

Notice of Determination

To:
Office of Planning and Research
[CEQA Submit](#)

From:
Department of Fish and Wildlife
Bay Delta Region
2825 Cordelia Road, Suite 100
Contact: Andrew Chambers
Email: Andrew.Chambers@wildlife.ca.gov
Phone: (707) 428-2002



Lead Agency
City of Hercules
111 Civic Center Drive
Contact: Mike Roberts
Email: MikeRoberts@ci.hercules.ca.us
Phone: (510) 799-8241

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

State Clearinghouse Number: 2020099004

Project Title: Sycamore Avenue Trunk Sewer Replacement Project (Streambed Alteration Agreement No. EPIMS-CCA-16599-R3)

Project Location (Contra Costa County): The project is located at Pinole and Refugio Creeks in the City of Hercules, California 94547; project center coordinate Latitude 38.01222, Longitude -122.29555; spanning multiple privately and publicly owned Accessor's Parcel Numbers.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Streambed Alteration Agreement No. EPIMS-CCA-16599-R3, pursuant to Fish and Game Code section 1602, to the project Applicant, the City of Hercules as represented by Mike Roberts.

The project is limited to the replacement of a 5,400-linear-foot-long by 24-inch-wide asbestos municipal sewer line with a new underground 30-inch-wide HDPE/FPVC trunk sewer of equal length. The existing sewer line will be temporarily bypassed, cleaned, and partially removed where the sewer line overhangs creek areas while abandoned in place elsewhere by being filled with concrete. Areas disturbed by the project will be remediated through the use of biodegradable erosion control techniques and revegetation.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on April 26, 2023, 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** prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures **were** made as a condition of CDFW's approval of the project.
4. A Mitigation Reporting or Monitoring Plan **was** 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 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 a Responsible Agency is available at CDFW's regional office.

DocuSigned by:
Melissa Farinha
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4/27/2023

Signature: _____ Date: _____

Melissa Farinha, Environmental Program Manager

Notice of Determination

Date Received for filing at OPR: _____