

## Notice of Determination

**To:**  
Office of Planning and Research  
[CEQA Submit](#)

**From:**  
Department of Fish and Wildlife  
Bay Delta Region  
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Phone: (707) 644-2812



Lead Agency  
Alameda County Resource Conservation District  
3585 Greenville Road, Suite #2,  
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**SUBJECT:** Filing of Notice of Determination pursuant to Public Resources Code section 21108

**State Clearinghouse Number:** 2012072030

**Project Title:** VPPND006 Vargas Plateau Pond 006 Restoration Project (Lake or Streambed Alteration Agreement No. EPIMS-ALA-32419-R3)

**Project Location:** Located at unnamed streams, at 2536 Morrison Canyon Road, Fremont, in the County of Alameda, State of California; Latitude 37.352319, Longitude -121.564005

**Project Description:** The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement (EPIMS-ALA-32419-R3), pursuant to Fish and Game Code section 1602, the project Applicant, Matt Graul/East Bay Regional Park District.

The project is limited to repair of an existing pond to improve habitat and remove sedimentation. Permittee will voluntarily restore one livestock pond, VPPND006 located on the East Bay Regional Park District's Vargas Plateau property.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on September 19, 2022 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 the **Mitigated Negative Declaration** prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures **were** made a condition of CDFW's approval of the project.
4. A Mitigation Reporting or Monitoring Plan **was not** adopted by CDFW for this project.
5. A Statement of Overriding Considerations was not adopted by CDFW for this project.
6. Findings were not made by CDFW pursuant to California Code of Regulations section 15091.

The Mitigated 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 project approval as a Responsible Agency is available at CDFW's regional office.

DocuSigned by:  
**Signature:**  **Date:** 9/19/2022  
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Craig Weightman, Environmental Program Manager