

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
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Project Title: Permit No. 19759 – Milepost 166.01 Cherokee Canal Rail Road Bridge Replacement

Project Applicant: Union Pacific Railroad (UPRR)

Project Location: The project is located over Cherokee Canal at UPRR Milepost 166.01 approximately 1.3 miles southeast of the town of Richvale in Butte County, California.

Project Description: To remove and replace the existing 37-span, 556-foot long, timber stringer trestle ballast deck bridge with a new 19-span, 570-foot long, pre-stressed concrete box girder bridge. The bridge will include twenty new bridge bents. Each bent consists of three 20-inch diameter, 0.5 inch thick steel pipe piles auger cast/cast-in-drilled-hole to the bottom of the impervious layer approximately 60 feet deep. The proposed project also includes a 5-inch track raise.

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

Agency/Person Carrying Out Project: UPRR

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: Sec. 15302 Replacement or Reconstruction
- Statutory Exemption. State code number: CCR 15275

Reasons Why Project is Exempt:

The project is statutorily exempt under the provisions of CEQA and the State CEQA Guidelines. The Board's approval involves issuing an encroachment permit for replacement of an existing railroad bridge that is related to the institution or increase of passenger or commuter service of rail lines already in use, which is exempt under the statutory exemption of the CEQA California Code of Regulations, Title 14, Section 15275(a). In addition, the project is exempt from CEQA under the Class 2, Replacement or Reconstruction (CEQA California Code of Regulations, Title 14, 15302), because the activity consists of replacement and reconstruction of an existing structure in the same location and will have substantially the same purpose and capacity as the replaced structure. Further, none of the exceptions to the exemption in CEQA California Code of Regulations, Title 14, Section 15300.2.

Chris Lief

3/3/2025

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.