

# Notice of Exemption

# Appendix E

**To:** Office of Planning and Research  
 P.O. Box 3044, Room 113  
 Sacramento, CA 95812-3044  
 County Clerk  
 County of: San Joaquin  
 P.O. Box 1968  
 Stockton, CA 95201

**From:** (Public Agency): Lead CEQA Agency  
Reclamation District No. 2028  
343 East Main Street, Suite 815, Stockton, CA 95202  
 (Address)

Project Title: Bacon Island 2024-2025 Routine Maintenance and Levee Rehabilitation

Project Applicant: Reclamation District No. 2028, 343 East Main Street, Suite 815, Stockton, CA 95202

Project Location - Specific:

Levee around Bacon Island along Connection Slough, Old River, and Middle River

Project Location - City: Near Stockton Project Location - County: San Joaquin

Description of Nature, Purpose and Beneficiaries of Project:

Continuation of routine maintenance. Levee system protects property and inhabitants within District.

Name of Public Agency Approving Project: Reclamation District No. 2028

Name of Person or Agency Carrying Out Project: Reclamation District No. 2028

Exempt Status: (check one):

- Ministerial (Sec. 21080(b)(1); 15268);
- Declared Emergency (Sec. 21080(b)(3); 15269(a));
- Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
- Categorical Exemption. State type and section number: (Sec. 21084; 15301)
- Statutory Exemptions. State code number: (Sec. 15261)

Reasons why project is exempt:

Required maintenance of existing serviceable structure.  
Also, exempt under statutory exemption 15261 (statutory exemption for pre-CEQA ongoing projects).

Lead Agency  
 Contact Person: Pam Forbus Area Code/Telephone/Extension: 209-943-5551

**If filed by applicant:**

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project? Yes  No

Signature:  Date: 5/8/24 Title: District Engineer

Signed by Lead Agency     Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code. Date Received for filing at OPR: \_\_\_\_\_  
 Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

RESOLUTION FINDING PROJECTS  
EXEMPT FROM CEQA

RESOLVED AND ORDERED by the Board of Trustees of Delta Farms Reclamation District No. 2028, as follows:

1. That, all repair of wave wash and erosion protection, all levee crown restoration which is not in excess of the 100 year flood elevation plus (2) feet and all levee section restoration including adding material to back slopes, construction of toe berms and construction of seepage berms, drains and other measures to control seepage exit gradients to less than 0.5 and including the work described in the Fiscal Year 2024-2025 Delta Levee Subventions Program Applications consists of routine maintenance to existing levee improvements and falls within the categorical exemptions to the California Environmental Quality Act pursuant to Section 15301 (Class I) of the Guidelines for the California Environmental Quality Act, California Administrative Code of Regulations, Title 14, Chapter 3, Article 19.
2. That the District finds that the proposed work will not have a material adverse effect upon the environment.
3. That said work does not constitute an exception to the exemptions of the California Environmental Quality Act.
4. That the District Secretary and Engineer, or either of them, hereby are directed to prepare and file with the County Clerk of San Joaquin County for posting, a "Notice of Exemption" pursuant to California Administrative Code, Title 14, Chapter 3, Section 15062 and 15261.

CERTIFICATE

I, PAMELA A. FORBUS, Secretary of Delta Farms Reclamation District No. 2028, do hereby certify that the foregoing Resolution is a full, true and correct copy of a Resolution passed by the Board of Trustees of Delta Farms Reclamation District No. 2028 at a meeting thereof held on the 24th day of January, 2024, at which meeting a quorum was present; that said Resolution has never been revoked, and the same is now in full force and effect.

DATED: May 7, 2024



SECRETARY OF THE BOARD  
OF TRUSTEES OF DELTA FARMS  
RECLAMATION DISTRICT NO. 2028