

**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:** Enforcement Case No. 2022-1055: Affirm Cease and Desist Order

**Project Applicant (if any):** EAGLE PROPCC 4, LLC, Westin Hotel, Urban Commons Riverside, Blvd. A, LLC, and Scott's Sacramento River Inc.

**Project Location/Address/City/County:** The property (APN's 016-0360-001-0000 and 016-0360-002-0000) is located on the landside (left bank) of the Sacramento River, Unit 1, in Maintenance Area 9, at 4800 Riverside Boulevard, Sacramento, California, in Sacramento County.

**Description of Nature, Purpose, and Beneficiaries of Project:** To affirm the Cease-and-Desist Order issued to EAGLE PROPCC 4 LLC, Westin Hotel, Urban Commons Riverside, Blvd. A, LLC, and Scott's Sacramento River Inc. on November 10, 2022, for Enforcement Case No. 2022-1055. This enforcement action involves fourteen encroachments located on the left (east) bank of the Sacramento River that are in violation of California Code of Regulations, Title 23, Waters, Division 1.

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

**Public Agency/Person Carrying Out Project:** EAGLE PROPCC 4, LLC, Westin Hotel, Urban Commons Riverside, Blvd. A, LLC, and Scott's Sacramento River Inc.

**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: Section 15321
- Statutory Exemption. State code number: \_\_\_\_\_

**Reasons Why Project is Exempt:**

The Board, acting as the CEQA lead agency, has determined the enforcement action is categorically exempt in accordance with CEQA Guidelines § 15321 under Class 21(a), actions of regulatory agencies to enforce standards.

**CVFPB Contact Person:** Jennifer Calles (916) 480-5413

*ORIGINAL SIGNED BY:*

*December 16, 2022*

Signature

Sarah C. Backus, 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.