

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
Contact: Andrew Chambers
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Lead Agency
City of Hercules
111 Civic Drive
Contact: Mike Roberts
Email: MikeRoberts@ci.hercules.ca.us
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SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108

State Clearinghouse Number: 2008112049

Project Title: Sycamore Crossing Project (Streambed Alteration Agreement No. EPIMS-CCA-29022-R3)

Project Location (Contra Costa County): The project is located on Ohlone Creek, in the County of Contra Costa, State of California; Latitude 38.012794, Longitude -122.276124; Assessor's Parcel Number 404-020-095-0.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Streambed Alteration Agreement (EPIMS-CCA-29022-R3), pursuant to Fish and Game Code section 1602, to the project Applicant, Lewis Management Corporation as represented by Todd Chambers.

The project is limited to the construction of a 110-foot-long by five-foot-tall concrete retaining wall, and a new 0.459-acre detention basin with an associated rock riprap spillway that outfalls into Ohlone Creek. Construction will require tree removal and excavation within the channel. Excavated, regraded, and disturbed areas susceptible to erosion will be stabilized with biodegradable erosion control features, hydroseeding, and native tree and shrub replanting. Permanent impacts caused by the project will be mitigated for through an offsite mitigation bank credit purchase.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on February 6, 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.

DocuSigned by:

 Signature: _____ Date: 2/6/2023
 Melissa Farinha, Environmental Program Manager

Date Received for filing at OPR: _____