

**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. 3300-1: Irrigation Pipe Removal and Replacement

**Project Applicant (if any):** Phelps Ranch LLC

**Project Location/Address/City/County:** The project is located along the left (west) bank levee of the San Joaquin River, near Frewert Road, approximately 1 mile southwest of the City of Lathrop, in San Joaquin County.

**Description of Nature, Purpose, and Beneficiaries of Project:** To remove and replace, in-kind, approximately 110 feet of 18-inch diameter steel irrigation pipe and a 1.25-inch diameter steel conduit through the left bank levee, and to repair minor erosion authorized by Permit No. 3300. To remove approximately 50 feet of abandoned 12-inch diameter steel pipe atop the levee waterside slope and approximately 12 feet of abandoned 18-inch diameter PVC pipe. This is a "name change" permit that includes conditions that are consistent with current flood control standards and policies of the Central Valley Flood Protection Board. This permit supplements Permit No. 3300 that was issued to Mr. Lloyd L. and Mrs. Thelma B. Phelps on 3/2/1960 for installation of a pumping plant and pipe through the left bank levee of the San Joaquin River.

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

**Public Agency/Person Carrying Out Project:** Phelps Ranch LLC

**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 and § 15302
- Statutory Exemption. State code number: \_\_\_\_\_

**Reasons Why Project is Exempt:**

Board staff has determined the project is exempt from CEQA under the Class 1, Existing Facilities categorical exemption (CEQA Guidelines § 15301) because the proposed activity consists of the removal of existing features including approximately 50 feet of abandoned 12-inch diameter steel pipe and approximately 12 feet of abandoned 18-inch diameter PVC pipe. The project is also exempt under the Class 2, Replacement or Reconstruction categorical exemption (CEQA Guidelines § 15302) because the proposed activity consists of the removal and replacement (in-kind) of approximately 110 feet of 18-inch diameter steel irrigation pipe and a 1.25-inch diameter steel conduit, and minor erosion repair. In addition, the proposed action includes a name change. An application to change the name of the permittee does not have the potential to result in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment, and thus, is not a "project" for purposes of the California Environmental Quality Act (Public Resources Code § 21065; CEQA Guidelines § 15378(a)). Further, none of the exceptions to the exemption in CEQA Guidelines § 15300.2 apply.

**CVFPB Contact Person:** Jamie Silva, (916) 574-0651

ORIGINAL SIGNED BY:

September 14, 2022

Signature Michael C. Wright, Chief Engineer

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.