

RESOLUTION NO. 2008- 03

**A RESOLUTION BY THE BOARD OF
THREE RIVERS LEVEE IMPROVEMENT AUTHORITY
IN REGARD TO LACK OF SIGNIFICANT IMPACTS FROM
ALIGNMENT SHIFT OF THE FEATHER RIVER SETBACK LEVEE**

WHEREAS, the Three Rivers Levee Improvement Authority (the "Authority"), a joint exercise of powers authority which the County of Yuba and Reclamation District 784 are the members, has constructed over \$130,000,000 of levee improvements resulting in the certification of levees on the Western Pacific Interceptor Canal, the Bear River and significant portions of the levees on the Yuba River, thereby significantly improving public safety in Southern Yuba County; and

WHEREAS, in February 2007 the Authority certified the final environmental impact report for the Feather River Levee Repair Project, the fourth and final phase of levee improvements, which included a Feather River setback levee; and

WHEREAS, since that time, certain minor shifts in levee alignment have been made in order to minimize impacts on local property owners and as required in conjunction with the final design of the setback levee; and

WHEREAS, the Authority's staff has evaluated the alignment changes and has determined that the alignment changes do not generate any significant impacts, and in fact the alignment changes are within the alignments considered within the EIR and actually have the effect of further minimizing impacts by reducing the amount of land required for the project; and

WHEREAS, the Board of Trustees has evaluated the information presented by the Authority's staff and, based on the evidence presented therein, has exercised its own independent judgment in this matter.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Three Rivers Levee Improvement Authority as follows:

Section 1. The Board has determined that the alignment shifts as documented in a memorandum to file dated February 7, 2008 do not result in any new significant, or substantially more severe, environmental impacts, as compared to the impacts that have already been analyzed in the FRLRP EIR, or otherwise require additional CEQA documentation pursuant to the standards set forth in Section 15162 of Title 14, Cal. Code of Regulations.

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PASSED AND ADOPTED this 19th day of February, 2008, by the Board of Three Rivers Levee Improvement Authority by the following vote:

AYES: Directors Brown, Crippen, Graham, Griego, Logue

NOES: None

ABSENT: None

ABSTAIN: None



Chair

**ATTEST: DONNA STOTTLEMEYER,
CLERK OF THE BOARD**



**APPROVED AS TO FORM: GENERAL COUNSEL
SCOTT SHAPIRO**

