



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

Santa Ana Regional Water Quality Control Board

November 2, 2015

State Clearinghouse
Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, CA 95814

**CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) NOTICE OF EXEMPTION:
SWARTHOUT CANYON PIPELINE LONG-TERM EXPOSURE PREVENTION
PROJECT, SAN BERNARDINO NATIONAL FOREST, SAN BERNARDINO COUNTY,
LATITUDE 34° 17' 57.86" N, LONGITUDE -117° 30' 30.33" W.**

To State Clearinghouse:

Enclosed is a copy of a "CEQA Notice of Exemption" for the above-referenced project (Project). The proposed Project consists of the installation of articulated concrete revetment matting, sandbag and straw bale energy dissipators, and streambank re-contouring to protect petroleum product pipelines from exposure to streambed erosion. The Project site is located southeast of the junction of Swarthout Canyon Road and Lone Pine Canyon Road in the San Bernardino National Forest, San Bernardino County. Approximately 435 square feet of temporary disturbance and 827 square feet of permanent disturbance are associated with the installation of revetment matting and the re-contouring of the streambanks.

A Clean Water Act Section 401 Water Quality Standards Certification by the Regional Board is pending for this Project. The Regional Board has discretionary approval over this Project, and has assumed Lead Agency status for the purpose of CEQA compliance. We have determined that the Project qualifies for a CEQA Section 15301 Categorical Exemption under the provision of Section 15301(b), pertaining to the repair and maintenance of an existing utility pipeline that involves no expansion of the existing use, and has negligible impacts.

Should there be any questions, please contact Jason Bill at (951) 782-3295 or jason.bill@waterboards.ca.gov, or Wanda Cross at (951) 782-4468 or wanda.cross@waterboards.ca.gov.

Sincerely,

A handwritten signature in black ink that reads "Kurt V. Berchtold".

Kurt V. Berchtold
Executive Officer

WILLIAM RUH, CHAIR | KURT V. BERCHTOLD, EXECUTIVE OFFICER

3737 Main St., Suite 500, Riverside, CA 92501 | www.waterboards.ca.gov/santaana

cc (via electronic mail):

Power Engineers, Inc. – Court Morgan – court.morgan@powereng.com

United States Forest Service - Aaron Gagnon - agagnon@fs.fed.us

U. S. Army Corps of Engineers, Los Angeles Office - Pam Kostka

CA Department of Fish and Wildlife – Kim Freeburn-Marquez

State Water Resources Control Board, Office of Chief Counsel - David Rice

State Water Resources Control Board DWQ - Water Quality Certification Unit

U.S. EPA -Supervisor of the Wetlands Section – Jason A. Brush

Notice of Exemption

Appendix E

To: Office of Planning and Research
 P.O. Box 3044, Room 113
 Sacramento, CA 95812-3044
 County Clerk
 County of: San Bernardino
222 West Hospitality Lane
San Bernardino, CA 92415

From: (Public Agency): Santa Ana RWQCB
3737 Main Street, Suite 500
Riverside, CA 92501
 (Address)

Project Title: Swarthout Canyon Pipeline Long-Term Exposure Prevention Project

Project Applicant: KinderMorgan Energy Partners, L.P.

Project Location - Specific:
 Swarthout Canyon area. The work will take place within Section 33 of Township 2 North, Range 6 West, of the U.S. Geological Survey Telegraph Peak quadrangle map (34° 17' 57.85" N/117° 30' 30.30" W).

Project Location - City: Unincorporated Project Location - County: San Bernardino

Description of Nature, Purpose and Beneficiaries of Project:
 The proposed project consists of the installation of concrete revetment mats over a 8" petroleum transmission pipeline exposed by streambed erosion, and re-contouring of the streambanks. The channel will be widened and sandbags and straw bales will be placed at the downstream end to prevent erosion of the streambed.

Name of Public Agency Approving Project: Santa Ana Regional Water Quality Control Board (RWQCB)

Name of Person or Agency Carrying Out Project: Kinder Morgan Energy Partners, L.P.

Exempt Status: (check one):

- Ministerial (Sec. 21080(b)(1); 15268);
- Declared Emergency (Sec. 21080(b)(3); 15269(a));
- Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
- Categorical Exemption. State type and section number: Class 1, Section 15301(b)
- Statutory Exemptions. State code number: _____

Reasons why project is exempt:
 The project qualifies for a Class 1 exemption pursuant to CEQA Guidelines Section 15301(b) (Existing Facilities) given that the covering of the pipeline and streambank re-contouring will not result in significant environmental impacts. The proposed project will not expand the current use of the existing pipeline.

Lead Agency Contact Person: Jason Bill Area Code/Telephone/Extension: (951) 782-3295

If filed by applicant:

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project? Yes No

Signature: [Signature] Date: 11/02/2015 Title: Executive Officer

Signed by Lead Agency Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code.
 Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Date Received for filing at OPR: _____