

**TO:** Office of Planning and Research  
State Clearinghouse  
P.O. Box 3044, Room 113  
Sacramento, CA 95812-3044

**FROM:** Central Valley Flood Protection Board (CVFPB)  
3310 El Camino Avenue, Suite 170  
Sacramento, CA 95821  
Jennifer Stewart, (916) 574-1719

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

**State Clearinghouse Number (SCH No.):** 2013032004

**Project Title:** Permit No. 19523: Yolo Bypass Salmonid Habitat Restoration and Fish Passage Project

**Project Applicant:** California Department of Water Resources (DWR)

**Lead Agency/Address:** DWR, 3500 Industrial Blvd, 2<sup>nd</sup> Floor, West Sacramento, CA 95691

**Lead Agency Contact Person:** Catherine McCalvin, 916-376-9705

**Project Location/City/County:** The project area includes the Fremont Weir, a portion of the Fremont Weir Wildlife Area, Tule Pond, Tule Canal, and one downstream agricultural road crossing of the Tule Canal. Fremont Weir is located adjacent to the Sacramento River, between River Mile (RM) 82 and RM 84, along the northern boundary of the Yolo Bypass, in Yolo County, California.

**Project Description:** Approval of Permit No. 19523, under California Code of Regulations, Title 23, Article 3, Section 6, for work within an adopted plan of flood control: To construct four key facilities including a headworks structure, an intake channel from the Sacramento River to the headworks structure, a transport channel from the headworks structure to the Tule Pond, and downstream channel improvements. Additionally, work will be done to install a conduit with electrical and networking components to provide the Fremont Weir Adult Fish Passage Structure with permanent, reliable power and network connectivity.

This is to advise that the CVFPB, as the **Responsible Agency**, approved the above described project on September 24, 2021 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 CVFPB’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. Mitigation measures [ were /  were not] made a condition of CVFPB’s approval of the project.
4. A Mitigation Monitoring and Reporting Plan [ was /  was not] adopted by CVFPB for this project
5. A Statement of Overriding Considerations [ was /  was not] adopted by CVFPB for this project.
6. Findings [ were /  were not] made by CVFPB pursuant to the provisions of CEQA.

**Responsible Agency Statement:** This EIR, prepared by the lead agency for the project, is available to the general public at the lead agency’s office listed above. CVFPB’s administrative record of proceedings related to the encroachment permit is available for public review at CVFPB’s office.

*ORIGINAL SIGNED BY:*

September 24, 2021

Signature                      Leslie M. Gallagher, Executive Officer

Date

**Date Received for filing at OPR:**