

**DEPARTMENT OF WATER RESOURCES
ENCROACHMENT PERMIT PROGRAM
ENVIRONMENTAL REQUIREMENTS**

Pursuant to California Code of Regulations, Title 23, Division 2. Department of Water Resources, Chapter 6. Encroachments, §610.1. General Application Requirements, Applicants should provide the following items as they apply to their proposed project/encroachment.

Information:

- Project Location and Description (Scope of Work), including estimated area of encroachment disturbance (construction), easements, staging areas, and access routes.
- List of avoidance, minimization, and/or compensation measures that will be implemented (i.e., Best Management Practices (BMPs), Dust Suppression Measures). If applicable, Mitigation Measures should also be included.
- Identification, description of any intermittent, seasonal, and perennial water (i.e., wetlands)
- List of environmental resources that will temporarily or permanently be disturbed by the project: both cultural and biological resources should be evaluated for potential of presence, as well as a discussion of potential impacts subject to the resources due to the proposed encroachment. The following databases and/or field surveys may be used for environmental evaluation.

Cultural Resources

- Native American Heritage Commission (NAHC) Sacred Lands File (SLF) search, and California Historical Resources Information System (CHRIS) search results and correlating evaluations
- Pedestrian survey results

Biological Resources

- California Natural Diversity Database (CNDDDB), California Native Plant Society (CNPS), and/or iPaC (Information for Planning and Consultation) search results and correlating evaluation
- General biological or species-specific survey results

Documentation:

- Project Location Map
- Project Footprint Map
- Photos of Project Site and or/Aerial Photos
- Evidence of compliance with state, federal and/or local environmental laws and regulations:
Copy of federal and/or State environmental review documents

Ex: California Environmental Quality Act (CEQA)

- Initial Study
- Notice of Exemption or Claim indicating which CEQA exemption
- Environmental Impact Report (EIR)
- Negative Declaration or Mitigated Negative Declaration (ND/MND)
- Notice of Determination

Ex: National Environmental Protection Act (NEPA)

- Environmental Assessment
- Finding of No Significant Impact (FONSI)
- Environmental Impact Statement (EIS)
- Record of Decision

Copy of any federal, State, and/or local permits

Ex:

- Section 401 Water Quality Certification
- Section 402 National Pollutant Discharge Elimination System (NPDES)
- Section 404 Discharge of Dredged or Fill Material
- Section 7 Federal Agency Consultation (for Endangered Species)
- Section 10 Incidental Take (Endangered Species)
- Section 1600 Streambed Alteration Agreement
- Fugitive Dust Management Plan (Local Air Quality Management District)
- Airborne Toxic Control Measure (i.e., Naturally Occurring Asbestos)
- Restricted Materials (Pesticide Applications-County Agricultural Commissioner)
- Section 106 (National Historic Preservation Act-State Historic Preservation Office)

Pursuant to Regulations §610.1(c)(1), each application will be evaluated by DWR with respect to the applicant's compliance with Federal, State and local environmental laws, but not limited to:

- The California Environmental Quality Act, Public Resources Code section 21000 et se. (CEQA) and the CEQA Guidelines, Title 14, California Code of Regulations, section 15000 et seq.
- The Public Resource Code 5024.
- The National Environmental Policy Act, Title 42 of the United States Code section 4321 et seq.

Pursuant to Regulations §610.1(c)(2), the Permittee shall provide written confirmation with supporting documentation of compliance with all Federal, State and local environmental requirements and associated regulatory permits. Throughout construction activities, the Permittee shall fulfill all identified environmental issues/requirements.