

**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  
 Inland Deserts Regions  
 3602 Inland Empire Boulevard, Suite C-220  
 Contact: Scott Wilson  
 Phone: (760) 200-9394



California Department of Transportation  
 500 South Main St.  
 Bishop, CA 93514  
 Contact: Katie Rodriguez  
 Phone: (760) 872-5204

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

**State Clearinghouse Number:** 2016012040

**Project Title:** Aspen Fales Shoulder Widening Project (Lake and Streambed Alteration Agreement No. 1600-2018-0124-R6)

**Project Location (include county):** The Aspen Fales Shoulder Widening Project is located along U.S. Highway 395, 10.5 miles north of the unincorporated community of Bridgeport, Mono County. Specifically, the project is located along 3.13 miles of highway adjacent to Fales Hot Springs and Hot Creek, tributaries to the West Walker River and Topaz Reservoir. Section 20 North, Range 24 East, Township 6 North of the Fales Hot Springs and Mount Jackson U.S. Geological Survey 7.5-minute quadrangle maps.

**Project Description:** The California Department of Fish and Wildlife (CDFW) is amending the Lake and Streambed Alteration Agreement number 1600-2018-0124-R6, pursuant to section 1602 of the Fish and Game Code to the project Applicant, the California Department of Transportation. The Amendment to the Agreement authorizes 0.013 acres of additional permanent impacts to nine (9) locations subject to Fish and Game Code 1602 resources through the placement of 77 cubic yards of Rock Slope Protection, installation of a French drain, placement of backing material, extension of a culvert pipe outlet and construction of a sediment basin. This is to advise that CDFW, acting as a Responsible Agency, approved the above described project on September 22, 2020 and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

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. 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 /  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 California Code of Regulations section 15091.

The final environmental impact report 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:

Scott Wilson

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9/22/2020

SignatureDate:

Scott Wilson, Environmental Program Manager

Date Received for filing at OPR: \_\_\_\_\_