

**Notice of Exemption****Appendix E**

**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

**Project Title:** Permit No. 19461: Ludwig Existing Encroachments

**Project Applicant (if any):** Mark L. Ludwig Revocable Trust

**Project Location/Address/City/County:** The project is located along the right (west) waterside berm of the American River, approximately 3,300-feet downstream from the Ancil Hoffman golf course, just south of the City of Carmichael, Sacramento County.

**Description of Nature, Purpose, and Beneficiaries of Project:** To authorize the following existing encroachments: 2,900 square foot dwelling, a 17-ft by 37-ft by 7.5-ft deep swimming pool with associated landscaping, and a wooden perimeter fence and gates.

**Public Agency Approving Project:** Central Valley Flood Protection Board (CVFPB)

**Public Agency/Person Carrying Out Project:** Mark L. Ludwig Revocable Trust

**Exempt Status:**

- Ministerial (Sec. 21080(b)(1); 15268);
- Declared Emergency (Sec. 21080(b)(3); 15269(a));
- Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
- Common Sense Exemption (CEQA Sec 15061(b)(3))
- Categorical Exemption. State type and section number: § 15301 Existing Facilities
- Statutory Exemption. State code number: \_\_\_\_\_

**Reasons Why Project is Exempt:**

Board staff has determined that the project is exempt from CEQA under the Class 1, Existing Facilities categorical exemption (CEQA Guidelines § 15301), because the activity involves the permitting of the following existing encroachments: a dwelling, swimming pool, landscaping, and a wooden perimeter fence and gates. Further, none of the exceptions to the exemption in CEQA Guidelines § 15300.2 apply.

**CVFPB Contact Person:** Jennifer Stewart, (916) 574-1719

*ORIGINAL SIGNED BY:**September 24, 2021*

Signature      Leslie M. Gallagher, Executive Officer

Date

- Signed by Lead Agency       Signed by Responsible Agency

**Date Received for filing at OPR:**

Authority cited: Sections 21083 and 21110, Public Resources Code.

Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.