

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

**FROM:** Central Valley Flood Protection Board  
 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.):** 2019039136

**Project Title:** Permit No. 19477: Lookout Slough Tidal Habitat Restoration and Flood Improvement Project

**Project Applicant:** Ecosystem Investment Partners (EIP III Credit Co., LLC)

**Lead Agency/Address:** CA Department of Water Resources, 3500 Industrial Blvd, West Sacramento, CA 95691

**Lead Agency Contact Person:** Heather Green, (916) 376-9762

**Project Location/City/County:** The project is located within the legal Delta in the Lower Yolo Bypass, west of Liberty Island and northeast of Cache Slough, in Solano and Yolo Counties.

**Project Description:** Approval of Permit No. 19477, under California Code of Regulations, Title 23, Article 3, Section 6, for work within an adopted plan of flood control: To construct approximately 2.9 miles of a new setback levee along Duck Slough and Liberty Island Road for the Lookout Slough Tidal Habitat Restoration and Flood Improvements Project. The existing Yolo Bypass levee will be breached at Shag Slough and partially degraded to provide tidal and flood connectivity between Shag Slough and the Lookout Slough project site. The existing Cache/Hass Slough levee will be improved to increase stability and reduce long-term maintenance cost. Grading, placement of fill material, and re-vegetation would restore and enhance approximately 3,164 acres of upland, tidal, and floodplain habitat.

This is to advise that the Central Valley Flood Protection Board, as the **Responsible Agency**, approved the above described project on July 23, 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. Additional 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 Environmental Impact Report, 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 related to the encroachment permit is available for public review at CVFPB's office.

*ORIGINAL SIGNED BY:* \_\_\_\_\_ July 27, 2021

Signature                      Leslie M. Gallagher, Executive Officer                      Date

**Date Received for filing at OPR:**

Authority cited: Sections 21083, Public Resources Code.  
 Reference: Sections 21100-21174, Public Resources Code.