

**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:**

California Department of Fish and Wildlife (CDFW)  
North Central Region  
1701 Nimbus Road, Suite 1A  
Rancho Cordova, CA 95670  
Contact: Tanya Sheya  
Phone: (916) 767-4617

Lead Agency  
Department of Water Resources  
Flood Maintenance and Operations Branch  
3310 El Camino Avenue, Room 140  
Sacramento, CA 95821  
Contact: Scott Kranhold  
Phone: (916) 574-0364

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

State Clearinghouse Number: No. 2015052035

Project Title: East Borrow Canal Fish Rescue Project (California Endangered Species Act Management Permit No. 2081(a)-2022-019-02 (Permit))


Project Location (include county): The Project is located within the East Borrow Canal (EBC) of the Sutter Bypass beginning downstream of the Department of Water Resources (DWR) Sutter Bypass Pumping Plant 2 and continuing to Willow Slough Weir in the County of Sutter, State of California; from Latitude 39°1'24.63"N and Longitude 121°43'37.07"W to Latitude 38°54'54.10"N and Longitude 121°37'28.95"W.

Project Description: This proposed Project involves fish rescue activities consisting of aquatic vegetation removal from the EBC to clear a migration pathway and improve water quality for migrating adult spring-run Chinook salmon. The project is expected to result in take of spring-run Chinook salmon (*Oncorhynchus tshawytscha*), which are designated as a threatened species under the California Endangered Species Act. The Permit referenced above as issued by CDFW authorizes take of species listed under CESA that may occur as a result of the fish rescue.

This is to advise that CDFW, acting as a responsible agency executed the above-described Permit on the date signed below 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 mitigated 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 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.

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 Permit is available to the public for review at CDFW's regional office.

DocuSigned by:  
  
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Signature

3/9/2022

Date:

Kevin Thomas, Regional Manager