

## Notice of Exemption

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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  
Inland Deserts Region  
3602 Inland Empire Blvd. Ste. C220  
Ontario, CA 91764  
Contact: Marissa Caringella  
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**Project Title:** MSB Facilities Cannabis Cultivation (Streambed Alteration Agreement No. EPIMS-06562-R6)

**Project Location (include county):** The Project is located at an unnamed tributary to the Colorado River, on the property located at 1105 Lillyhill Drive, in the City of Needles, San Bernardino County, California; latitude 34.8310833°, longitude -114.6031194°; assessor's parcel numbers 0186-191-50 and 0186-191-53.

**Project Description:** The California Department of Fish and Wildlife has executed Lake and Streambed Alteration Agreement number EPIMS-06562-R6, pursuant to Section 1602 of the Fish and Game Code to the project Permittee Joe Morgan. This project addresses unauthorized impacts to areas subject to Fish and Game Code section 1602 that occurred prior to the Permittee obtaining a Lake and Streambed Alteration Agreement pursuant to Fish and Game Code section 1602.

The project is limited to a one-time removal effort of discarded construction materials from streams and stream-adjacent areas, hydroseeding with a locally sourced native seed mixture, and installation of appropriate erosion control measures on approximately 0.32 acres of Fish and Game Code section 1602 resources.

**Public Agency Approving Project:** California Department of Fish and Wildlife

**Person or Public Agency Carrying Out Project:** Joe Morgan

**Exempt Status:**

Statutory Exemption.

Categorical Exemption. Class 4, California Code of Regulations (CCR), title 14, §15304, Minor Alterations to Land; Class 7, CCR, title 14, §15307, Actions by Regulatory Agencies for Protection of Natural Resources; Class 8, CCR, title 14, §15308, Actions by Regulatory Agencies for Protection of the Environment; and Class 33, §15333, Small Habitat Restoration Projects.

**Reasons why project is exempt:** Class 4, CCR, title 14, §15304, Minor Alterations to Land: The project is exempt under Class 4 because it consists of the removal of discarded concrete, cement, gravel, asphalt, PVC conduit, trash, and other debris from streams and stream-adjacent areas, and the application of a locally sourced native seed hydroseed mixture and installation of appropriate stream erosion control materials. These actions are minor alterations in the condition of land, water, and/or vegetation, and do not involve the removal of healthy, mature, scenic trees. Class 7, CCR, title 14, §15307, Actions by Regulatory Agencies for Protection of Natural Resources: The project is exempt under Class 7 because it consists of habitat enhancement and restoration activities performed pursuant to actions required by regulatory agencies to maintain, manage, and protect natural resources such as fish and wildlife species. Class 8, CCR, title 14, §15308, Actions by Regulatory Agencies for Protection of the Environment: The project is exempt under Class 8 because it consists of habitat enhancement and restoration activities performed pursuant to actions required by regulatory agencies to maintain, manage and protect the environment and its natural resources such as fish and wildlife species. The project is exempt under Class 33, CCR, title 14, §15333 because the project is less than five acres in size and is designed to assure the maintenance, restoration, and enhancement of habitat for fish and wildlife resources through the removal of trash and debris from streams and stream-adjacent areas, application of a locally sourced native seed hydroseed mixture, and installation of appropriate stream erosion controls.

**CDFW Contact Person:** Marissa Caringella, Sr. Environmental Scientist Specialist, (909) 980-1381, and [marissa.caringella@wildlife.ca.gov](mailto:marissa.caringella@wildlife.ca.gov)

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*Scott Wilson*  
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6/2/2020

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Scott Wilson, Environmental Program Manager

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