

**DEPARTMENT OF WATER RESOURCES**

1416 9<sup>th</sup> STREET  
SACRAMENTO, CA 95814  
(916) 653-5791



April 28, 2021

Sent via certified mail

**Subject: Notification for the 2022 Central Valley Flood Protection Plan Update**

Dear [Title] [Last Name],

This letter serves as an invitation to the [Tribe] (Tribe) to consult with the Department of Water Resources (DWR) on the 2022 Central Valley Flood Protection Plan (CVFPP) Update. The CVFPP is the document used to guide state investments and support federal and local participation in managing flood risk along the Sacramento River and San Joaquin River systems. The CVFPP proposes a State Systemwide Investment Approach for sustainable, integrated flood management within areas protected by the State Plan of Flood Control (SPFC) (see Attachment 1).

Pursuant to the Central Valley Flood Protection Act of 2008, DWR prepares the CVFPP and updates it every five years. DWR is the lead agency under the California Environmental Quality Act (CEQA) for the CVFPP. The 2022 Update will be the second update to the CVFPP.

As CEQA lead agency, DWR proposes to prepare an Addendum to the 2017 CVFPP Supplemental Program Environmental Impact Report (PEIR). The proposed refinements in the 2022 CVFPP Update do not include actions that would result in new or increased significant impacts to the environment, and do not include actions that were not already considered at a programmatic level in the 2012 CVFPP PEIR, as updated by the 2017 CVFPP Supplemental PEIR. Pursuant to the CEQA Guidelines Section 15164, there is no public review process for an Addendum and a Notice of Preparation will not be filed.

The consultation process under Public Resources Code section 21080.3.1, Assembly Bill 52 (AB 52) still applies to the CVFPP despite the preparation of an Addendum for the 2022 Update. We are writing to provide your Tribe with the opportunity to submit any information that you are willing to share concerning tribal cultural resources that may be within the SPFC shown in Attachment 1. If your Tribe would like to participate in formal consultation with DWR, please notify the undersigned, in writing, within 30 calendar days of the receipt of this formal notice. Once DWR receives your written request, the undersigned will contact you within 30 calendar days from receipt of your written request, to begin the consultation process coordinated through Lori Price.

If DWR does not receive a written request within 30 calendar days, DWR will not begin the consultation process under AB 52 (Public Resources Code section 21080.3.1). However, DWR will work with your Tribe consistent with its Tribal Engagement Policy and the California Natural Resources Agency's Tribal Consultation Policy. This notification does not limit the ability of your Tribe to submit information to DWR regarding the significance of the tribal cultural resources, the significance of the

program's impact on tribal cultural resources, or any appropriate measures to mitigate the impact (PRC Section 21080.3.2(c)(1)).

DWR is pleased to announce the upcoming launch of the new CVFPP Tribal Engagement webpage, available at: <https://water.ca.gov/Programs/Flood-Management/Flood-Planning-and-Studies/Central-Valley-Flood-Protection-Plan/Central-Valley-Flood-Protection-Plan-Tribal-Engagement> (*full functionality expected by early May, 2021*). This webpage will contain links to previous CVFPP documents (2012 to present), informational meeting materials and recordings, and other related resources.

If you have any questions or need additional information, you may contact Lori Price, Senior Environmental Scientist, at (916) 834-4697 or by email at [Lori.Price@water.ca.gov](mailto:Lori.Price@water.ca.gov). Please direct your requests to consult on the 2022 CVFPP Update to Lori Price.

For questions or concerns you may also contact Anecita Agustinez, Tribal Policy Advisor, directly at (916) 653-8726 or by email at [tribalpolicyadvisor@water.ca.gov](mailto:tribalpolicyadvisor@water.ca.gov).

Respectfully,

Anecita Agustinez  
Tribal Policy Advisor

cc.

Attachments:

1. Map of CVFPP geographic study area