

Notice of Determination

To:
Office of Planning and Research
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From:
Department of Fish and Wildlife
Bay Delta Region
2825 Cordelia Road, Suite 100,
Fairfield, CA 94534
Contact: Sabrina Dunn
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Lead Agency
City of Brentwood
104 Oak Street,
Brentwood, CA 94513
Contact: Mitch Oshinsky
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SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108

State Clearinghouse Number: 2003062019

Project Title: Cowell Ranch Project (Streambed Alteration Agreement No. EPIMS-CCA-30671-R3)

Project Location (Contra Costa County): The project is located at an unnamed tributary to Kellogg Creek, in the County of Contra Costa, State of California; approximate mid-point Latitude 37.890866, Longitude -121.714874; Assessor's Parcel Number (APN) 007-380-002-0 and 007-380-003-0.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement (EPIMS-CCA-30671-R3), pursuant to Fish and Game Code section 1602, to project Applicant Brentwood Commercial Partners LLC, as represented by Earl Callison.

The project will support the overall Cowell Ranch Development Project and will involve the installation of an approximately 110-foot-long, 64-foot-wide bottomless arched culvert bridge for channel crossing and site access, three stormwater outfall structures with rock slope protection dissipaters, and stormwater pipes. No trees will be impacted. Fill material removed from the channel will be managed where it cannot be redeposited into the channel.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on June 7, 2023, 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 environmental impact report 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** made by CDFW pursuant to California Code of Regulations section 15091.

The Final EIR 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: Melissa Farinha Date: 6/9/2023
Melissa Farinha, Environmental Program Manager

Date Received for filing at OPR: _____