

**Notice of Determination****- 1 -****To:**

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

**Street Address:**

1400 Tenth Street  
 Sacramento, CA 95814

**From:**

California Department of Fish and Wildlife (CDFW)  
 Bay Delta Region  
 2825 Cordelia Road, Suite 100, Fairfield, CA 94534  
 Contact: Jason Faridi, Senior Environmental Scientist (Supervisor)  
 Phone: (707) 810-0764

California Department of Transportation  
 111 Grand Avenue, MS 8B, Oakland, CA 94612  
 Contact: Brian Gassner  
 Phone: (510) 286-6025

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

State Clearinghouse Number: 2016052033

Project Title: SR-84 Expressway Widening and SR84/I-680 Interchange Improvements Project [California Endangered Species Act (CESA) Incidental Take Permit No. 2081-2019-059-03 (ITP) Major Amendment No.2]

Project Location: The State Route 84-Interstate 680 Interchange Improvements Project (Project) is located along 10 miles of State Route (SR) - 84 and Interstate (I) - 680 in eastern Alameda County. The Project along SR-84 runs northeast to southwest between Ruby Hill Drive in Pleasanton and the I-680 interchange in Sunol. The western segment of the Project runs north to south/southwest from Sunol Boulevard in the City of Pleasanton in the north, southward along I-680 to 250 feet northeast of Alameda Creek in Sunol, near an access road on the Sunol Aggregates plant site. The Project area falls within the Livermore, La Costa Valley, Niles, and Dublin United States Geological Survey (USGS) 7.5-minute topographic quadrangles.

Project Description: The Alameda County Transportation Commission in association with the California Department of Transportation (Permittee) proposes the widening of SR-84 from two lanes to four lanes and modifications to expressway standards from south of Ruby Hill Drive and the I-680 interchange. The Project will also improve SR-84/I-680 interchange ramps and extend the existing high-occupancy vehicle (HOV)/express lane on southbound I-680 northward approximately 0.8 miles north of Koopman Road, north of the SR-84/I-680 interchange. The Project includes roadway widening; bridge widening; utility and drainage improvements, new bike lanes, frontage roads, flyover ramp, retaining walls, concrete barriers, HOV/express lane signs and gantries, stormwater treatment facilities, and wildlife movement crossing structures. **The project as amended will also include 6.4 acres of tree planting at the Eagle Ridge Preserve East.**

**The Eagle Ridge Preserve East planting will consist of 1,030 oak trees *Quercus argifolia* and *Quercus lobata* (*Quercus spp.*) being planted with associated irrigation lines over an area of 6.4 acres. This effort will temporarily impact a total of 0.17 acres of CTS suitable habitat. No permanent impacts will occur from tree planting activities associated with this amendment.**

The project is expected to result in incidental take of the Covered Species, as defined by Fish and Game Code in the form of pursue destruction of burrows and dens that the Covered Species inhabit; being crushed under moving vehicles and equipment; disturbance in the vicinity of dens or burrows; desiccation or predation along fence lines and other barriers to movement; and habitat alteration and decreased survivorship resulting from the installation of additional light sources, resulting in increased light pollution to Covered Species habitat. Take may also occur in the form of pursue, catch, capture, or attempt to do so from capture and relocation attempts. Relocation could result in mortality, injury, and/or disease transmission to Covered Species, both designated as a threatened species under CESA. The ITP referenced above as issued by CDFW authorizes incidental take of species listed under CESA that may occur as a result of Project implementation.

This is to advise that CDFW, acting as [ the lead agency /  a responsible agency] approved the above-described project on 12/4/2023 and made the following determinations regarding the above-described project:

**Notice of Determination**

- 1. The project [ will /  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. [ An environmental impact report /  A negative declaration] was prepared by the lead agency for the original project.
- 3. Additional 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 Public Resources Code § 21081(a). CDFW did, however, adopt findings to document its compliance with CEQA.
- 7. Compliance with the environmental filing fee requirement at Fish and Game Code § 711.4 (check one):
  - Payment is submitted with this notice.
  - A copy of a receipt showing prior payment was submitted to CDFW.
- Responsible Agency statement: The Environmental Impact Report prepared by the lead agency for the Project is available to the general public at the office location listed above for the lead agency. CDFW's administrative record of proceedings related to the incidental take permit is available to the public for review at CDFW's regional office.

DocuSigned by:  
*Erin Chappell*  
 Signature \_\_\_\_\_ Date: 12/4/2023  
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Erin Chappell, *Regional Manager*

Date Received for filing at OPR: \_\_\_\_\_