

MINUTE ITEM

This Calendar Item No. 24 was approved as Minute Item No. 24 by the State Lands Commission by a vote of 3 to 0 at its 12/22/83 meeting.

CALENDAR ITEM

24 A.

12/22/83
W 23135
Graber/
Marsh
PRC 6531

DREDGING PERMIT

APPLICANT: Yuba-Sutter Disposal Company
P.O. Drawer B
Marysville, CA 95901

AREA, TYPE LAND AND LOCATION:
Submerged lands in the bed of the Yuba River, east of the City of Marysville, Yuba County, California.

LAND USE: Dredge 10,000 cubic yards of material from a sand bar in the live channel of the Yuba River. The material will be used for road bed material on the Yuba-Sutter Disposal company upland site.

TERMS OF PROPOSED PERMIT:
Initial Period: One year.

CONSIDERATION: A royalty of \$0.25 per cubic yard will be charged for spoils placed on private property or sold for commercial benefit.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. Adm. Code 2003.

PREREQUISITE TERMS, FEES AND EXPENSES:
Filing and extractive development fees have been received.

A 3

S 1

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CALENDAR ITEM NO. 24 (CONTD)

STATUTORY REFERENCES:

- A. P.R.C. 6303, 6370, 21065, 21084.
- B. Cal. Adm. Code Title , Sections 2951, 2954, Title 14, Section 15100 et seq.

AB 884: 6/14/84.

OTHER PERTINENT INFORMATION:

1. Yuba-Sutter Disposal Company has applied, through its agent MHM Engineering, to dredge 10,000 cubic yards of material from the bed of the Yuba River. A rubber-tired loader will be used to remove the material where it will be transported, by truck, to upland property owned by Yuba Sutter Disposal Company for use as road bed. All work in the flood zone will be restricted to areas outside of the live channel low flow grade. Any sand bars disturbed during the project will be restored to near natural condition upon completion of the project.
2. An Initial Study and Negative Declaration CUP 8307 were prepared by the Yuba County Community Services Department an adopted by the Yuba County Planning Commission on August 10, 1983. A Notice of Determination has been received.
3. This project is situated on State-owned lands identified as possessing significant environmental value pursuant to P.R.C. 6370.1 and is classified in use category Class "B" which authorizes Limited Use. Staff has coordinated efforts with the applicant and the Department of Fish and Game, which nominated the site as containing significant environmental values, to restrict work in the flood zone to areas outside of the live channel low flow grade and to restore sand bars to near natural condition when the project is completed, as listed in Stream Bed Alteration Agreement dated July 14, 1983.

DATE RECEIVED	131
FILE NUMBER	2849

CALENDAR ITEM NO. 24 (CONTD)

EXHIBITS: A. Site Map.
 B. Land Description (Map).
 C. Negative Declaration.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT A NEGATIVE DECLARATION HAS BEEN PREPARED FOR THIS PROJECT BY THE YUBA COUNTY PLANNING COMMISSION AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN PRIOR TO THE APPROVAL OF THE PROJECT (SECTION 15096(F) CAL. ADM. CODE.).
2. DETERMINE THAT THE PROJECT AS MITIGATED BY THE LEAD AGENCY WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
3. FIND THAT ADEQUATE PROVISIONS HAVE BEEN MADE FOR THE PERMANENT PROTECTION OF THE SIGNIFICANT ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO P.R.C. 6370.1.
4. AUTHORIZE THE ISSUANCE TO YUBA SUTTER DISPOSAL COMPANY OF A ONE-YEAR DREDGING PERMIT FROM DECEMBER 31, 1983 WITH A ROYALTY OF \$0.25 PER CUBIC YARD TO BE CHARGED FOR SPOILS PLACED ON PRIVATE PROPERTY OR SOLD FOR COMMERCIAL BENEFIT.

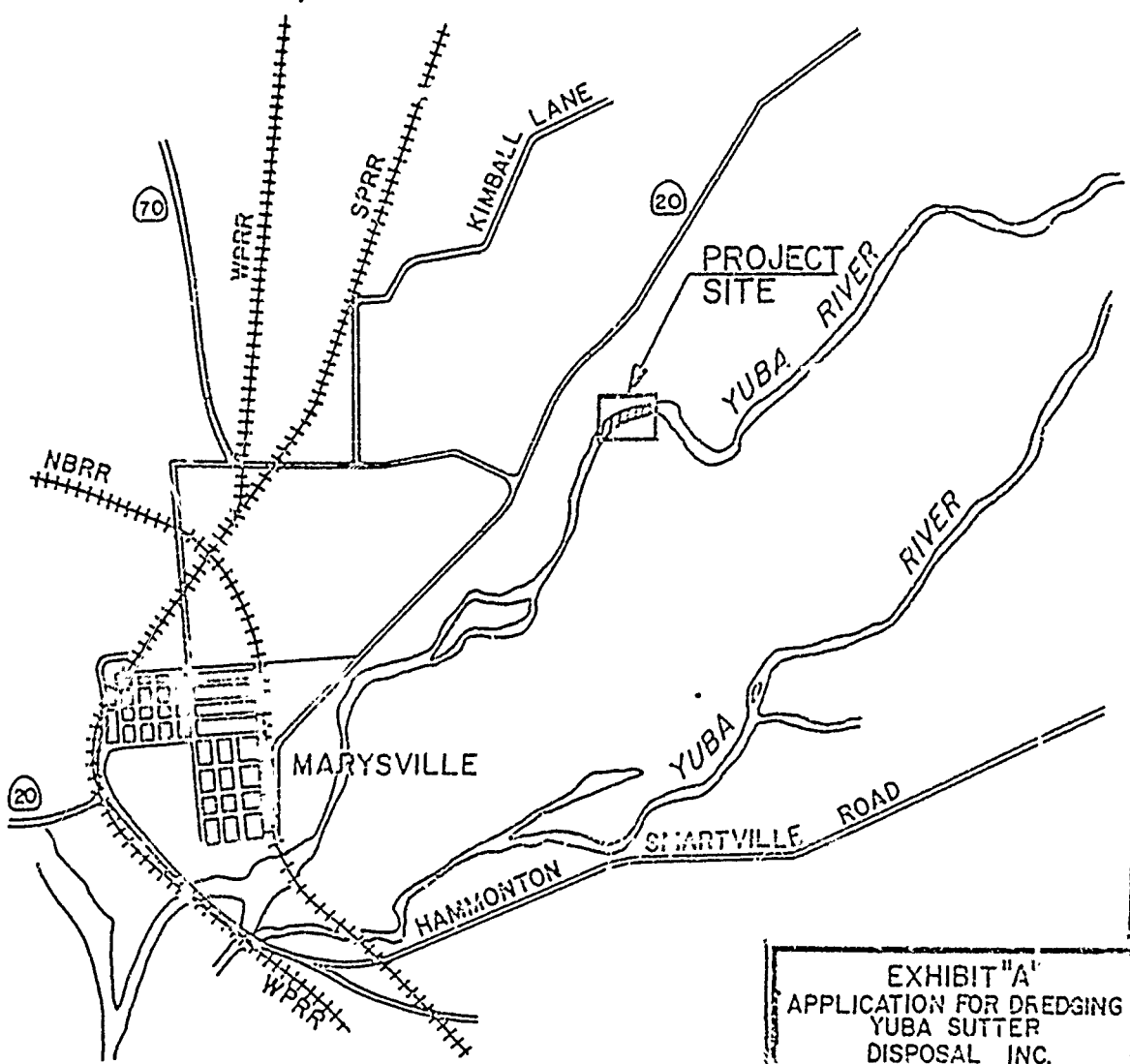


EXHIBIT "A"
 APPLICATION FOR DREDGING
 YUBA SUTTER
 DISPOSAL INC.
 (APPLICANT)
 W23155



DATE OF PAGE RC383
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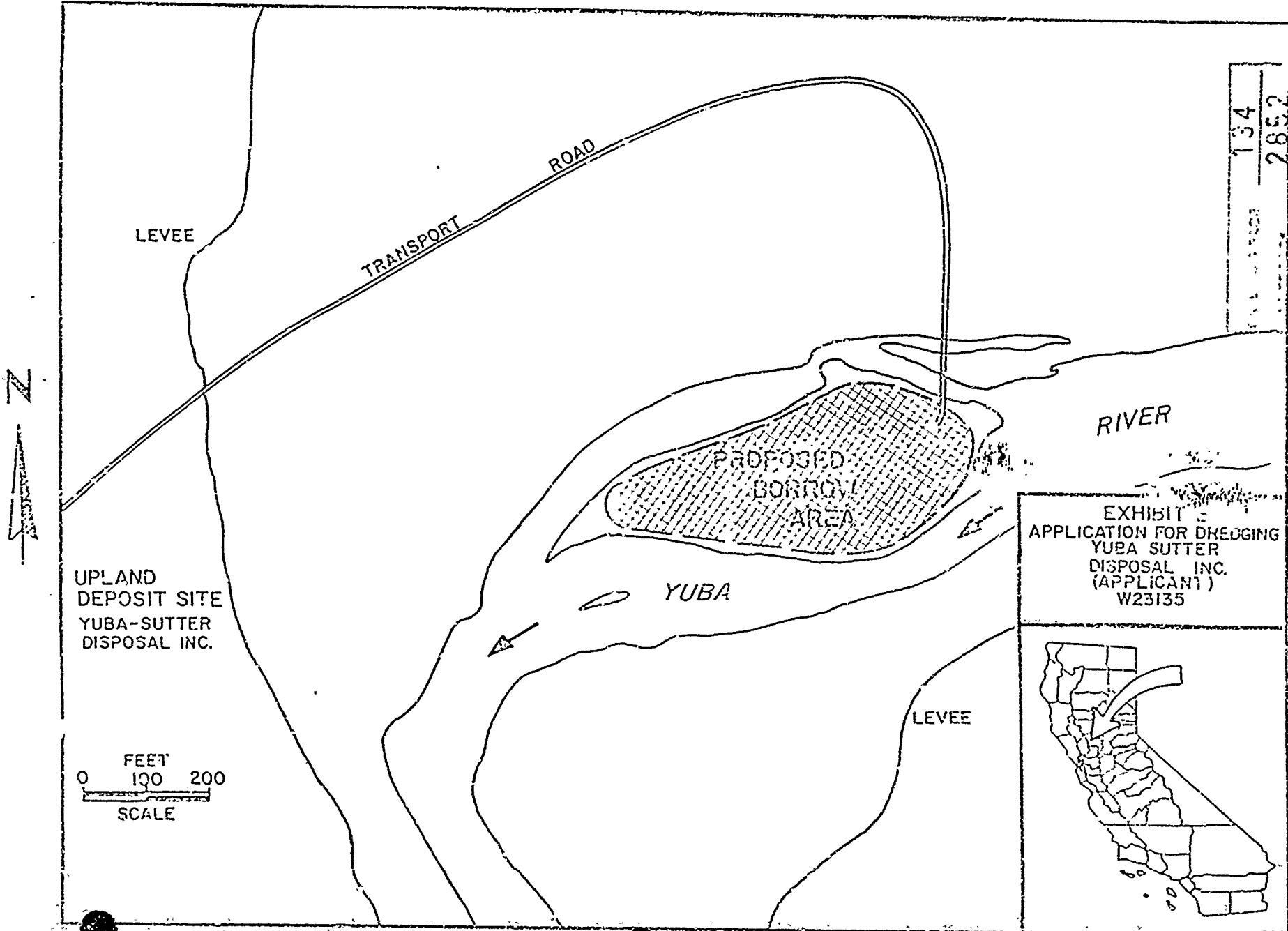


EXHIBIT
APPLICATION FOR DREDGING
YUBA SUTTER
DISPOSAL INC.
(APPLICANT)
W23135



EXHIBIT "C"

W-23135

CONDITIONAL USE PERMIT

ISSUED BY THE

YUBA COUNTY PLANNING COMMISSION

Effective Date: August 23, 1983

SUBJECT: Conditional Use Permit 23-07

THIS PERMIT AUTHORIZES: Excavation of approximately 10,000 cubic yards of sand and aggregate from a bar within the streambed of the Yuba River for the purpose of obtaining road base materials to be used within the landfill site.

ON THE FOLLOWING DESCRIBED PROPERTY: Within the streambed of the Yuba River approximately 4.2 miles upstream from the confluence of the Yuba and Feather Rivers and adjacent to the Yuba-Sutter Disposal Inc. landfill site.

SUBJECT TO ALL OF THE CONDITIONS OF APPROVAL AS ATTACHED HERETO.

This PERMIT along with the Conditions of Approval is hereby issued to:

Yuba-Sutter Disposal Inc.
P.O. Drawer G
Marysville, CA 95961

subject to compliance with all of the provisions and conditions set forth on the attached Conditions of Approval.

Granted by the authority of the Yuba County Planning Commission

August 10, 1983

Public Hearing Date

Negative Declaration adopted

August 10, 1983 by RC 83-29.

R. L. M. Zell
Secretary to the Commission

cc: Assessor's Office, Public Works Department,
Environmental Health Services, Supervisor's Office

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CONDITIONS OF APPROVAL

YUBA COUNTY PLANNING COMMISSION

Approved: August 10, 1983
Date

CUP-83-07

Case No.

CONDITIONS OF APPROVAL

1. All work shall be confined to of the project site and the adjoining landfill area as shown in Exhibit B "Proposed Borrow Area" and "Landfill Site."
2. Applicant shall conduct excavation activities during daylight hours only.
3. Applicant agrees as a condition of issuance and use of this entitlement to defend at its sole expense any action brought against the County because of issuance of this entitlement, or, in the alternative, to relinquish such entitlement. Applicant will reimburse the County for any court costs and attorneys' fees which the County may be required by a court to pay as a result of such action. County may, at its sole discretion, participate in the defense of any such action, but such participation shall not relieve applicant of its obligations under this condition. (Government Code §65907 requires that any action to attack, review, set aside, void, or annul the permit be brought within 180 days approval.

MITIGATING MEASURES

4. All work in or near the stream shall be confined to the period July 15, 1983 thru September 1, 1983 1984.*
5. Wet ford crossings shall not be allowed. Temporary culverts or bridges may be used to gain access to the gravel bar. Culverts shall be covered with clean gravel and set below the stream grade. Gravel for culvert covering shall not be taken from the flowing portion of the river. Culverts shall be removed prior to September 1, 1983 by removing only the covering over the top and then pulling the culvert from the river by cable operated equipment.
6. Area of gravel removal from the river shall be isolated completely from any flowing water.
7. Gravel removal shall not be permitted in the flowing portion of the river. This is to protect the total integrity of the stream and to prevent siltation and turbidity in downstream areas.
8. The gravel operation shall be limited to dry marginal bars with elevations above the level of the flow channel. These

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10. All bars used for gravel removal shall be left in a relatively smooth natural uniform condition with the natural taper restored as much as possible by the end of the season.
11. Enough gravel shall be left for spawning of salmon, a minimum of 18 inches of gravel.
12. The operator shall not cause turbidity of the Yuba River to increase more than 10% above background level. Background level being the turbidity of the Yuba River at a point approximately 500 feet upstream of the upper end of the gravel removal operation.
13. The operator shall be required to modify siltation and turbidity control measures and procedures at the direction of the Department of Fish and Game based upon a determination by that Agency that subject measures and procedures are ineffective and damage to downstream aquatic habitat has occurred or may be anticipated.
14. The operator shall be required to reduce or cease gravel removal at the direction of the Department of Fish and Game when it is determined that the gravel removal has had or will have an adverse impact on the fishery resources of the Yuba River.
15. The Owner/Applicant shall obtain and provide copies to the Community Services Department of all necessary permits, lease agreements or other entitlements from State Lands Commission, Department of Fish and Game and The Reclamation Board prior to commencing excavation activities within the Yuba River. All measures, standards or conditions attached to said permits, lease agreements or entitlements proposed in order to mitigate the potentially adverse environmental effects of this project shall be incorporated as measures of mitigation hereto.
16. The work under this permit shall not in any way affect existing levees in the area.
17. No material shall be stockpiled within the high water lines in natural channel of the Yuba River unless specifically authorized under permits issued by the Department of Fish and Game and/or The Reclamation Board, and/or the State Lands Commission.
18. The Owner/Applicant shall assume full responsibility for the protection of all equipment and personnel used in conjunction with this proposal. He shall take into account any fluctuations of the river elevation due to increased flows caused from storm runoffs, snow melts, upstream releases from dams, reservoirs, etc., and shall keep himself fully informed as to upstream and downstream river conditions at all times. All work schedules shall be prepared using this information and no equipment shall be permitted within the river area unattended.

*Condition was amended by action of the Planning Commission to allow an additional one year period within which to initiate and complete the project.

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Yuba County and Yuba-Sutter Disposal Inc. have sent
project information to and have received comments
from:

State Lands Commission
The Reclamation Board
Dept. of Fish and Game
U.S. Army Corps of Engineers

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NEGATIVE DECLARATION

This declaration is filed in compliance with the requirements of Chapter 11 10 of the Yuba County Ordinances Code.

The Environmental Protection Committee has completed an initial Assessment of Environmental Impact of the following project and this Assessment is made a part of this Declaration.

Application: CONDITIONAL USE PERMIT 83-07

Applicant: Yuba-Sutter Disposal, Inc.
P. O. Drawer G
Marysville, CA 95907

Project Description

Proposal to excavate approximately 10 000 cubic yards of sand and aggregate from a bar within the streambed of the Yuba River for the purpose of obtaining road base materials to be used within the landfill site. The proposed excavation site lies adjacent to the landfill site approximately 4.2 miles upstream from the confluence of the Yuba and Feather rivers.

Findings:

It has been determined that the project will not have significant environmental effects (no mitigation measures required).

It has been determined that although the project could have significant environmental effects there will not be a significant effect in this case because the mitigation measures described below have been added to the project.

Mitigation measures included to avoid potentially significant effects:

1. All work in or near the stream shall be confined to the period July 15, 1983 thru September 1, ~~1983~~ 1984.
2. Wet ford crossings shall not be allowed. Temporary culverts or bridges may be used to gain access to the gravel bar. Culverts shall be covered with clean gravel and set below the stream grade. Gravel for culvert covering shall not be taken from the flowing portion of the river. Culverts shall be removed prior to September 1, 1983 by removing only the covering over the top and then pulling the culvert from the river by cable operated equipment.
3. Area of gravel removal from the river shall be isolated completely from any flowing water.
4. Gravel removal shall not be permitted in the flowing portion of the river. This is to protect the total integrity of the stream and to prevent siltation and turbidity in downstream areas.
5. The gravel operation shall be limited to dry marginal bars with elevations above the level of the flow channel. These bars shall not be cut down to a point below low flow stream water level and shall not be below low flow channel grade.
6. Gravel shall be skimmed or scraped from entire bar in a uniform manner. Gravel bars shall not be cut down to low flow channel grade. Some taper on the gravel bar toward high water mark shall be left at the end of the operation. All excavations shall conform to Plate #12 of the Agreement with the State Department of Fish and Game.
7. All bars used for gravel removal shall be left in a relatively smooth natural uniform condition with the natural taper restored as much as possible by the end of the season.

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ENVIRONMENTAL CHECKLIST FORM
 (To be completed by the Environmental Protection Committee)

I. BACKGROUND
 1. Name of Proposal: Yuba-Sutler Disposal, Inc.
 2. Address and phone number of proponent: P. O. Drawer G, Marysville, CA 95901
 3. Date of Checklist Submitted: July 7, 1983
 4. Name of Proposal, if applicable: _____
Conditional Use Permit 83-07

II. ENVIRONMENTAL IMPACTS
 (Evaluation of all "Yes" and "Maybe" answers are required on attached sheets.)

	Yes	Maybe	No	N/A
1. Erosion. Will the proposal result in:				
a. Unstable earth conditions or in changes in geologic structures?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Disruptions, preferential compaction or overworking of the soil?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. Change in topography or ground surface relief features?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d. Fill destruction, covering or modification of any unique geologic or physical features?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. Any increase in wind or water erosion of soils, either on or off the site?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. Changes in erosion or erosion of beach sands, or changes in siltation, deposition or erosion which may result in the removal of a river or stream or the bed of the stream or any bay, inlet or lake?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g. Exposure of people or property to geologic hazards such as earth slips, landslides, mudslides, ground failure, or water hazards?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Air. Will the proposal result in:				
a. Substantial air emissions or deterioration of ambient air quality?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The creation of or reliance on noise?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. Alteration of air movement, moisture or temperature, or any change in climate, either locally or regionally?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Water. Will the proposal result in:				
a. Changes in current, or the course or direction of water movement, in either man-made or fresh waters?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Changes in abutment rates, drainage patterns, or flow rate and amount of surface water runoff?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. Alterations to the course or flow of flood waters?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d. Change in the amount of surface water in any water body?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. Discharge of substances into surface or ground water, or in any alteration of water quality including but not limited to temperature, dissolved oxygen or turbidity to cause significant deterioration.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
f. Alteration of the direction or rate of flow of ground water?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Change in the quantity of ground waters either through direct additions or withdrawals, or through interception of an aquifer by cuts or excavations?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5. Substantial reduction in the amount of water otherwise available for public water supplies?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Exposure of people or property to water related hazards such as flooding or high waves?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7. Plant Life. Will the proposal result in:				
a. Change in the diversity of species or number of any species of plants (including ferns, shrubs, grass, croon, microflora and aquatic plants)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Reductions of the numbers of any unique, rare or endangered species of plants?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c. Introduction of new species of plants into an area, or in a barrier to the normal establishment of existing species?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d. Reduction in acreage of any agricultural crop?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
8. Animal Life. Will the proposal result in:				
a. Change in the diversity of species, or number of any species of animals (birds, land animals including reptiles, fish and insects, beneficial organisms, insects or microflora)?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Reductions of the numbers of any unique, rare or endangered species of animals?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c. Introduction of new species of animals into an area, or result in a barrier to the migration or movement of animals?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d. Denaturation to existing species?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
9. Noise. Will the proposal result in:				
a. Increases in existing noise levels?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Exposure of people to severe noise levels?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c. Light and glare. Will the proposal produce new light or glare?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d. Land Use. Will the proposal result in a substantial alteration of the present or planned land use of an area?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
e. Natural Resources. Will the proposal result in:				
a. Increase in the rate of use of any natural resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Substantial depletion of any nonrenewable natural resource.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
f. Risk of Uplift. Does the proposal involve a risk of an explosion or the release of hazardous substances (including, but not limited to oil, pesticides, chemicals or radials) on the event of an accident or upset conditions?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10. Population. Will the proposal alter the location, distribution, density, or growth rate of the human population of an area?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
11. Housing. Will the proposal affect existing housing, or create a demand for additional housing?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
12. Land Use / Circulation. Will the proposal result in:				
a. Generation of substantial additional vehicular movement?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Effects on existing parking facilities, or demand for new parking?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c. Substantial impact upon existing transportation systems?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d. Alterations to present patterns of circulation or movement of people and/or goods?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
e. Alterations to waterborne, rail or air traffic?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
f. Increase in traffic hazards to motor vehicles, bicyclists or pedestrians?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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- | | Yes | Maybe | No | N/A |
|--|-------------------------------------|-------------------------------------|-------------------------------------|--------------------------|
| 2. Public Services. Will the proposal have an effect upon, or result in a need for new or altered governmental services in any of the following areas: | | | | |
| a. Fire protection ? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| b. Police protection ? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| c. Schools ? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| d. Parks or other recreational facilities ? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| e. Maintenance of public facilities, including roads ? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| f. Other governmental services ? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 3. Energy. Will the proposal result in: | | | | |
| a. Use of substantial amounts of fuel or energy ? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| b. Substantial increase in demand upon existing sources of energy, or require the development of new sources of energy ? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 4. Utilities. Will the proposal result in a need for new systems, or substantial alterations to the following utilities: | | | | |
| a. Power or natural gas ? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| b. Communications systems ? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| c. Water ? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| d. Sewer or septic tanks ? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| e. Storm water drainage ? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| f. Solid waste and disposal ? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 5. Human Health. Will the proposal result in: | | | | |
| a. Creation of any health hazard or potential health hazard (excluding mental health) ? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| b. Exposure of people to potential health hazards ? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 6. Aesthetics. Will the proposal result in the obstruction of any scenic site or view open to the public, or will the proposal result in the creation of an aesthetically offensive site open to public view ? | | | | |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 7. Recreation. Will the proposal result in an impact upon the quality or quantity of existing recreational opportunities ? | | | | |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 8. Archeological / Historical. Will the proposal result in an alteration of a significant archeological or historical site, structure, object, or building ? | | | | |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 9. Mitigatory Findings of Significance. | | | | |
| a. Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or pre-history ? | | | | |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| b. Does the project have the potential to achieve short-term, to the disadvantage of long-term, environmental goals ? (A short-term impact on the environment is one which occurs in a relatively brief, definitive period of time while long-term impacts will endure well into the future.) | | | | |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| c. Does the project have impacts which are individually limited, but cumulatively considerable? (A project may impact on two or more separate resources where the impact on each resource is relatively small but where the effect of the total of those impacts on the environment is significant.) | | | | |
| <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Does the project have environmental effects which will cause | | | | |

III. DISCUSSION OF ENVIRONMENTAL EVALUATION / MITIGATION MEASURES

* Not Environmentally Significant for this Project

Questions:

- 1c: Removal of sand and aggregate forming exposed banks during low flow conditions. Selective removal in accordance with other mitigating measures should cause improvement of river flow.
- 1f: Same as above (1c).
- 3a: Same as above (1c).
- 3c: Mitigating Measures #13.
- 3e: Mitigating measures 1, 7, 9, 10.
- 4a: Mitigation measure 1, 12.
- 5a: Same as above (1c).
- 5d: Same as above (1c).
- 9a: Aggregate removal from the Yuba River streambed as a time proposal and in the amount of 10,000 cubic yards, would not constitute a significant depletion of a non-renewable resource.

IV. DETERMINATION

On the basis of this initial evaluation:

- We find the proposed project **COULD NOT** have a significant effect on the environment, and a **NEGATIVE DECLARATION** will be prepared.
- We find that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because the mitigation measures described above have been added to the project. **A NEGATIVE DECLARATION WILL BE PREPARED.**
- We find the proposed project **MAY** have a significant effect on the environment, and the preparation of an **ENVIRONMENTAL IMPACT REPORT** will be recommended to the Planning Commission.

Richard M. Elard
Planning Director

Richard M. Elard
Director of Public Works

8. Enough gravel shall be left for spawning of salmon, a minimum of 12 inches of gravel.
9. The operator shall not cause turbidity of the Yuba River to increase more than 10% above background level. Background level being the turbidity of the Yuba River at a point approximately 500 feet upstream of the upper end of the gravel removal operation.
10. The operator shall be required to modify siltation and turbidity control measures and procedures at the direction of the Department of Fish and Game based upon a determination by that Agency that subject measures and procedures are ineffective and damage to downstream aquatic habitat has occurred or may be anticipated.
11. The operator shall be required to reduce or cease gravel removal at the direction of the Department of Fish and Game when it is determined that the gravel removal has had or will have an adverse impact on the fishery resources of the Yuba River.
12. The Owner/Applicant shall obtain and provide copies to the Community Services Department of all necessary permits, lease agreements or other entitlements from State Lands Commission, Department of Fish and Game and The Reclamation Board prior to commencing excavation activities within the Yuba River. All measures, standards or conditions attached to said permits, lease agreements or entitlements proposed in order to mitigate the potentially adverse environmental effects of this project shall be incorporated as measures of mitigation hereto.
13. The work under this permit shall not in any way affect existing levees in the area.
14. No material shall be stockpiled within the high water lines in natural channel of the Yuba River unless specifically authorized under permits issued by the Department of Fish and Game and/or The Reclamation Board, and/or the State Lands Commission.
15. The Owner/Applicant shall assume full responsibility for the protection of all equipment and personnel used in conjunction with this proposal. He shall take into account any fluctuations of the river elevation due to increased flows caused from storm runoffs, snow melts, upstream releases from dams, reservoirs, etc., and shall keep himself fully informed as to upstream and downstream river conditions at all times. All work schedules shall be prepared using this information and no equipment shall be permitted within the river area unattended.

The above findings are based on the information as stated in the Initial Assessment which is attached and hereby made a part of this negative declaration.

Bill Dahl

[Signature]

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