

AMERICAN RIVER FLOOD CONTROL DISTRICT

RESOLUTION NO. 2023-03

ADOPTING FINDINGS AND AUTHORIZING FILING OF A NOTICE OF EXEMPTION FOR THE PROGRAM OF ROUTINE MAINTENANCE FOR CALENDAR YEAR 2023

WHEREAS, the California Environmental Quality Act (CEQA) requires each public agency to consider the environmental impacts of all discretionary activities undertaken by that agency, and

WHEREAS, the annual program of routine maintenance of the District’s flood control facilities falls within the scope of CEQA, and

WHEREAS, the flood control facilities of the District all lie within Sacramento County;

NOW, THEREFORE, BE IT RESOLVED that the Board of Trustees of District, by the adoption of this Resolution, does hereby find as follows:

- The District’s annual program of routine maintenance of existing flood control facilities for calendar year 2023 falls within the categorical exemptions to the CEQA.
- The proposed program of work for calendar year 2023 will not have a significant adverse effect upon the environment.
- The proposed program of work for calendar year 2023 does not constitute an exception to the exemptions of CEQA.

AND BE IT FURTHER RESOLVED that the General Manager of the District is authorized to sign and directed to file with the Clerk of Sacramento County Notice of Exemption on behalf of the District as to the program of routine maintenance of the District for calendar year 2023, and

BE IT FURTHER RESOLVED that the General Manager of the District is directed to post a true copy of the Notice of Exemption for not less than thirty (30) days in a conspicuous location at 185 Commerce Circle, Sacramento, CA, 95815, and

BE IT FURTHER RESOLVED that the General Manager of District is directed to request the Clerk of Sacramento County to post in a conspicuous place for public review a true copy of the Notice of Exemption for not less than thirty (30) days; to certify to the District that the Notice was posted as requested and, after completion of the thirty (30) day period, return to the District with a notation of the period it was posted.

PASSED, APPROVED, and UNANIMOUSLY ADOPTED this 13th day of January 2023

ATTEST:

Secretary

President

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: Sacramento

PO Box 839

Sacramento, CA 95812-0839

From: (Public Agency): American River Flood Control District
185 Commerce Circle
Sacramento, CA 95815

(Address)

Project Title: 2022 and 2023 Routine Maintenance

Project Applicant: American River Flood Control District

Project Location - Specific:

American River North & South Levees. Arcade Creek North & South Levees. Robla South Levee. Dry Creek North Levee. Steelhead Creek East Levee. Sacramento River East Levee (4 miles) Maggie Creek Diversion Channel

Project Location - City: Sacramento

Project Location - County: Sacramento

Description of Nature, Purpose and Beneficiaries of Project:

The program of routine maintenance includes, but is not limited to: all mowing, vegetation pruning, fallen or hazardous tree removal, road grading, minor earthwork repairs and the placement of rock revetment on Sacramento area flood control levees, as well as any other similar activities that are needed to meet standards established by applicable law. The north and south levees of the American River, Arcade Creek, Robla Creek, and Dry Creek and the east levees of Steelhead Creek and the Sacramento River are part of the federal Sacramento River Flood Control Project and have been turned over to the American River Flood Control District for operation and maintenance. These levees protect residents, property, infrastructure, government facilities, and habitat in the Sacramento metropolitan area. In addition, the District undertakes the operation and maintenance of other levees in the Sacramento metropolitan area under contract with the Sacramento Area Flood Control Agency or other public agencies in the region.

Name of Public Agency Approving Project: American River Flood Control District

Name of Person or Agency Carrying Out Project: American River Flood Control District

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: Section 15301 and 15262
- Statutory Exemptions. State code number: _____

Reasons why project is exempt:

The activities to be conducted under the program of routine maintenance consist of the operation, repair, maintenance, and/or minor alteration of existing flood control levees, facilities and structures involving negligible or no expansion of currently established use. Existing facilities to be covered under this program consist of publicly owned utilities used to provide flood protection to the Sacramento metropolitan area. Activities would include restoration or rehabilitation of deteriorated or damaged structures and facilities to meet current standards of public health and safety. Feasibility and Planning Studies. A project involving only feasibility or planning studies for possible future actions which the agency, board, or commission has not approved, adopted, or funded does not require the preparation of an EIR or negative declaration but does require consideration of environmental factors. This section does not apply to the adoption of a plan that will have a legally binding effect on later activities.

Lead Agency

Contact Person: Tim Kerr, General Manager Area Code/Telephone/Extension: 916-929-4006

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: _____ Title: _____

■ Signed by Lead Agency Signed by Applicant

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

Date Received for filing at OPR: _____