



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, SACRAMENTO DISTRICT
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SACRAMENTO CA 95814-2922

FINDING OF NO SIGNIFICANT IMPACT

MARYSVILLE RING LEVEE, PHASES 2B AND 3 UTILITY RELOCATIONS YUBA RIVER BASIN PROJECT, CALIFORNIA

The U.S. Army Corps of Engineers, Sacramento District (Corps) has conducted an environmental analysis in accordance with the National Environmental Policy Act of 1969, as amended. The final Supplemental Environmental Assessment/Initial Study (SEA/IS) dated July 2021, for the Marysville Ring Levee Project, Phases 2B and 3 Utility Relocations, addresses utility relocations within the project area that were not analyzed in prior environmental reviews. The utility locations in the project area currently obstruct some levee repair locations and must be relocated before the construction for these levee improvements can proceed. Environmental review for levee improvements were originally documented in the Marysville Ring Levee Improvements, Yuba City Basin, California, Environmental Assessment/Initial Study (EA/IS), dated April 2010 (2010 EA/IS) and the Final SEA/IS, Marysville Ring Levee Project, Phases 2B and 3, Yuba River Basin, Yuba County, California June 21, 2019 (2019 SEA/IS). The overall levee modifications will provide additional stability to the ring levee around the city of Marysville, California, and reduce flood risk. The Marysville Ring Levee improvements were part of the Yuba River Basin, California Project (Authorized Project) that was authorized for construction in the Water Resources Development Act of 1998, Pub. L. 106-53, § 101(a)(10), 112 Stat. 269, 275, as amended by the Water Resources Development Act of 2007, Pub. L. No. 110-114, § 3041, 121 Stat. 1041, 1116.

The Final SEA/IS, incorporated herein by reference, evaluated two alternatives that would achieve the utility relocations with the least impacts to resources in the study area. A "No Action" alternative and one additional alternative were evaluated. The recommended plan is the Proposed Action and includes:

- The PG&E relocation of existing electric transmission and distribution lines, as well as gas transmission and distribution pipelines in Phases 2B and 3. The Proposed Action also includes the AT&T and Sprint installation of new utility structures on the landside and waterside of the levee in Phase 3.
- Implementation of any required environmental compensatory mitigation, when applicable and appropriate. Any required environmental compensatory mitigation will be made through use of U.S. Fish and Wildlife (USFWS)-approved conservation banks.

For both alternatives, the potential effects were evaluated, as appropriate. A summary assessment of the potential effects of the recommended plan are listed in Table 1:

Table 1: Summary of Potential Effects of the Recommended Plan

	Less than significant effects	Less than significant effects as a result of mitigation*	Resource unaffected by action
Aesthetics	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Air quality	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Aquatic resources/wetlands	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Invasive species	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Vegetation and wildlife	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Special status species/critical habitat	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Historic properties	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Other cultural resources	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Floodplains	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Hazardous, toxic & radioactive waste	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Hydrology	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Land use	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Navigation	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Noise levels	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Public utilities	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Socio-economics	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Environmental justice	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Soils	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Tribal trust resources	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Water quality	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Climate change	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Agriculture and Prime and Unique Farmlands	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

All practicable and appropriate means to avoid or minimize adverse environmental effects were analyzed and incorporated into the recommended plan. Best management practices (BMPs) as detailed in the SEA/IS will be implemented, if appropriate, to minimize impacts. These avoidance and minimization measures would be implemented, as described in chapter 3 in the Final 2021 SEA/IS, to reduce effects to the following resources: Public Utilities (section 3.2.3); Special Status Species and Migratory Birds (section 3.2.4); Air Quality (section 3.2.5); and Vegetation and Wildlife (Woodland Habitat) (section 3.2.6).

Compensatory mitigation for vegetation loss is required as part of the recommended plan.

Public review of the draft SEA/IS and FONSI was completed on 12 January 2021. No public comments were submitted during the public review period for the Final SEA/IS and FONSI. PG&E had additional comments during this period and are listed and responded to in Appendix E

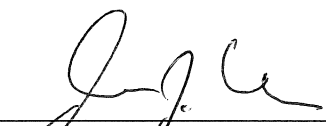
Pursuant to section 7 of the Endangered Species Act of 1973, as amended, the USFWS was notified that the PG&E utility work would not incur additional impacts to the continued existence of the Federally listed valley elderberry longhorn beetle or adversely modify designated critical habitat. The USFWS confirmed via email on 03 March 2021 that the Proposed Action is covered under the 2019 Biological Opinion. All terms and conditions, conservation measures, and reasonable and prudent alternatives and measures resulting from these consultations shall be implemented in order to minimize take of endangered species and avoid jeopardizing the species.

Pursuant to section 106 of the National Historic Preservation Act of 1966, as amended, the Corps determined that historic properties would not be adversely affected by the recommended plan. The California State Historic Preservation Officer did not object to the finding on 29 April 2021.

All applicable laws, executive orders, regulations, and local government plans were considered in evaluation of alternatives. Based on this report, the reviews by other Federal, State and local agencies, Tribes, input of the public, and the review by my staff, it is my determination that the recommended plan would not cause significant adverse effects on the quality of the human environment; therefore, preparation of an Environmental Impact Statement is not required.

7/28/2021

Date



James J. Handura
Colonel, U.S. Army
Commander and District Engineer