

**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 Nos. 6292-A GM, 6292-A, and 6292: Permit Revocation and Encroachment Removal

**Project Applicant (if any):** N/A

**Project Location/Address/City/County:** On the left bank levee of Sacramento River. Section 23, T. 8 N., R. 4 E., M.D.B.&M., Levee Mile 0.87, Sacramento County (Maintenance Area No. 9).

**Description of Nature, Purpose, and Beneficiaries of Project:** To revoke Permit Nos. 6292-A GM; 6292-A, and 6292 and order the removal of the authorized encroachments. The United States Army Corps of Engineers (USACE) has identified encroachments that are within the construction footprint of the American River Watershed Common Features 2016, Sacramento River East Levee Contract 4 Project (SRELC4 Project) that require removal, including those authorized under Permit Nos. 6292-A GM, 6292-A, and 6262. Encroachment removal actions are governed by Water Code Section 8702, which allows the Board to “order the removal or modification of an encroachment that was previously issued a permit by the board. The permitted encroachments under Permit Nos. 6292-A GM, 6292-A, and 6292 are within the SRELC4 Project construction footprint and significantly impair the functional capability of the levee to fulfill its intended role in the overall flood control plan.

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

**Public Agency/Person Carrying Out Project:** USACE

**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: § 15321 Enforcement Actions by Regulatory Agencies
- Statutory Exemption. State code number: \_\_\_\_\_

**Reasons Why Project is Exempt:**

The CVFPB has determined the enforcement action to revoke and order removal of encroachments authorized under Permit Nos. 6292-A GM, 6292-A, and 6262 is categorically exempt in accordance with CEQA Guidelines Section 15321 under Class 21(a), Enforcement Actions by Regulatory Agencies. Additionally, these encroachment removals were discussed and analyzed within the USACE and CVFPB’s joint document for the SRELC4 Project Supplemental Environmental Assessment/Environmental Impact Report (State Clearinghouse No. 2005072046, October 2022), and no further CEQA analysis is required pursuant to CEQA Guidelines Section 15162.

**CVFPB Contact Person:** Angela Nguyen-Tan; (916) 574-1719; Angela.Nguyen-Tan@cvflood.ca.gov

*ORIGINAL SIGNED BY:*

February 24, 2023

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.