

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:

California Department of Fish and Wildlife (CDFW)
 Bay Delta Region
 2825 Cordelia Road, Suite 100, Fairfield, CA 94534
 Contact: Andy Rockriver
 Phone: (209) 234-3420

Lead Agency:

Department of Water Resources
 3500 Industrial Boulevard, West Sacramento, CA 95691
 Contact: Ling Chu
 Phone: (916) 376-9826

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

State Clearinghouse Number: 2013052056

Project Title: Prospect Island Tidal Habitat Restoration Project (California Endangered Species Act (CESA) Incidental Take Permit No. 2081-2020-031-03 (ITP)).

Project Location: The Project is located in the Cache Slough Complex, in the Sacramento-San Joaquin Delta, approximately 10 miles north of the City of Rio Vista, in Solano County.

Project Description: This Project will restore 1,600 acres of tidal wetlands and associated habitats on Prospect Island. Project activities include levee repairs, dewatering the island, vegetation control, construction of internal restoration features, revegetation, weir construction, levee breaching, implementing avoidance and minimization measures, and post-restoration monitoring and maintenance.

The Project will temporarily impact 960 acres of suitable aquatic habitat for Giant Garter Snake. Upon completion, the Project is expected to provide a net increase of 122 acres in aquatic foraging habitat and a net decrease of 24 acres non-wintering upland habitat. The Project is expected to result in incidental take of Giant Garter Snake which is designated as threatened species under CESA. The ITP referenced above as issued by CDFW authorizes incidental take of species listed under CESA that may occur as a result of Project implementation.

This is to advise that CDFW, acting as [the lead agency / a responsible agency] approved the above-described project on 7/1/2024 and made the following determinations regarding the above-described project:

1. The project [will / 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. [An environmental impact report / A negative declaration] was prepared by the lead agency for the original project.
3. Additional 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 / was not] adopted by CDFW for this project.
6. Findings [were / were not] made by CDFW pursuant to Public Resources Code § 21081(a).
7. Compliance with the environmental filing fee requirement at Fish and Game Code § 711.4 (check one):
 - Payment is submitted with this notice.
 - A copy of a receipt showing prior payment was submitted to CDFW.

Responsible Agency statement: The Environmental Impact Report prepared by the lead agency for the Project is available to the general public at the office location listed above for the lead agency. CDFW's administrative record of proceedings related to the incidental take permit is available to the public for review at CDFW's regional office.

DocuSigned by:

Erin Chappell

Signature

Date: 7/1/2024

Erin Chappell, Regional Manager

Date Received for filing at OPR: _____