

Notice of Determination

To:

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

From:

Department of Fish and Wildlife
Bay Delta Region
2825 Cordelia Road, Suite 100
Fairfield, CA 95434
Contact: Melanie Day
Email: Melanie.Day@wildlife.ca.gov
Phone: (707) 210-4415



Lead Agency
Marin County Flood Control and Water Conservation District
3501 Civic Center Drive, Room 304
San Rafael, CA 94903

Contact: Kallie Kull
Email: KKull@marincounty.org
Phone: (415) 250-7584

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

State Clearinghouse Number: 2012022053

Project Title: Marin County Flood Control Stream Maintenance Program – Long-Term Routine Maintenance Agreement (Lake or Streambed Alteration Agreement No. 1600-2021-0018-R3)

Project Location (Marin County): The project is located throughout Marin County in the Novato Creek, Rush Creek, Richardson Bay, Bel Aire, Bolinas Lagoon, Gallinas Creek, Ross Valley, and Miller Creek watersheds.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement (1600-2021-0018-R3), pursuant to Fish and Game Code section 1602, to the project Applicant, Marin County Flood Control and Water Conservation District.

The project consists of the following routine maintenance activities: 1) vegetation management including limbing and trimming tree branches, mowing of stream banks, removal of fallen and dead trees as well as cattails (*Typha* sp.) or similar species from the channel, and limited removal of live trees; 2) sediment and debris removal from around and within structures; 3) erosion control, including planting native vegetation; 4) maintenance and repair of flood control structures, including weirs, tide gates, and pumps; and 5) repairing and stabilizing levees including grading levee tops, replacing rock riprap, and excavating or filling levee slopes.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on 7/1/2022 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** 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.

Notice of Determination

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.

Signature: DocuSigned by:
Melanie Day for _____ Date: 7/1/2022
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Craig J. Weightman, Environmental Program Manager

Date Received for filing at OPR: _____