

RECLAMATION


Managing Water in the West

Categorical Exclusion Checklist

Orange Cove Irrigation District Central Valley Project Service Area Exclusion and Inclusion

CEC-11-075

Prepared by:

for 
Rain Healer
Natural Resources Specialist
South-Central California Area Office

Date: 5/10/13

Concurred by:

See Attachment
Archaeologist/Architectural Historian
Mid-Pacific Regional Office

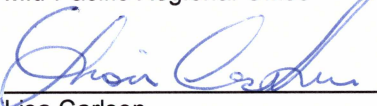
Date: See Attachment

Concurred by:

See Attachment
Native American Affairs Specialist
Mid-Pacific Regional Office


Date: See Attachment

Concurred by:


Lisa Carlson
Biological Science Technician
South-Central California Area Office

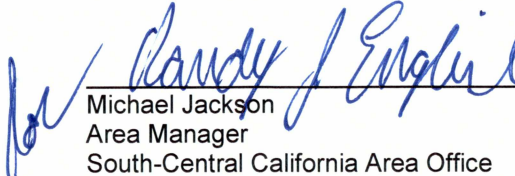
Date: 5/13/13

Concurred by:


Chuck Siek
Supervisory Natural Resources Specialist
South-Central California Area Office

Date: 5/21/13

Approved by:


Michael Jackson
Area Manager
South-Central California Area Office

Date: 5/24/13



U.S. Department of the Interior
Bureau of Reclamation
South-Central California Area Office

May 2013

Background

Orange Cove Irrigation District (OCID), located on the border between Fresno and Tulare counties, is a Friant Division Central Valley Project (CVP) contractor that receives surface water from Millerton Lake via the Friant-Kern Canal under contract with the Bureau of Reclamation (Reclamation). In November 2010, OCID received approval from the Fresno County Local Agency Formation Commission (LAFCo) for the detachment of seven parcels located within Fresno County and the annexation of four parcels located within Tulare County. OCID prepared an Initial Study and signed a Negative Declaration pursuant to the California Environmental Quality Act based on its re-organization without land use change. OCID has since requested that Reclamation amend the district's CVP service area boundary to reflect its re-organization.

Purpose and Need for Action

OCID needs to revise its CVP service area boundary to reflect changes approved by LAFCo in 2010 which do not include land use change. The purpose of the Proposed Action is to amend the district's CVP service area boundary in order to reflect these changes.

Proposed Action

Reclamation proposes to amend OCID's CVP service area boundary to exclude the seven parcels (± 117.46 total acres) listed in Table 1 and include the four parcels (± 105.22 total acres) listed in Table 2. These parcels are also shown in Figure 1 below.

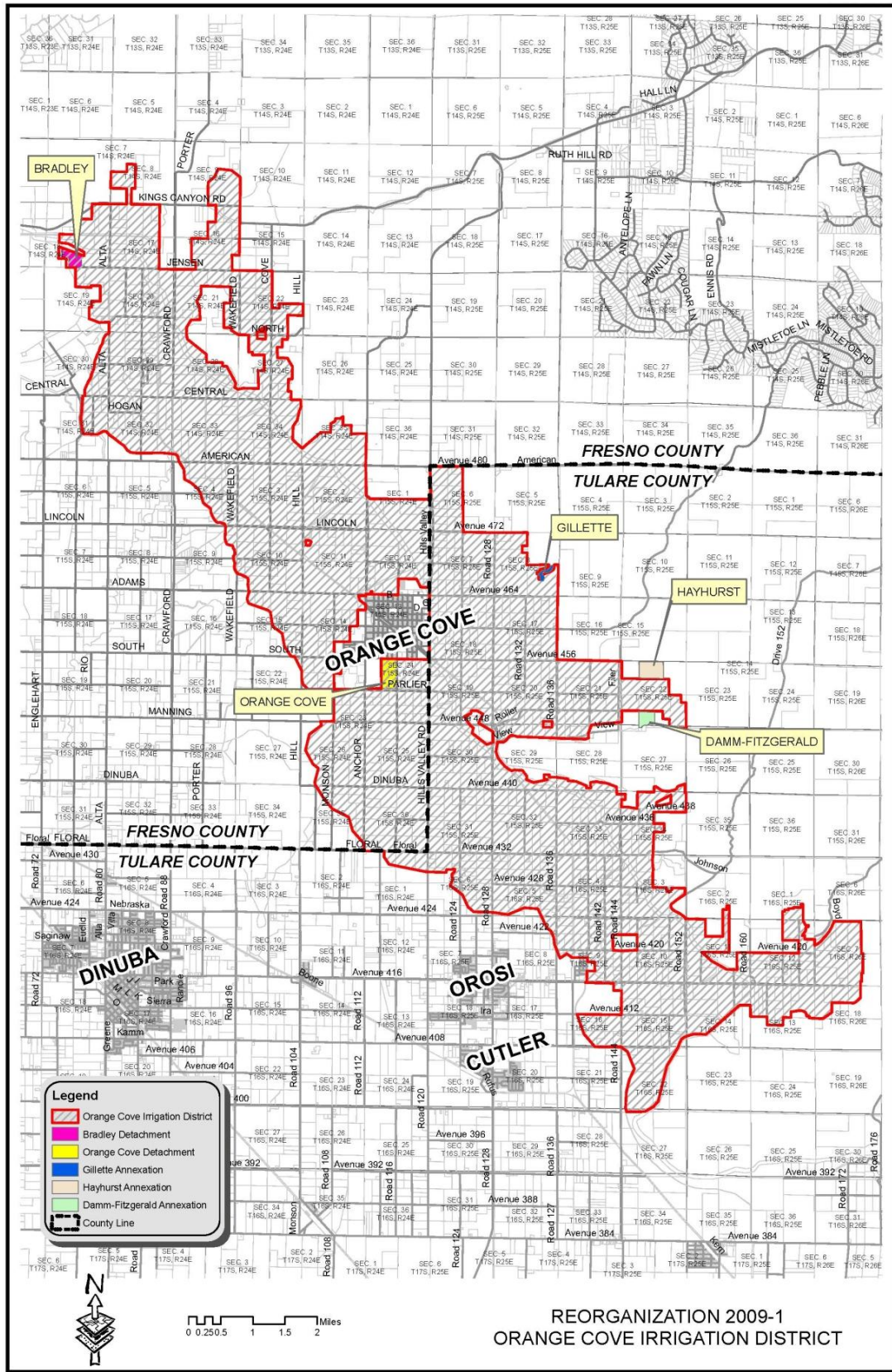
Table 1 Parcels Proposed for Exclusion from OCID

Assessor's Parcel Number	Approximate Acreage	Location within Fresno County (MDB&M)
378-022-02 (Del Rey Villas LLC)	19.49	Section 24, Township 15S, Range 24E
378-022-03 (Del Rey Villas LLC)	19.51	Section 24, Township 15S, Range 24E
378-022-04 (Del Rey Villas LLC)	9.24	Section 24, Township 15S, Range 24E
378-022-05 (Del Rey Villas LLC)	9.67	Section 24, Township 15S, Range 24E
378-022-06 (Del Rey Villas LLC)	9.67	Section 24, Township 15S, Range 24E
378-022-07 (Del Rey Villas LLC)	9.37	Section 24, Township 15S, Range 24E
185-061-42 (Bradley)	40.51	Section 18, Township 14S, Range 24E

Table 2 Parcels Proposed for Inclusion into OCID

Assessor's Parcel Number	Approximate Acreage	Location within Tulare County (MDB&M)
005-190-008 (Damm parcel)	18.41	Section 22, Township 15S, Range 25E
005-190-007 (Fitzgerald parcel)	14.81	Section 22, Township 15S, Range 25E
005-030-054 (Hayhurst parcel)	62.00	Section 22, Township 15S, Range 25E
005-130-005 (Gillette)	10.00	Section 8, Township 15S, Range 25E

Land use change or delivery of CVP water is not included in the Proposed Action. Future land use change and/or delivery of CVP water to the parcels listed in Table 2 will require separate environmental analysis and Reclamation approval.



KELLERWEGLEY

Figure 1 OCID's Proposed Inclusions and Exclusions

Exclusion Category

516 DM 14.5 paragraph D (3): *Administration and implementation of project repayment and water service contracts, including approval of organizational or other administrative changes in contracting entities brought about by inclusion or exclusion of lands in these contracts.*

Evaluation of Criteria for Categorical Exclusion:

This action would have a significant effect on the quality of the human environment (40 CFR 1502.3).	No <input checked="" type="checkbox"/>	Uncertain <input type="checkbox"/>	Yes <input type="checkbox"/>
This action would have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources (NEPA Section 102(2)(E) and 43 CFR 46.215(c)).	No <input checked="" type="checkbox"/>	Uncertain <input type="checkbox"/>	Yes <input type="checkbox"/>
This action would have significant impacts on public health or safety (43 CFR 46.215(a)).	No <input checked="" type="checkbox"/>	Uncertain <input type="checkbox"/>	Yes <input type="checkbox"/>
This action would have significant impacts on such natural resources and unique geographical characteristics as historic or cultural resources; parks, recreation, and refuge lands; wilderness areas; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands (EO 11990); flood plains (EO 11988); national monuments; migratory birds; and other ecologically significant or critical areas (43 CFR 46.215 (b)).	No <input checked="" type="checkbox"/>	Uncertain <input type="checkbox"/>	Yes <input type="checkbox"/>
This action would have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks (43 CFR 46.215(d)).	No <input checked="" type="checkbox"/>	Uncertain <input type="checkbox"/>	Yes <input type="checkbox"/>
This action would establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects (43 CFR 46.215 (e)).	No <input checked="" type="checkbox"/>	Uncertain <input type="checkbox"/>	Yes <input type="checkbox"/>
This action would have a direct relationship to other actions with individually insignificant but cumulatively significant environmental effects (43 CFR 46.215 (f)).	No <input checked="" type="checkbox"/>	Uncertain <input type="checkbox"/>	Yes <input type="checkbox"/>

This action would have significant impacts on properties listed, or eligible for listing, on the National Register of Historic Places as determined by Reclamation (LND 02-01) (43 CFR 46.215 (g)).	No <input checked="" type="checkbox"/>	Uncertain <input type="checkbox"/>	Yes <input type="checkbox"/>
This action would have significant impacts on species listed, or proposed to be listed, on the List of Endangered or Threatened Species, or have significant impacts on designated critical habitat for these species (43 CFR 46.215 (h)).	No <input checked="" type="checkbox"/>	Uncertain <input type="checkbox"/>	Yes <input type="checkbox"/>
This action would violate a Federal, tribal, State, or local law or requirement imposed for protection of the environment (43 CFR 46.215 (i)).	No <input checked="" type="checkbox"/>	Uncertain <input type="checkbox"/>	Yes <input type="checkbox"/>
This action would affect ITAs (512 DM 2, Policy Memorandum dated December 15, 1993).	No <input checked="" type="checkbox"/>	Uncertain <input type="checkbox"/>	Yes <input type="checkbox"/>
This action would have a disproportionately high and adverse effect on low income or minority populations (EO 12898) (43 CFR 46.215 (j)).	No <input checked="" type="checkbox"/>	Uncertain <input type="checkbox"/>	Yes <input type="checkbox"/>
This action would limit access to, and ceremonial use of, Indian sacred sites on Federal lands by Indian religious practitioners or significantly adversely affect the physical integrity of such sacred sites (EO 13007, 43 CFR 46.215 (k), and 512 DM 3)).	No <input checked="" type="checkbox"/>	Uncertain <input type="checkbox"/>	Yes <input type="checkbox"/>
This action would contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species known to occur in the area or actions that may promote the introduction, growth, or expansion of the range of such species (Federal Noxious Weed Control Act, EO 13112, and 43 CFR 46.215 (l)).	No <input checked="" type="checkbox"/>	Uncertain <input type="checkbox"/>	Yes <input type="checkbox"/>

Attachment A Cultural Resources Determination



United States Department of the Interior

BUREAU OF RECLAMATION
Mid-Pacific Regional Office
2800 Cottage Way
Sacramento, California 95825-1898

IN REPLY
REFER TO:
MP-153
ENV-3.00

VIA ELECTRONIC MAIL ONLY

March 5, 2013
MEMORANDUM

To: Rain Healer
SCAO

From: Scott A. Williams
Archaeologist – Division of Environmental Affairs

Subject: SCAO-CEC-11-075: Orange Cove Irrigation District Central Valley Project Service Area Exclusion and Inclusion (12-SCAO-29.1)

Rain,

The proposed undertaking to amend OCID's CVP service area boundary to exclude the seven parcels (\pm 117.46 total acres) listed in Table 1 and to include the four parcels (\pm 105.22 total acres) listed in Table 2 (below) has no potential to cause effects to historic properties pursuant to the Section 106 implementing regulations at 36 CFR Part 800.3(a)(1). Land use change or delivery of CVP water is not included in the Proposed Action. Future land use change and/or delivery of CVP water to the parcels listed in Table 2 (below) will require separate environmental analysis and Reclamation approval. This action is administrative in nature and will not involve any ground disturbance.

Table 1 Parcels Proposed for Exclusion from OCID

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005-130-005 (Gillette)	10.00	Section 8, Township 15S, Range 25E

I concur with Item 8 of the NCAO-CEC-11-075, for this action.

This concludes the Section 106 review process. Please retain a copy of this Memo with the administrative record for this action. If the project activities change or circumstances are altered after this review, there may be additional Section 106 review responsibilities up to and including consultation with the California State Historic Preservation Officer.

Attachment B Indian Trust Assets Determination



Healer, Rain <rhealer@usbr.gov>

Re: Project description for CEC-11-075--KRISTI AND DIANE THIS IS ADMIN

RIVERA, PATRICIA <privera@usbr.gov>

Mon, Mar 4, 2013 at 11:29 AM

To: "Healer, Rain" <rhealer@usbr.gov>

Cc: Kristi Seabrook <kseabrook@usbr.gov>, "Williams, Mary D (Diane)" <marywilliams@usbr.gov>

Rain,

I reviewed the proposed action to amend OCID's CVP service area boundary to exclude the seven parcels (\pm 117.46 total acres) listed in Table 1 and include the four parcels (\pm 105.22 total acres) listed in Table 2. These parcels are also show in Figure 1 below.

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Land use change or delivery of CVP water is not included in the Proposed Action. Future land use change and/or delivery of CVP water to the parcels listed in Table 2 will require separate environmental analysis and Reclamation approval.

The proposed action does not have a potential to affect Indian Trust Assets.

Patricia Rivera
Native American Affairs Program Manager
US Bureau of Reclamation
Mid-Pacific Region
2800 Sacramento, California 95825
(916) 978-5194

On Mon, Mar 4, 2013 at 10:34 AM, Healer, Rain <rhealer@usbr.gov> wrote:

Patricia,

I have attached the project description for CEC-11-075 for your review.

--

Rain Healer, M.S.
Natural Resources Specialist
Bureau of Redamation
South-Central California Area Office
Ph: 559-487-5196