

Notice of Determination

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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
Bay Delta Region
2825 Cordelia Road, Suite 100
Fairfield, CA 95434
Contact: Jennifer Rippert
Phone: (707) 428-2069



Lead Agency
East Contra Costa County Habitat Conservancy
30 Muir Road
Martinez, CA 94553
Contact: Joseph Lawlor
Phone: (925) 674-7802

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

State Clearinghouse Number: 2020050321

Project Title: R965 L-114 Gas Transmission Pipe Replacement Project (Lake or Streambed Alteration Agreement No. EPIMS-CCA-17256-R3)

Project Location (include county): The project is located at Marsh Creek in the City of Brentwood, in the County of Contra Costa, State of California; Latitude 37.89315, Longitude -121.721489; Assessor's Parcel Number (APN) 007-380-011-2.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement number EPIMS-CCA-17256-R3, pursuant to section 1602 of the Fish and Game Code to the project Applicant, City of Concord.

The project consists of the replacement of a 24-inch natural gas pipeline via horizontal directional drilling.

This is to advise that CDFW, acting as a Responsible Agency, approved the above described project on August 16, 2021 and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

1. The project 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 mitigated negative declaration / negative declaration 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 not adopted by CDFW for this project.
6. Findings were not made by CDFW pursuant to California Code of Regulations section 15091.

The mitigated negative declaration / negative declaration 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.

Signature Melissa Farinha *Date:* 8/16/2021
Melissa Farinha, Environmental Program Manager

Date Received for filing at OPR: _____