

## Notice of Determination

**To:**

Office of Planning and Research  
*For U.S. Mail:*  
P.O. Box 3044  
Sacramento, CA 95812-3044

*Street Address:*

1400 Tenth Street  
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**From:**

Department of Fish and Wildlife  
North Central Region  
1701 Nimbus Road  
Rancho Cordova, CA 95670  
Contact: Alexander Funk  
Phone: (916) 817-0434



Yuba County Water Agency  
1220 F Street  
Marysville, CA 95901  
Contact: Ryan McNally  
Phone: (530) 741-5037

**SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108**

**State Clearinghouse Number:** 2018062047

**Project Title:** Yuba County Water Agency South Canal Diversion Water Supply and Fish Passage Enhancement Project (Project) (Streambed Alteration Agreement EPIMS Notification No. YUB-35353-R2)

**Project Location:** The project is located along the Yuba River, a tributary to the Feather River, in the County of Yuba, State of California; at Latitude 39.210436 N, Longitude -121.440247 W, APN 006-160-126-000; and Latitude 39.210436 N, Longitude -121.440247 W, APN 006-160-018-000.

**Project Description:** The California Department of Fish and Wildlife (CDFW) has executed Streambed Alteration Agreement EPIMS Notification Number YUB-35353-R2), pursuant to section 1602 of the Fish and Game Code to the project Applicant, Yuba County Water Agency, as represented by Jacob Vander Meulen.

The project includes annual maintenance of a river channel that was reconstructed in 2018 under a separate Streambed Alteration Agreement authorization that has since expired. The river channel is located upstream of YCWA's South Canal Diversion and requires annual maintenance to ensure water supply reliability and enhanced fish passage. The project involves: (1) mobilization; (2) temporary access ramp installation; (3) construction of temporary berms to decrease turbidity; (4) river alluvium excavation; (5) spreading excavated river alluvium on the adjacent gravel bar; (6) cobble lining; and (7) site clean-up and demobilization. Maintenance work would occur annually, as needed, from April through August. Depending on storm events it is possible that up to two maintenance events would be needed each year, although it is unlikely. Due to the potential for severe impacts on water supply and agriculture, YCWA proposes to allow work to proceed outside of the typical work windows (i.e., between recession of winter/spring runoff and the start of irrigation season), as needed. This time period between runoff and the start of irrigation season typically occurs during the month of April through early May. If the annual maintenance occurs before July 1, a fish avoidance plan will be prepared and submitted to CDFW for approval prior to any work being initiated. Once approved by CDFW, the fish avoidance plan will be adhered to as a means to avoid all listed fish species with the potential to occur in the project area.

This is to advise that CDFW, acting as a Responsible Agency, executed the above-described Streambed Alteration Agreement on the date signed below and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

1. The project will not have a significant effect on the environment. This determination is limited to effects within CDFW's permitting jurisdiction as a Responsible Agency.
2. CDFW considered  mitigated negative declaration /  negative declaration prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures  were /  were not made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan  was /  was not adopted by CDFW for this project.
5. A statement of overriding considerations  was /  was not adopted by CDFW for this project.
6. Findings  were /  were not made by CDFW pursuant to California Code of Regulations section 15091.

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The  mitigated negative declaration /  negative declaration prepared for the project is available to the general public at the office location listed above for the Lead Agency. CDFW's record of execution of the Lake or Streambed Alteration Agreement as Responsible Agency is available at CDFW's regional office.

DocuSigned by:

Tanya Sheya

Signature:

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Date: 4/17/2023

Tanya Sheya, Environmental Program Manager