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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
Sacramento, CA 95814

From:
Department of Fish and Wildlife
Bay Delta Region
2825 Cordelia Road, Suite 100
Fairfield, CA 95434
Contact: Andrew Chambers
Phone: (707) 266-2878

Lead Agency
California Department of Parks and Recreation
One Capital Mall, Suite 410
Sacramento, CA 95814
Contact: Dan Osanna
Phone: (916) 455-8836

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

State Clearinghouse Number: 2015072045

Project Title: Marsh Creek Restoration and Dam Improvement Project (Lake or Streambed Alteration Agreement No. 1600-2015-0311-R3)

Project Location (include county): Approximately 600 feet upstream of the Vineyards Parkway Road crossing over Marsh Creek, within Marsh Creek State Historic Park, in the city of Brentwood, California, Contra Costa County. The approximate project center coordinate is located at latitude 37.892687, longitude -121.723380.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake or Streambed Alteration Agreement number 1600-2015-0311-R3, pursuant to section 1602 of the Fish and Game Code to the project Applicant, California Department of Parks and Recreation, as represented by Dan Osanna.

The project is limited to the following: demolition of portions of an existing dam structure, grading of channel banks using cut and fill techniques requiring imported and onsite salvaged soils, placement of vegetated rock rip-rap within the regraded channel, and remediation of the disturbed portions of the project site upon completion. Temporary access routes will be created and later removed to access the project site with heavy equipment. Total site disturbance will be limited to approximately 1.17 acres.

This is to advise that CDFW, acting as a Responsible Agency, approved the above described project on August 31, 2021, 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 / ☐ 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 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 / ☐ 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 Responsible Agency is available at CDFW's regional office.

DocuSigned by:
Signature Melissa Farinha *Date:* 9/1/2021
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Melissa Farinha, Environmental Program Manager

Date Received for filing at OPR: _____