

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
Fairfield, CA 95434
Contact: Alicia Bird
Email: alicia.bird@wildlife.ca.gov
Phone: (707) 980-5154



Lead Agency
Napa County Flood Control and Water Conservation District
804 First Street
Napa, CA 94558
Contact: Jeremy Sarrow
Email: jeremy.sarrow@countyofnapa.org
Phone: (707) 259-8204

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

State Clearinghouse Number: 2021090589

Project Title: Bale Slough Bear Creek Restoration and Bridge Replacement Project (Lake or Streambed Alteration Agreement No. EPIMS-NAP-23604-R3)

Project Location (Napa County): The Project is located within three areas at Bale Slough, Bear Creek, and an unnamed tributary to Bale Slough, in the census-designated place of Rutherford, County of Napa, State of California. The three areas are designated as Group A, Group B, and Group C.

Group A is located at Bale Slough at approximately Latitude 38.46456°N, Longitude 122.41386°W. Group B is located at Bale Slough at approximately Latitude 38.46887°N, Longitude 122.43034°W. Group C is located at: 1) Bale Slough at approximately Latitude 38.46581°N, Longitude 122.43441°W; 2) Bear Creek at approximately Latitude 38.46852°N, Longitude 122.43053°W; and 3) an unnamed tributary to Bale Slough at approximately Latitude 38.46873°N, Longitude 122.43067°W.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement (EPIMS-NAP-23604-R3), pursuant to Fish and Game Code section 1602, to the project Applicant, Napa County Flood Control District.

The Project is limited to restoration and enhancement of approximately 14.6 acres of stream and floodplain habitat and a bridge replacement.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on 6/22/2022 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** 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

Notice of Determination

CDFW's regional office.

Signature: DocuSigned by: Craig Weightman Date: 6/23/2022
7988F6C4FDC24F2...

Craig J. Weightman, Environmental Program Manager

Date Received for filing at OPR: _____