

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: Will Kanz
Email: Will.Kanz@wildlife.ca.gov
Phone: (707) 337-1184



Lead Agency
Midpeninsula Regional Open Space District
330 Distel Circle
Los Altos, California 94022
Contact: Julie Andersen
Email: jandersen@openspace.org
Phone: (650) 625-6545

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

State Clearinghouse Number: 2021080129

Project Title: Midpeninsula Regional Open Space District Open Space Maintenance and Restoration Program (Lake or Streambed Alteration Agreement No. EPIMS-SMO-22941-R3)

Project Location (San Mateo County): The Project sites are located in Open Space Preserves managed and/or owned by the Permittee in Santa Clara, San Mateo and Santa Cruz Counties, State of California. Routine maintenance Project activities will be conducted in 25 watersheds within San Mateo and Santa Clara counties. Those 25 major watersheds from north to south include: San Pedro Creek, Denniston Creek, Arroyo Leon, San Mateo Creek, Purisima Creek, San Francisquito Creek, Cordilleras Creek, Oakland Inner Harbor-San Francisco Bay, San Francisco Bay Estuaries, San Gregorio Creek, La Honda Creek, Adobe Creek, Permanente Creek, Stevens Creek, Calabazas Creek, Lower Pescadero Creek, Upper Pescadero Creek, Butano Creek, Gazos Creek, Waddell Creek, Saratoga Creek, San Tomas Aquino Creek, Los Gatos Creek, Guadalupe River, and Alamos Creek.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement (EPIMS-SMO-22941-R3), pursuant to Fish and Game Code section 1602, the project Applicant, Julie Andersen, Midpeninsula Regional Open Space District.

Under this Agreement, Permittee will conduct "routine maintenance." This Agreement authorizes the following activities: a) culvert repair and replacement). maintenance and improvements to existing ford crossings) small bank and streambed erosion control to minimize water quality and erosion impacts d)) replacement or repair of damaged or failed sections of perched fill, rock riprap, timber pile walls, embankment and retaining walls, wooden or log cribwall bank revetments and retaining walls e) placement of rip-rap above or below failed sections of structures to aid in integrity of those structures. f) cleaning and clearing roadside and trailside ditches f) vegetation removal and sediment and debris removal. g) bridge maintenance activities. No new bridges, culvert crossings fords or other non-maintenance activity is covered under this Agreement.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on February 1, 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** prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures **were** made a condition of CDFW's approval of the project.
4. A Mitigation Reporting or Monitoring Plan **was not** adopted by CDFW for this project.
5. A Statement of Overriding Considerations was not adopted by CDFW for this project.

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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:

Signature: Craig Weightman Date: 7/19/2023

Craig J. Weightman, Environmental Program Manager

Date Received for filing at OPR: _____