1 to September 30. Due to the high demand for helicopters caused by wildfires in California, a helicopter to transport materials required for construction has not been available. Per the request of El Dorado Irrigation District, the State Water Board Deputy Director of the Division of Water Rights has extended the timeframe for Project construction to November 30, 2020.

Name of Public Agency Approving Project: State Water Resources Control Board

Name of Person or Agency Carrying Out Project: El Dorado Irrigation District

Exempt Status: (check one):

Ministerial (Sec. 21080(b)(1); 15268);

Declared Emergency (Sec. 21080(b)(3); 15269(a));

Emergency Project (Sec. 21080(b)(4); 15269(b)(c));

Categorical Exemption. State type and section number: Class 33, §15333

Statutory Exemptions. State code number:

Reasons why project is exempt: The Class 33 exemption applies because the Project is a stream bank stabilization and restoration project that is less than five acres in size. Informal consultation with the United States Fish and Wildlife Service concluded the Project is not likely to adversely affect the Yosemite toad, Sierra Nevada yellow-legged frog, or critical habitat for the Sierra Nevada yellow-legged frog. There is no reasonable possibility that the activity will have a significant effect on the environment due to unusual circumstances.

Contact Person: Jordan Smith

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Signature: _____

Name: Ann Marie Ore

Title: Program Manager for Water Quality Certification and Public Trust Section

Date received for filing at OPR: _____