

**CENTRAL VALLEY FLOOD PROTECTION BOARD**

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



May 4, 2021

Governor's Office of Planning & Research

**May 04 2021**

Ms. Caitlin Greenwood  
California Department of Transportation  
703 B Street  
Marysville, CA 95901

**STATE CLEARINGHOUSE**

Subject: Gianella-Muir Safety Project, Mitigated Negative Declaration SCH No. 2021040476

Location: Butte County

Dear Ms. Greenwood,

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

The proposed project may be located within the Mud Creek Designated Floodway, 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, Waters, 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 3 "1.4. Permits and Approvals Needed" the Central Valley Flood Protection Board was not shown as agency that will require approval of an encroachment permit.

Ms. Caitlin Greenwood  
May 4, 2021

An encroachment permit application may be required for the Project if it is located within the Mud Creek Designated Floodway. An 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.

Prior to the Board making a decision on an encroachment permit, the Board requires the CEQA lead agency's determination on the distribution of a proposed negative declaration or mitigated negative declaration to state agencies.

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/>.

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

Sincerely,

*Andrea Buckley*

Andrea Buckley  
Environmental Services and Land Management Branch Chief

## Certificate Of Completion

Envelope Id: F6F8E54C82ED4EC18F4128AAB5E325A5	Status: Completed
Subject: Please DocuSign: Caltrans MudCreek_05042021.pdf	
Source Envelope:	
Document Pages: 2	Signatures: 1
Certificate Pages: 1	Initials: 0
AutoNav: Enabled	Envelope Originator:
Envelopeld Stamping: Enabled	James Herota
Time Zone: (UTC-08:00) Pacific Time (US & Canada)	1416 9th Street
	Sacramento, CA 95814
	James.Herota@CVFlood.ca.gov
	IP Address: 74.46.255.191

## Record Tracking

Status: Original	Holder: James Herota	Location: DocuSign
5/4/2021 2:37:30 PM	James.Herota@CVFlood.ca.gov	
Security Appliance Status: Connected	Pool: StateLocal	
Storage Appliance Status: Connected	Pool: Department of Water Resources	Location: DocuSign

## Signer Events

Andrea Buckley  
 andrea.buckley@CVFlood.ca.gov  
 Department of Water Resources  
 Security Level: Email, Account Authentication (None)

## Signature

*Andrea Buckley*

Signature Adoption: Pre-selected Style  
 Using IP Address: 136.200.53.19

## Timestamp

Sent: 5/4/2021 2:45:17 PM  
 Viewed: 5/4/2021 2:51:14 PM  
 Signed: 5/4/2021 2:51:27 PM

**Electronic Record and Signature Disclosure:**  
 Not Offered via DocuSign

## In Person Signer Events

## Signature

## Timestamp

## Editor Delivery Events

## Status

## Timestamp

## Agent Delivery Events

## Status

## Timestamp

## Intermediary Delivery Events

## Status

## Timestamp

## Certified Delivery Events

## Status

## Timestamp

## Carbon Copy Events

## Status

## Timestamp

## Witness Events

## Signature

## Timestamp

## Notary Events

## Signature

## Timestamp

## Envelope Summary Events

## Status

## Timestamps

Envelope Sent	Hashed/Encrypted	5/4/2021 2:45:17 PM
Certified Delivered	Security Checked	5/4/2021 2:51:14 PM
Signing Complete	Security Checked	5/4/2021 2:51:27 PM
Completed	Security Checked	5/4/2021 2:51:27 PM

## Payment Events

## Status

## Timestamps