

# **FINAL PUBLIC NOTICE**

The Federal Emergency Management Agency (FEMA) has received a subgrant application for Santa Clara Valley Water District, Santa Clara County, CA. Pursuant to Executive Order (EO) 11988 and 44 CFR Part 9.12, final notice is hereby given of FEMA's intent to provide funding for this project under the Public Assistance Grant Program (PA).

An initial disaster-wide Public Notice for DR-4683-CA was published 09/11/2023. Funding for the proposed project will be conditional upon compliance with all applicable federal, tribal, state, and local laws, regulations, floodplain standards, permit requirements and conditions.

Under the National Environmental Policy Act (NEPA), federal actions must be reviewed and evaluated for feasible alternatives and for social, economic, historic, environmental, legal, and safety considerations. EO 11988 and EO 11990 requires FEMA to consider alternatives and provide a public notice of any proposed actions in or affecting floodplains or wetlands. EO 12898 requires FEMA to provide the opportunity for public participation in the planning process and to consider potential impacts to minority and low-income populations. This notice may also fulfill requirements under Section 106 of the National Historic Preservation Act (NHPA).

This notice serves as a project-specific final notice for FEMA's funding action located within a Special Flood Hazard Area. FEMA has determined the only practicable alternative is to fund repairs on Llagas Creek maintenance road and embankment. This action complies with the National Flood Insurance Program (NFIP) requirements. There is a potential for the structure to be impacted by future flooding events due to its location within the AE flood zone. The proposed work will not take place in wetlands per the United States Fish and Wildlife Service National Wetlands Inventory and will have little potential to impact or affect wetland values.

**Applicant: Santa Clara Valley Water District**

**Project Title: PW# 00852; GM# 730159; Cat D\_Llagas Creek**

**Location of Proposed Work and Floodplain Insurance Rate Map (FIRM) Panels:**

<b>Facility</b>	<b>GPS</b>	<b>FIRM Panels</b>	<b>FIRM Date</b>
Llagas Creek Road	Start: 37.042797, - 121.553357  End: 37.042719, -121.552923	06085C0641H	05/18/2009

**Proposed Work and Purpose:** A severe storm from 12/27/2022 to 01/31/2023, caused significant flooding which resulted in erosion to 130 FT of the maintenance road and 55 FT of the embankment by Llagas Creek in Santa Clara Valley Water District. The Santa Clara Water District will utilize force accounts and/or contracts for in-kind repairs to the road's surface, base, and subgrade, along with the road's embankment. All work including staging of equipment and

materials will be completed within the applicant's right-of-way. Hazard Mitigation is not proposed for this project.

**Project Alternatives:**

- (1) *(No Action)* This alternative would result in continued erosion of the road and embankment. The damage to the road allows no foot or vehicular access. If the damage is not repaired, then adverse economic and social impacts may occur and continued negative impacts may be experienced.
- (2) *(Repair with minimization)* Minimization measures were not practicable due to no financially viable options available.
- (3) *(Relocation)* Floodplain avoidance by relocating the structure is not a practicable alternative as it would require rerouting the roadway which would potentially alter maintenance access.

**Comments:** This will serve as the final public notice regarding the above-described action funded by the FEMA Public Assistance program. Interested persons may submit comments, questions, or request a map of this specific project by writing to the Federal Emergency Management Agency, Region 9, 1111 Broadway #1200, Oakland, CA 94607, or by emailing [FEMA-RIX-EHP-Documents@fema.dhs.gov](mailto:FEMA-RIX-EHP-Documents@fema.dhs.gov) . Comments should be sent in writing with the subject line Cat D\_Llagas Creek at the above address within 15 days of the date of this notice.

**THIS NOTICE MAY BE REMOVED FROM PUBLIC VIEW ON THE 15<sup>th</sup> DAY FROM ORIGINAL DATE OF POSTING.**

NOTICE WAS POSTED ON 22nd DAY OF February 2024

**\*\*\*END OF NOTICE\*\*\***