

Notice of Determination

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: Melanie Day
Phone: (707) 210-4415



Lead Agency
City of Santa Rosa
100 Santa Rosa Avenue, Room 3
Santa Rosa, CA 95404
Contact: Kristinae Toomians
Phone: (707) 543-4692

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

State Clearinghouse Number: 2020060247

Project Title: 38 Degrees North Phase 2 and Phase 3 (Streambed Alteration Agreement No. EPIMS-SON-25765-R3)

Project Location (include county): The Project is located at 2660 Petaluma Hill Road, in the City of Santa Rosa, County of Sonoma, State of California. The Project is bounded by Petaluma Hill Road to the west and Franz Kafka Avenue to the east and to the south. The Project is centered at approximately Latitude 38.414458°N, Longitude 122.703108°W. The Assessor's Parcel Number is 044-051-055.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement number EPIMS-SON-25765-R3, pursuant to section 1602 of the Fish and Game Code to the project Applicant, KW Petaluma Hill Road, LLC.

The Project is a component of the development of 205 multi-family residential units on an approximately 10.9-acre parcel. The Project includes the installation of a bridge over an unnamed stream, the connection of the unnamed stream to the Petaluma Hill Road storm drain system, and the connection of the stream to another unnamed stream which will be rerouted along Franz Kafka Avenue.

This is to advise that CDFW, acting as a Responsible Agency, approved the above described project on May 11, 2022 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.

DocuSigned by:
Signature Craig Weightman Date: 5/16/2022
Craig J. Weightman, Environmental Program Manager

Date Received for filing at OPR: _____