

**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  
Central Region  
1234 East Shaw Avenue  
Fresno, California 93710  
Contact: Linda Connolly  
Phone: (559) 243-4014 Ext.242



Lead Agency:  
California Department of Water Resources  
3374 East Shields Avenue  
Fresno, California 93726  
Contact: Kevin Faulkenberry  
Phone: (559) 230-3361

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

**State Clearinghouse Number:** 2017121026

**Project Title:** Eastside Bypass Improvements Project (Streambed Alteration Agreement No. 1600-2018-0107-R4)

**Project Location:** The Project is located at four sites within a 2.25-mile total length of the Eastside Bypass of the San Joaquin River between the Cities of Los Banos and Merced in Merced County, California.


**Project Description:** The California Department of Fish and Wildlife (CDFW) has executed Streambed Alteration Agreement number 1600-2018-0107-R4, pursuant to section 1602 of the Fish and Game Code to the project Applicant, the California Department of Water Resources.

The Project includes improvement activities within the Eastside Bypass. At Site 1, the Eastside Bypass Control Structure will be modified in order to allow for improved fish passage, and as a result of the new design, a stream gage will be replaced and relocated. Prior to Project activities at Site 1, stream flow will be diverted in order to dewater the work area. At Sites 2, 3, and 4, a total of two miles of levee on the eastern (right) side of the Eastside Bypass will be reinforced to meet levee seepage and stability criteria. Six culverts that penetrate the levees will be replaced as a result of levee reconstruction.

This is to advise that CDFW, acting as a Responsible Agency, approved the above described project on 11-25-19 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.

The mitigated negative declaration prepared for the project is available to the general public at the office location listed above for the Lead Agency.

Signature  Date: 11-25-19  
Julie A. Vance, Regional Manager

Governor's Office of Planning & Research

Date Received for filing at OPR: DEC 02 2019

**STATE CLEARINGHOUSE**