

Notice of Determination**- 1 -**

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 94534
Contact: Brenda Blinn
Phone: 707-944-5541



Lead Agency
City of San Jose
200 East Santa Clara Street, 6th Floor
San Jose, CA 95113
Contact: Jan Palajac
Phone: (408) 535-8408

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

State Clearinghouse Number: 2013112050

Project Title: Three Creeks Trail Pedestrian Bridge Project (Lake or Streambed Alteration Agreement No. 1600-2018-0086-R3), Amendment

Project Location: The Project is located on Los Gatos Creek between Coe Avenue and Lonus Street, Santa Clara County, California. The coordinates are 37°18'54" N latitude and 121°54'13" W longitude (NAD 83 or WGS 84). The Assessor's Parcel Numbers are 264-11-100 and 264-11-101.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement number 1600-2018-0086-R3, pursuant to section 1602 of the Fish and Game Code to the project Applicant, City of San Jose.

The Project includes the replacement of an existing railroad trestle bridge with a single-span bridge for bicycle and pedestrian use. Creosote-coated piles of the existing bridge will be removed using complete-removal methods and partial-removal methods. The new bridge will be a 210-foot-long and 14-foot-wide single-span steel truss bridge with concrete decking and abutments installed through excavation and pile driving. A walkway and viewing deck of approximately 32 feet in length will be placed near the southern abutment. The amendment includes addition of 1,360 square feet rock slope protection on the north bank.

This is to advise that CDFW, acting as a Responsible Agency, has considered the environmental effects and approved the above described project on October 4, 2018 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

Date: October 6, 2020

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Craig J. Weightman, Environmental Program Manager

Governor's Office of Planning & Research

Date Received for filing at OPR: _____

Oct 07 2020**STATE CLEARINGHOUSE**

CDFW Responsible – MND/ND – Rev. 10/7/2014