

Notice of Exemption

Appendix E

TO: Office of Land Use and Climate Innovation
 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
 Jennifer Calles, (916) 837-3683
 Jennifer.Calles@cvflood.ca.gov

Project Title: Enforcement No. 2024-15699 – Notice to Proceed with Compliance Plan and Schedule (Plan)

Project Applicant: Freeport Marina, Inc.

Project Location: The encroachment is located on the left bank of the Sacramento River levee, behind 8200 Freeport Boulevard, Sacramento, CA 95832, from approximately LM 9.51 to LM 9.54, in Sacramento County.

Project Description: To approve the Plan for Enforcement Case No. 2024-15699. Implementation of this plan will result in: (1) removal of the 2-inch polyvinyl chloride (PVC) waterline from the landside levee toe to the waterside levee slope; (2) installation of welded caps on both ends of the 6-inch metal casing below the levee crown; (3) removal of the valve box on the waterside; (4) capping the pump and tank system on the landside; and (5) backfilling excavated areas with native material and compact to match adjacent ground conditions to restore levee to pre-encroachment conditions.

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

Person Carrying Out Project: Freeport Marina, Inc.,

Exempt Status:

Categorical Exemption. State type and section number: Section 15321 Enforcement Actions by Regulatory Agencies, 15301 Existing Facilities, and 15304 Minor Alterations to Land

Reasons Why Project is Exempt:

The project is exempt from CEQA under the Class 21, Enforcement Actions by Regulatory Agencies categorical exemption (CEQA California Code of Regulations, Title 14, Section 15321), because the activity consists of actions taken to enforce or revoke a lease, permit, license, certificate, or other entitlement for the issues, adopted, or prescribed by the regulatory agency or enforcement of law, general rule, standard, or objective, administered or adopted by the regulatory agency. In addition, the project is exempt from CEQA under the Class 1, Existing Facilities categorical exemption (CEQA California Code of Regulations, Title 14, Section 15301), because the activity consists of the operation, repair, maintenance, permitting, leasing, licensing or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use. No expansion of existing or former use will occur. Finally, the project is exempt from CEQA under the Class 4, Minor Alterations to Land categorical exemption (CEQA California Code of Regulations, Title 14, Section 15304), because the activity consists of minor public or private alterations in the condition of land, water, and/or vegetation which do not involve removal of mature, scenic trees except for forestry and agricultural purposes. Further, none

Chris Lief

2/20/2025

Signature Chris Lief, Executive Officer Date

Signed by Public Agency Signed by Responsible Agency

Date Received for filing at the Office of Land Use and Climate Innovation:

Authority cited: Sections 21083 and 21110, Public Resources Code.
 Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.