

THREE RIVERS LEVEE IMPROVEMENT AUTHORITY

RESOLUTION NUMBER 2010-01

**A RESOLUTION OF THE BOARD OF DIRECTORS OF
THE THREE RIVERS LEVEE IMPROVEMENT AUTHORITY
APPROVING THE UPPER YUBA RIVER LEVEE IMPROVEMENT PROJECT IS/MND,
APPROVING A MITIGATION MONITORING AND REPORTING PROGRAM, APPROVING
THE PROJECT, AND AUTHORIZING
FILING OF A NOTICE OF DETERMINATION**

WHEREAS, in 2003 the Lower Feather River Floodplain Mapping Study was completed and identified deficiencies on the Reclamation District 784 levees including the lower Yuba River; and

WHEREAS, to address the identified deficiencies, TRLIA developed a comprehensive Levee Improvement Program for RD 784. Phase 4 of the TRLIA Levee Improvement Program included the Phase 4 Yuba River Levee Repair Project which consisted of strengthening the existing Yuba River South Levee ("YRSL") above the South Pacific Railroad crossing to Simpson Lane and adding a seepage berm adjacent to the South Pacific Railroad crossing. Phase 4 of the Yuba River Levee Repair Project also consists of improving the remaining portion of the YRSL from Simpson Lane to the Yuba Goldfields; and

WHEREAS, after the hydraulic model was updated in December 2008, TRLIA and Kleinfelder reevaluated the portion of the YRSL from Simpson Lane to the Yuba Goldfields in 2010 and concluded that there are significant problems related to under- and through-seepage along the YRSL; and

WHEREAS, MBK Engineers has also identified short reaches of the YRSL that have subsided below the design elevation and need to be corrected; and

WHEREAS, TRLIA has proposed to improve a segment of the YRSL to correct through seepage, under seepage, and levee geometry deficiencies and improve flood protection on the YRSL ("Upper Yuba River Levee Improvement Project," or "Project"); and

WHEREAS, the Project includes installation of slurry walls, seepage berms, levee geometry corrections, and levee slope erosion protection along approximately 3.9 miles of the YRSL; and

WHEREAS, TRLIA arranged for the preparation of an Initial Study/Mitigated Negative Declaration (IS/MND) describing the Project and its potential environmental impacts,

WHEREAS, the IS/MND was circulated for public review from February 11, 2010 through March 15, 2010, and seven public comments were received; and

WHEREAS, TRLIA held a public information meeting about the Project on March 8, 2010 in Marysville; and

WHEREAS, a mitigation monitoring and reporting program was prepared to provide for the implementation of the mitigation measures identified in the IS/MND; and

WHEREAS, it is the professional judgment of TRLIA's environmental consultant that the potential impacts identified in the IS/MND would be mitigated to a less than significant level through implementation of the mitigation monitoring and reporting program.

NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF DIRECTORS OF THE THREE RIVERS LEVEE IMPROVEMENT DISTRICT FINDS AS FOLLOWS:

1. TRLIA has independently reviewed and analyzed the IS/MND and has considered all of the comments received.
2. The IS/MND has been prepared in accordance with the California Environmental Quality Act, Public Resources Code Section 21000 et seq., and reflects the independent judgment and analysis of TRLIA.
3. The Project will have no impact on aesthetics, mineral resources, population and housing, and recreation.
4. The Project will have a less-than-significant impact on agricultural resources, greenhouse gas emissions, land use planning, and utilities and service systems.
5. With the inclusion of the proposed mitigation measures, the project will have a less-than-significant impact on air quality, biological resources, cultural resources, geology and soils, hazards and hazardous materials, hydrology and water quality, noise, public services, and transportation.
6. On the basis of the whole record before it, there is no substantial evidence that the Project will have a significant effect on the environment.
7. All mitigation measures identified in the IS/MND as feasible mitigation measures are adopted and incorporated into the Project, and the mitigation monitoring and reporting program is adopted.
8. The Project is approved.
9. The Executive Director of TRLIA is authorized, on behalf of TRLIA, to sign and directed to file with the Clerk of Yuba County a Notice of Determination for the project.
9. The location of the documents which constitute the record upon which TRLIA's decision is based is TRLIA's main office, located at 1114 Yuba Street, Suite 218, Marysville, CA 95901. The custodian of such documents is Paul Brunner, Executive Director of TRLIA.

