

Amended Initial Study/Mitigated Negative Declaration

(Changes shown in Strikethroughs, Red Text and Yellow highlighting)

Anticipated Permits and Approvals

The RCDTC has the responsibility to ensure that all requirements of CEQA and other applicable measurements are met. Other potential permitting requirements for the proposed Project are listed in **Table 1** below.

Table 1: Permits and Approvals Potentially Required for the Childs Meadows Project

Approving Agency	Required Permit/Approval	Required For
California Department of Fish and Wildlife	California Endangered Species Act Consultation (Section 2081)	Incidental take or otherwise lawful activities that may adversely affect State-listed species
	Lake and Streambed Alteration Agreement (Section 1601 of the Fish and Game Code)	<p style="color: red;">Any activity that may substantially divert or obstruct the natural flow or substantially change the bed, channel, or bank of any river, stream, or lake</p> <p style="color: red;">Pursuant to section 1600 et seq. of the FGC, a Lake or Streambed Alteration Agreement (LSA) shall be required for any activity that diverts or obstructs the natural flow, or change the bed, channel, or bank (which includes associated riparian resources) of a river or stream, or use material from a streambed. Project activities, which will be subjected to LSA Notification requirements, include construction of stormwater features that discharge on or over the streambank and modification of associated riparian resources growing on the bank. Work within ephemeral streams, washes, and watercourses with subsurface flow are also subject to notification requirements. Issuance of an LSA Agreement is subject to CEQA. The Department, as a responsible agency under CEQA, shall consider the CEQA document for the Project when issuing an LSA Agreement. The CEQA document shall fully identify the potential impacts to the stream or riparian resources and provide adequate avoidance, mitigation, monitoring, and reporting commitments for completion of the agreement.</p>

Attachment F.
Original Mitigation Monitoring and
Reporting Plan (MMRP)
(On file and available for RCDTC Board Review)

Attachment G:
Amended Mitigation Monitoring and Reporting Plan (MMRP) for the
Restoring the Deer Creek Headwaters at Childs Meadows Project
Initial Study/Mitigated Negative Declaration
Tehama County, California

Modified January 18, 2021 and supersedes the Original Initial Study/Mitigated Negative Declaration shown as Appendix F Dated December 2021. Modifications are shown as strikeouts and yellow highlighting.

In accordance with CEQA Guidelines Section 15074(d), when adopting a mitigated negative declaration, the lead agency will adopt a Mitigation Monitoring and Reporting Plan (MMRP) that ensures compliance with Mitigation Measures required for project approval. The Resource Conservation District of Tehama County (RCDTC) is the lead agency for the **Restoring the Deer Creek Headwaters at Childs Meadows Project** and has approved this MMRP as a part of the final Initial Study/Mitigated Negative Declaration (IS/MND) supporting the Project. Monitoring activities will be completed by the Project Manager listed in this IS/MND. The MMRP lists the Mitigation Measures developed in the IS/MND which were designed to reduce environmental impacts to a less-than-significant level. This MMRP also identifies the party responsible for implementing the measure, defines when the Mitigation Measure must be implemented, and which party or public agency is responsible for ensuring compliance with the measure.

Potentially Significant Effects and Mitigation Measures

The following is a list of the resources that will be potentially affected by the Project and the Mitigation Measures made part of the Initial Study/Mitigated Negative Declaration. Included are Air Quality, Biological Resources, Cultural Resources, Hydrology and Water Quality, Hazards and Hazardous Materials, Noise, Transportation and Traffic, and Tribal Cultural Resources.

Mitigation Measures

The following forty-nine (49) Mitigation Measures shall be implemented in order to avoid or minimize environmental impacts. Implementation of these Mitigation Measures will reduce the potential environmental impacts of the proposed Project to less than significant levels.

Air Quality

Mitigation Measure AQ-1: Fugitive Dust

- All ground-disturbing operations shall be suspended when winds exceed 20 miles per hour or when winds carry dust beyond the Project area despite implementation of all feasible dust control measures.
- Traffic speeds on all unpaved surfaces shall be reduced to 15 miles per hour or less.
- Unnecessary vehicle traffic shall be reduced by restricting access.
- The time and location of fugitive dust generating activities shall be staggered in order to prevent impacts related to airborne particles.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure AQ-2: Construction Equipment Exhaust (also applies to Greenhouse Gas Emissions)

- All construction equipment shall be maintained in proper tune according to manufacturer's specifications. Maintenance, repair and tuning reports for equipment shall be maintained by the RCDTC Project Manager and incorporated into the RCDTC Project file.

- To the extent practicable, the use of diesel construction equipment meeting the CARB’s 1996 or newer certification standard for off-road heavy-duty diesel engines shall be maximized.
- Unnecessary vehicle idling shall be restricted to 5 minutes or less.
- Visibility emissions from stationary diesel-powered equipment shall not exceed 40% opacity for more than three minutes in any one hour.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure AQ-3: Registration of Heavy Equipment: (also applies to Greenhouse Gas Emissions)

All heavy equipment shall be registered with the State Portable Engine Registration Program. Equipment operators shall adhere to **Tehama County Air Pollution Control District** regulations pertaining to fugitive dust.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure AQ-4: Burn Permits (also applies to Greenhouse Gas Emissions)

Any burning of Project related debris shall be conducted during the regular burn season when fire danger is low and wildland fuels are sufficiently cured to assure a clean burn. The **Tehama County Air Pollution Control District (TCAPCD)** shall determine the burn day status prior to initiating any burning activity. Burning operations shall only be initiated on permissive burn days while following all federal, state, and local requirements in order to assure that burning activities are conducted in a manner and at a time that will have a less than significant level of impact to air resources. A violation of TCACP related provision is a violation of section 41852 of the California Health and Safety Code. A copy of the burn permit shall be submitted to the **TCACP** prior to any burning activity with a copy provided to the **RCDTC Project Manager** for retention in the RCDTC Project file. The RCDTC Project Manager’s copy of all burn permit documents shall be submitted to:

**Resource Conservation District of Tehama County
2 Sutter Street, Suite D
Red Bluff, CA 96080**

The **TCAPCD** shall assure adherence to the provisions of this Mitigation Measure.

Schedule:

Responsible Party: TCACP

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure AQ-5: Materials Prohibited from Burning in Connection with a Project Work (also applies to Greenhouse Gas Emissions)

Areas where Project related burning shall occur shall be free of vegetative material that has not been generated within the **Restoring the Deer Creek Headwaters at Childs Meadows Project**. The following materials are prohibited from burning within Project area: tires, rubbish, plastic, treated wood, construction/demolition debris, or material containing asbestos.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Biological Resources

Mitigation Measure BIO-1: Survey and Protection Requirements for the Cascade Frog

Suitable Cascades frog habitat in areas identified for restoration activities shall be surveyed immediately prior to commencement of impactful Project work. Suitable Cascades frog habitat as related to protection measures include saturated soils or wetter. If the restoration area is not suitable Cascades frog habitat, Project work may commence. If frogs are observed during these surveys, all operations within 23 meters of the observation shall halt, and CDFW shall be contacted for site-specific protection measures. If Cascades frogs are not observed, but the area where suitable habitat exists within or immediately adjacent to Project impact areas, a qualified and permitted biologist shall survey such habitat for frogs in the morning prior to each day's restoration/implementation activities. If frog(s) are present, observed individuals shall be captured and held in an appropriate manner until potentially impactful activities occurring within 23 meters of the capture site have been ceased for the day. Appropriate containment of frogs shall include placing individuals in clear plastic bins that have been tilted on angle and partway filled with cold stream water so the frog can choose to be in or out of the water. Bins shall also be placed in a shaded location. Exact protection measures shall be refined in consultation with CDFW personnel. The timing of restoration activities shall occur after tadpoles have metamorphosed. In the southern Cascades, larvae usually hatch in June and metamorphose in late August. **All take associated with handling, relocation, and temporary confinement of this and all other CESA-listed and candidate species must be authorized by the Department.**

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure BIO-2: Prohibition Against the Removal of Downed Trees and Logs

No previously downed trees or logs shall be removed when harvesting material for BDA construction.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure BIO-3: Preconstruction Surveys and Protection of Sandhill Crane Nest Sites and Flightless

Young

Preconstruction nesting surveys shall be completed within 0.5 mile of the proposed work area no more than 30 days prior to the start of any impactful activity conducted during the breeding season (April 1 through July 31). If no occupied nests are found, no further mitigation shall be required. If active nests or flightless young are identified within the survey area, no-disturbance buffers shall be established at a distance sufficient to minimize disturbance based on the nest location, topography, and cover. Due to greater sandhill cranes classified as a California Fully Protected species with no take authorization and that they are sensitive to disturbance, the no-disturbance buffer shall be no less than 152 meters. If active nests or flightless young are found within the survey area but outside of the 152-meter no-disturbance buffer, a qualified biologist shall be on site to monitor the nest/flightless young for signs of disturbance (e.g., agitated behavior or modified foraging or feeding behavior). If it is determined by the biologist that construction activities are resulting in disturbance, work shall cease immediately and CDFW shall be contacted to determine adequate protective measures.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure BIO-4: Use of Mechanical Equipment During Northern Goshawk Nesting Season

The use of mechanical equipment shall be avoided during the Northern Goshawk nesting season (February 15 to September 15), to a distance of ¼ mile of suitable nesting habitat or if a nest is confirmed. This restriction may be lifted if it is determined through intensive stand searches or other surveys that the suitable habitat is not occupied. If a northern goshawk nest is found in the Project area or within a ¼ mile of proposed treatment areas, the nest tree shall be protected from removal of other impacts. Improved meadow habitat will likely provide long-term benefits to this species.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure BIO-5: Protection of Osprey Nests

If active nests are found within 1/8 mile of any Project impact site, such areas shall be protected from impacts including discontinuance of Project work.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure BIO-6: Willow Cutting Near Willow Flycatcher Territories

No willows shall be cut within 164' (50 m) of all currently known willow flycatcher territories shown in **Figure Bio-4: Map of known willow flycatcher territories within the Childs Meadows complex** and any new willow flycatcher territories that may be established during future pre-restoration surveys.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure BIO-7: Work Restrictions During Willow Flycatcher Nesting Season

Impacts to willow flycatchers from disturbance shall be avoided by prohibiting within-meadow restoration activities within its nesting period of June 1 through August 15. This restriction may be lifted if it is determined through intensive searches or other appropriate surveys that the suitable habitat is not occupied. **Surveys for willow flycatcher shall be conducted as outlined in the document "A Willow Flycatcher Survey Protocol for California" dated May 29, 2003. This survey protocol is displayed under Attachment K. A Willow Flycatcher Survey Protocol for California Recommended for Use by the California Department of Fish and Wildlife as prepared by HL Bombay et al. May 29, 2003** Meadow restoration is expected to improve habitat for willow flycatcher by rewetting the meadow, increasing frequency of floodplain inundation, and increased riparian shrub cover, factors known to improve habitat for these species.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure BIO-8: Yellow Warbler Work Period Restrictions

Meadow restoration activities shall be restricted to those time periods outside the Yellow Warbler nesting period of May 15 through July 31.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure BIO-9: Avoidance and Protection of Sensitive Plant Species.

The following protective measures shall be implemented in order to avoid or prevent impacts to sensitive plants as identified and described in **Appendix G Childs Meadows Restoration Project Botanical Survey Report**.

- Flag populations with highly visible flagging and establish a 30' buffer from the population's edge.
- Educate persons performing restoration activities as to locations of sensitive plants and provide a picture guide so they can familiarize themselves with sensitive species.

- The following are recommended to avoid or minimize any direct or indirect impacts from project activities and are recommended on an individual species basis:
 - Flag and avoid population of flat leaved bladderwort with a 30' buffer.
 - Flag with a 30' buffer, populations of Shasta beardtongue near where staging area shall be established.
 - Flag a pathway from the staging area into the restoration activity area avoiding Shasta beardtongue individuals.
 - Flag and avoid populations of tufted loosestrife with a 30' buffer.
 - The following measures apply to the Cream Flowered Bladderwort
 - Flag and avoid populations of cream-flowered bladderwort in Treatment Area 13 with a 30' buffer.
 - Develop a transplanting and monitoring plan for the cream-flowered bladderwort.
 - Transplant the individuals of cream-flowered bladderwort that fall within the disturbance footprint, or deep (>8"- 1 ft.) inundation zones, of Treatment Area 10.
 - Individuals shall be moved upstream, ensuring the site has similar soil (peat), hydrologic, vegetation type and aspect. Selected transplanting sites shall extend the known population spatially, by planting beyond the known perimeters of the existing population as feasible in order to maintain population coverage. Transplanting shall occur in the season determined to have the greatest potential for success, (generally the fall), after the turions have formed on the bladderwort. Transplanting shall occur in a 25 to 1 ratio for each individual that may be destroyed, and some propagules may be used from the population to the south (T28N R5E NW 1/4 of Section 6). Transplants shall be monitored every month for the first year during the growing season, then subsequently, for the first two years. After two summer seasons of monitoring finding successful establishment and flowering for the second season, transplanting shall have been deemed successful.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure BIO-10: Pre-Implementation Surveys

Conduct surveys for special-status sensitive plants in the appropriate phenological time period, at least 30 days prior to Project implementation activities. Such pre-construction surveys shall cover the entire Project area and be conducted during the appropriate blooming period, prior to ground disturbing activities. If drought conditions exist at the time of surveys, additional pre-construction surveys for special status plant species may be warranted. Botanical surveys shall follow the Department's March 20, 2018, Protocols for Surveying and Evaluating Impacts to Special Status Native Plant Populations and Sensitive Natural Communities.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure BIO-11: Protection of Previously Unidentified Listed Plants

If during the implementation of Project work, any previously unidentified plants shown in **Table BIO-2: Scoping List of Plants** or **Table BIO-3: List of Special Status Plants, Their Habitat Preferences and Results from Botanical Surveys of the Restoring the Deer Creek Headwaters Project at Childs Meadows Project Area** are detected by the **RCDTC Project Manager**, other RCDTC representative or any Project personnel, all Project related activities shall immediately stop and a 25' "No Treatment Area" shall be established and flagged around the perimeter of any occurrence by these species individuals.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:**Initials:** _____**Date:** _____**Mitigation Measure BIO-12: Protection of Migratory Bird Treaty Act Species**

In order to protect any species covered by the Migratory Bird Treaty Act (MBTA), no Project work of any kind shall occur between March and August 10, unless the following is implemented: 1). A **pre-construction** survey is conducted by a biologist or other persons with knowledge of and ability to recognize species protected by the MBTA within 0.5 miles of the Project area during the nesting season of listed species and it is determined that there are no occupied nests within the proposed Project area. 2). If an occupied nest is found, then a biologist or other person with knowledge of, and ability to recognize, species protected by the MBTA shall determine if the birds present are those protected by the MBTA. If an MBTA species is located then a 100' "No Treatment Area" shall be established around the nest during the breeding season. If raptor species are found, the provisions of **Mitigation Measure #BIO 13 (Raptor Protection)** related to raptor protection shall also apply. Modifications and possible reduction in "No Treatment Area" size may be made after consultation with the California Department of Fish and Wildlife personnel. If Project work is delayed or suspended for more than 15 days after surveys have been completed, the Project area shall be resurveyed for MBTA or raptor species prior to reinitiating of Project work.

Schedule:**Responsible Party:****Verification of Compliance:****Monitoring Party:****Initials:** _____**Date:** _____**Mitigation Measure BIO-13: Raptor Protection**

A wildlife biologist with appropriate training in the identification of raptors shall perform a walk-through survey of treatment areas shortly before any Project work is implemented. This walk-through survey shall include examination of nests for raptor activity, visual searches for whitewash, listening for calls, and any other evidence of nesting raptors in the harvest unit. If field personnel detect raptor presence, appropriate protection measures as described below for that particular species shall be established. Upon discovery of an occupied raptor nest or any unknown large bird, the **RCDTC Project Manager** or a wildlife biologist (after conferring with the RCDTC's Project Manager) shall inform all personnel involved with Project work of such sightings. Upon notification, vegetation disturbing activities shall be suspended within one mile of the nest. Activities may resume after the species using the nest is identified and the appropriate measures described below to protect the nest are implemented on the ground.

Raptor Protection Measures*Listed Raptors*

If an occupied nest of an Endangered Species Act or California Endangered Species Act listed raptor is discovered during Project work, the Contractor shall protect the nest tree, screening trees, perch trees, and replacement trees from any Project work including, (1) suspension of Project work within one mile of the nest, (2) suspension of all Project work within a 375-foot radius buffer of the occupied nest, and (3) immediate notification and consultation by the of the California Department of Fish and Wildlife or U.S. Fish and Wildlife Service as appropriate. Modifications and possible reduction in "No Treatment Area" size may be made after such consultation has been completed.

Non-Listed Raptors

If an occupied nest of a non-listed raptor is discovered during Project work, all vegetation disturbing activities within one mile of the occupied nest shall be suspended. Upon such suspension, the **RCDTC Project Manager** or a professional biologist shall designate the nest trees, perch trees(s), screening tree(s), and replacement trees(s), for which a "No Treatment Area" shall be established.

Schedule:**Responsible Party:****Verification of Compliance:****Monitoring Party:****Initials:** _____**Date:** _____**Mitigation Measure BIO-14: Fisher Protection**

Prior to Project implementation, the **RCDTC Project Manager** or biologist shall look for freshly excavated cavities suitable for fisher dens on green trees or snags proposed for use as woody material having a diameter between 10" and 12" and that are located 6' to 12' above ground level. In addition, within the Project area, a potential den structure is defined as any

hardwood with visible indicators of cavity formation (dead or alive) ≥ 15 inches DBH, a conifer snag ≥ 22 inches DBH, or a live green cull or green wildlife conifer ≥ 22 inches DBH. A live green cull is a conifer tree with less than 25% merchantable wood by volume. A green wildlife conifer is considered a potential den structure when it has mistletoe brooms, large rest ranches, and visible signs of fungus or other indications of cavity formation or visible cavity openings. The **RCDTC Project Manager** or biologist shall contact CDFW for consultation if site-specific avoidance measures are needed that differs from those described above. Any additional site-specific avoidance measures developed through consultation with CDFW shall provide greater or equal protection to those stated here.

Den snags shall be protected by flagging the snag itself and establishing a flagged 375' radius "No Treatment Area". If a fisher is sighted in treatment areas by equipment operators or other Project personnel during any Project work, all vegetation disturbing activities shall be suspended within that area and the **RCDTC Project Manager** or biologist shall be notified. If a den or habitation of a fisher is discovered, all operations shall be suspended and a survey for a fisher den shall be completed. If a den is found a, flagged 375' radius "No Treatment Area" shall be established around the identified den or habitation. The Department of Fish and Wildlife shall then be immediately notified.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure BIO-15: Protection of Riparian Vegetation

Prior to Project implementation, the **RCDTC Project Manager** shall determine and identify the exact location of equipment access points along with stream course crossings using those sites that are stable and that will minimize riparian disturbance. During implementation of Project work as much understory vegetation shall be retained as possible in order to maximize shade producing and bank stabilizing vegetation during Project implementation. Soil compaction shall be minimized using equipment with a greater reach or that exerts less pressure per square inch on the ground, resulting in less overall area disturbed or less compaction of disturbed areas. Disturbed soils shall be decompacted at the Project's completion as mobile equipment exits Project impact areas. Disturbed and decompacted areas shall be revegetated, with native species specific to the Project location that comprise a diverse community of woody and herbaceous species.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure BIO-16: Minimizing of Impacts to Aquatic Habitat and Species during Dewatering of the Project Site

When Project implementation work occurs within a year-round flowing channel, the Project site must be dewatered. In order to prevent or minimize impacts including the temporary loss of aquatic habitat; stranding, displacement, or crushing of fish and amphibian species along with increased turbidity from disturbance of the channel bed, the following measures shall be implemented during dewatering operations:

- Determination by the RCDTC Project Manager and CDFW personnel as to the most appropriate specific means of bypassing flow around the work area in order to minimize channel disturbance and avoid direct mortality of fish and other aquatic vertebrates.
- Coordinate project site dewatering with a fisheries biologist qualified to perform fish and amphibian relocation activities.
- Minimize the length of the dewatered stream channel and duration of dewatering.
- Bypass stream flow around work area but maintain stream flow to channel below project impact sites.
- Periodically pump the dewatered stream segment dry of seepage.
- Place pumps in flat areas, well away from the stream channel.
- Secure pump units by tying off to a tree or staking in place to prevent movement by vibration.
- Refuel pump units in an area well away from stream channels and place fuel absorbent mats under pumps while refueling.
- Cover pump intakes with 1/8" mesh to prevent entrainment of fish or amphibians that fail to be removed prior to dewatering operations.

- Check pump intakes periodically for impingement of fish or amphibians that fail to be removed prior to dewatering operations.
- Discharge wastewater from Project impact areas to an upland location where it will not drain sediment-laden water back to stream channel.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Biological Resources (Invasive Plants)

Mitigation Measure BIO-17: Pre-Implementation Surveys for Invasive Plants

Surveys for invasive plants in the appropriate phenological time period will be conducted at least 30 days prior to Project implementation activities.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure BIO-18: Identification and Isolation of Invasive Plants

Prior to the implementation of any Project work, the **RCDTC Project Manager** or other suitably qualified individual (having knowledge in the identification and control of noxious plants) as selected by the **RCDTC Project Manager** shall survey the Project area in order to identify and if necessary, recommend treatment of CDFA listed noxious plants (including those listed in **Table BIO-4 California Invasive Plant Council Rated Non-Native and Invasive Plants Within the Project Area**). If such plant infestations are found, they shall be either 1.) flagged and avoided during Project implementation, or 2.) treated prior to Project implementation. **Appendix F Best Management Practices Developed for the Restoring the Deer Creek Headwaters at Childs Meadows Project** provides information on approved best management practices related to the control of invasive plant species. Populations of invasive plants listed by Cal-IPC shall be evaluated by the **RCDTC Project Manager** or other suitably trained individual as selected by the **RCDTC Project Manager** for risk of further infestation due to Project related activities, with treatments or other mitigations applied as needed. If discrete patches of Cal-IPC listed invasive plants are identified, (e.g., species that are not already common in the Project area) all equipment staging sites shall be located outside of such infestations.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure BIO-19: Soil Borne Invasive Plant and Seed Material

In order to prevent the spread of soil born nonnative plant material and seed, the following protection measures shall be adhered to in connection with all Project work:

- Prior to moving soil from one location to another, the site in which soils will be obtained shall be inspected for nonnative invasive species. In the event nonnative plant material of seed is found, soil shall be obtained from another location.
- Sites where borrow soil is imported shall be monitored and treated for 3 years for invasive nonnative plants.
- Staging areas shall be located away from areas containing invasive nonnative plants.
- Pathways from staging areas to restoration locations shall be routed and buffered away from areas containing nonnative invasive plants.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure BIO-20: Post Project Monitoring for Invasive Plants

Monitoring for invasive plants infestations shall be conducted by the **RCDTC Project Manager** or other qualified individual as selected by the **RCDTC Project Manager** for three years after all Project work has been completed. The **RCDTC Project Manager** shall establish the timing and frequency of monitoring activities. If an individual other than the RCDTC Project Manager (as selected by the RCDTC Project Manager) is to complete monitoring activities, that person shall have training in the identification and control of noxious plants. If necessary, to assure control of noxious plants, the **RCDTC Project Manager** may require follow up abatement once all Project work has been completed. Inspection for noxious plants, monitoring photographs shall be taken and incorporated into the RCDTC Files with follow-up abatement completed as necessary.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure BIO-21: Invasive Plants and Equipment Cleaning

In order to prevent the spread of invasive plant species, all mechanical and hand equipment to be used in the implementation of Project work shall be cleaned prior to use within the Project area. The **RCDTC Project Manager** shall assure and document equipment cleaning and adherence to **Mitigation Measure #BIO-21:** requirements in the form date-stamped representative photographs (with location labels added) of all equipment to be used in the execution of Project work. Photographs shall be taken by the **RCDTC Project Manager** or another individual as selected by the **RCDTC Project Manager** before any Project work is implemented. Photographs shall indicate that such equipment has been cleaned off site prior to use within the Project area. A copy of these photographs shall be incorporated into the RCDTC Project files within 7 days of being taken.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure BIO-22: Prevention of Invasive Plant Infestations Related to Soils Borrow Sites

In order to prevent the spread of invasive plant species found at borrow sites, if such plants are identified within these areas, they shall be flagged and material not utilized in connection with any Project work. All sites in which fill material is utilized shall be monitored for a period of 3 years to assure that such species are not developing.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure BIO-23: Bat Protection Measures

Trees that contain cavities, crevices and/or exfoliated bark have high potential to be used by various bat species. If the Project work will impact trees with the above-referenced characteristics, a thorough survey of such trees shall be conducted by a qualified biologist or arborist familiar with these features to determine if tree features and habitat elements are present. Trees with features potentially suitable for bat roosting shall be clearly marked prior to removal. If removal or disturbance of trees identified to have roost structure will occur during the bat maternity season, when young are non-volant (March 1 – Aug 31), or during the bat hibernacula (November 1 – March 1), when bats have limited ability to safely relocate roosts, it could cause a significant impact to bats through direct mortality during the roost removal. Depending on the impact, if any, to the roosting habitat, replacement or alternate roost habitat shall be provided. If necessary, humane evictions shall be conducted during seasonal periods of bat activity, which may vary by year, location, or species as determined by or under the supervision of a biologist with specific experience conducting exclusions. If necessary in order to provide adequate protection to bat species,

Humane exclusions shall consist of a two-day tree removal process whereby the non-habitat trees and brush are removed along with certain tree limbs on the first day and the remainder of the tree on the second day. It is anticipated that this two-step process will change the microhabitat of the area resulting in bats vacating Project impact areas under their own volition, therefore minimizing mortality and other impacts to bat species.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure BIO-24: Wildlife and Botanical Survey Results

Wildlife and botanical survey results shall be emailed to the California Department of Fish and Wildlife at:

RICEQARedding@wildlife.ca.gov.

If any special status species are found during surveys, California Natural Diversity Database (CNDDDB) forms shall be filled out and submitted to CNDDDB and a copy of the form be sent to the Northern Region office at RICEQARedding@wildlife.ca.gov.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Cultural Resources

Mitigation Measure CUL-1: Protection of Identified Cultural Resources

All new and previously recorded archeological sites identified during field surveys completed in connection with the preparation of this Initial Study/Mitigated Negative Declaration and documented in a previous archeological report entitled “**Cultural Resources Assessment of the Childs Meadows Head Cut Stabilization and Repair Project Area, Tehama County, California** (Peak and Associates) dated October 2014 shall be protected through complete avoidance. A flagged 50’ “No Treatment Area” shall be established around each of these sites by the **RCDTC Project Manager** or prior to implementation of any Project work.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure CUL-2: Protection of Newly Discovered Archeological, Prehistoric, Historic or Paleontological Resource

Within areas of ground or vegetation disturbing activities, if Project work appears to expose any previously unknown archeological, prehistoric, historic or paleontological resource sites within the impact area of any Project work or within 15.4 meters beyond the Project work impact boundaries, the site shall be avoided. Work may continue elsewhere within the overall Project area. Exposed cultural or paleontological resources shall be appropriately flagged in order to immediately establish a “No treatment Area” of at least 30.48 meters. A professional archeologist shall examine the site, evaluate found objects and make a finding of their significance. The archeologist shall also develop recommendations for the permanent protection of objects and site treatments as necessary. Identified sites shall be permanently protected through avoidance. These sites shall be made off limits to personnel, equipment, and Project related impacts of any kind. A professional archeologist shall determine an appropriate permanent flagged exclusion zone once the site has been adequately assessed for significance. Findings of significance shall be prepared and submitted to appropriate agencies and Native American groups at the discretion of the professional archeologist. As appropriate, findings shall be recorded in the RCDTC Project files.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure CUL-3: Discovery of Human Remains

If during the execution of Project work, human remains are found, the **RCDTC Project Manager** or other RCDTC personnel with supervisory responsibility shall, after having informed the RCDTC Project Manager of such findings, halt work at that location until a professional archaeologist visits the site in order to assess their significance, process the remains and immediately notify the County Coroner. If the remains are determined by the County coroner to be Native American, the Native American Heritage Commission (NAHC) and Native American groups at the discretion of the professional archeologist shall be notified within 24 hours and the guidelines of the NAHC shall be adhered to in the treatment and disposition of the remains. Findings of significance shall be prepared and submitted to appropriate agencies at the discretion of the professional archeologist. Findings shall also be recorded in the Project files by the **RCDTC Project Manager**. Project work may continue on other non-impacted portions of the Project area.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure CUL-4: Cattle Supplement Stations

If the Collins Almanor Forest continue to issue grazing permits, a requirement shall be incorporated into these stating that salt blocks, feed and supplement stations shall not be placed within the boundaries or buffer zones of archaeological sites.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party: CAF

Initials: _____

Date: _____

Hydrology and Water Quality

Mitigation Measure HYDRO-1: Stormwater Pollution Prevention Plan

A Stormwater Pollution Prevention Plan shall be implemented prior to initiation of Project work. The RCDTC shall implement BMPs identified in the SWPPP and those Shown in **Appendix F Best Management Practices Developed for the Restoring the Deer Creek Headwaters at Childs Meadows Project** for controlling soil erosion and discharges of other Project related contaminants. Such BMP's shall be in addition to the specific Mitigation Measure listed in this Initial Study/Mitigated Negative Declaration. Routine monitoring and inspection of BMPs shall be conducted by the **RCDTC Project Manager** to ensure that the quality of storm water discharges is in compliance with the permit. BMPs required to be incorporated into the SWPPP include:

- Soil stabilization measures, such as preservation of existing vegetation and use of mulch or temporary plantings to minimize soil disturbance;
- Sediment control measures to prevent disturbed soils from entering waterways;
- Tracking control measures to reduce sediments that leave the Project site on vehicle or equipment tires;
- Non-stormwater discharge control measures, such as monitoring water quality of dewatering operations and hazardous material delivery along with storage, and emergency spill response requirements.

The **RCDTC Project Manager** shall ensure that BMPs are implemented as appropriate throughout the duration of Project work and shall be responsible for contractor and subcontractor compliance with the SWPPP requirements. In addition, the SWPPP shall include information on:

- The project's Implementation schedule
- Pollutant source identification
- Storm water BMPs
- Erosion control
- Sedimentation control
- Maintenance and Inspections

- Post Project implementation storm water management

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure HYDRO-2: Protection of Existing Drainage Features

Any existing drainage features shall be protected from Project related impacts and shall remain free of obstruction.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Hazards and Hazardous Materials

Mitigation Measure HA/HAZ-1: Protection Against Hazardous Material Spills in Streams and Riparian Zones (*also applies to Biological Resources and Hydrology and Water Quality*)

To reduce potential impacts associated with fuel spills in streams and riparian areas, the **RCDTC Project Manager** or other qualified individual as determined by the RCDTC shall ensure that fuels and lubricants are at no time transported across a live stream other than in the tank of equipment being moved or already applied to such equipment. Only existing roads and stream crossings or new formally developed crossings shall be used to move personnel, equipment and materials across stream courses as well as into and out of the Project site unless previously approved by the **RCD Program Manager**. **Appendix E Best Management Practices Developed for the Restoring the Deer Creek Headwaters at Childs Meadows Project** provides information on approved protective practices related to the protection of resources from the impact of hazardous spills in stream and riparian areas.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure HA/HAZ-2: Equipment Refueling and Maintenance Precautions (*also applies to Biological Resources and Hydrology and Water Quality*)

The **RCDTC Project Manager** or other qualified individual as determined by the RCDTC, shall select refueling and maintenance sites for all equipment including power hand tools within flat sites that are away from TEBs and other buffers related to dry or wet waterways along with areas that could potentially flow into a stream or other waterway in the event of an accidental spill. Such sites shall also be established outside of TEBs and other exclusion zones established in order to protect wildlife and plant resources along with Cultural Resource Exclusion Buffers established to protect cultural and tribal resources. Fuel containment equipment including absorbent sheets and waddles shall be made available by the **RCDTC Project Manager** at all refueling and maintenance areas. The **RCDTC Project Manager**, other responsible RCDTC personnel and equipment operators shall be responsible for the immediate containment and removal of any spilled material and shall immediately inform the **RCDTC Project Manager** of such spills. The **RCDTC Project Manager** shall then immediately contact appropriate authorities including the CDFW informing them of such spills. The **RCDTC Project Manager** shall inform all workers of the importance of preventing spills and of the appropriate measures to take should a spill occur. Equipment shall be stored and maintained within properly cleared areas. The **RCDTC Project Manager** or other responsible RCDTC personnel shall inspect refueling areas to assure compliance with **Mitigation Measure #HA/HAZ 2**. **Appendix E Best Management Practices Developed for the Restoring the Deer Creek Headwaters at Childs Meadows Project** provides information on approved best management practices related to equipment refueling and maintenance that will protect resources from the impacts of such operations.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure HA/HAZ-3: Limitations on Equipment Use (*also applies to Biological Resources and Hydrology and Water Quality*)

The following conditions apply to the use of equipment in connection with proposed Project work:

- A contained area shall be designated for equipment storage, short-term maintenance, and refueling and shall be located at least 50' from waterbodies.
- Major vehicle maintenance and washing shall be conducted off site.
- All spent fluids including motor oil, radiator coolant, or other fluids either vegetable or petroleum based, along with used vehicle batteries shall be collected, stored, and recycled as hazardous waste off site.
- Dry cleanup methods (i.e., absorbent materials, cat litter, and/or rags) shall be used whenever possible.
- Spilled dry materials shall be swept up immediately.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure HA/HAZ-4: Equipment Inspections Related to Oil and Fuel (*also applies to Biological Resources and Hydrology and Water Quality*)

The **RCDTC Project Manager** or other qualified individual as determined by the RCDTC shall make periodic inspections of equipment for leaking oil or fuel correcting or repairing any such leaks prior to resuming their use or crossing any stream channels. The **RCDTC Project Manager** or other qualified individual as determined by the RCDTC shall be responsible for all repairs made in order to assure adherence to **Mitigation Measure #HA/HAZ-4**: Inspection reports shall be submitted to:

**Resource Conservation District of Tehama County
2 Sutter Street Suite D
Red Bluff, CA 96080**

The results of these inspections reports shall be incorporated into the RCDTC Project files along with evidence of any repairs required and completed before returning equipment to Project work sites.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure HA/HAZ-5: Communications Equipment

The **RCDTC Project Manager** shall assure that dependable radios or phone communication is available at all Project area work sites in order to report emergencies that may occur.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure HA/HAZ-6: Fire Protection Equipment (*also applies to Air Quality, Biological Resources, Greenhouse Gas Emissions, and Hydrology and Water Quality*)

To reduce impacts associated with exposure of people or structures to wildland fires, the **RCDTC Project Manager** shall ensure that adequate fire protection equipment is available at work sites. This shall include fire extinguishers attached to all mechanized equipment. In addition, firefighting hand tools shall be made available at all areas where equipment is operated. The **RCDTC Project Manager** and all workers shall comply with all applicable fire safe standards as found in Public Resources Code Division 4, Chapter 6, (PRC's 4427, 4428, 4429, 4431, 4442, list not all inclusive). Vehicles shall not be parked in tall grass or any other location where heat from the exhaust system could ignite a fire. All motorized equipment

shall have approved spark arrestors. A Project work log shall be maintained which documents that contractors and/or landowners have provided equipment for adequate fire protection prior to the start of any Project work by the contractor and/or landowners, and that firefighting hand tools have been made available at all areas where equipment is operated. A copy of the Project work log shall be sent on a weekly basis during the execution of Project work to:

**Resource Conservation District of Tehama County
2 Sutter Street, Suite D
Red Bluff, CA 96080**

with a copy retained in the RCDTC Project files, in order to document compliance with **Mitigation Measure #HA/HAZ-6.**

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure HA/HAZ-7: Use of Bio-Hydraulic Fluid: All fueled equipment to be operated within meadow, aquatic and other sensitive areas shall use vegetable based hydraulic fluid. Documentation certifying the use of bio hydraulic fluid shall be provided to:

**Resource Conservation District of Tehama County
2 Sutter Street, Suite D
Red Bluff, CA 96080**

with a copy retained in the RCDTC Project files, in order to document compliance with **Mitigation Measure #HA/HAZ-7.**

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Noise

Mitigation Measure NOISE-1: Implement General Noise Protection and Reduction Measures

Equipment not in use shall not be left idling for more than 5 minutes. All noise producing equipment shall be equipped with noise control devices such as mufflers, in accordance with manufacturers' specifications and shall be maintained in proper operating condition. Transportation routes shall be coordinated, and equipment arranged to minimize disturbance to noise-sensitive uses. The **RCDTC Project Manager** or an appointed disturbance coordinator shall respond to all public complaints.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure NOISE-2: Limited Period of Operation

All Project activities entailing the use of mechanical equipment or engines, including mechanical hand tools, shall be conducted between the hours of 7 AM to 7 PM.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Transportation and Traffic

TRANS/TRAFFIC-1: Authorization for Access onto County Maintained Roads, State Highways or Road Rights-of-Way

If Project work described in this Initial Study/Mitigated Negative Declaration will enter into the right-of-way along any State, County, National Forest or privately maintained road, access authorization shall be obtained from Cal Trans District 2, the Tehama County Public Works Departments, the Lassen National Forest or the owner of any private road. A separate authorization shall be obtained for each occurrence of entry into a State, County, U.S. Forest Service Road. Only a single access authorization will be required for all Project related entries onto private roads. All State, County and federal regulations related to right-of-way access and road use shall be adhered to during the implementation of all Project work. Adherence shall also be given to all provisions established in access agreements executed between the RCD of Tehama County and private landowners.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Tribal Cultural Resources

Mitigation Measure TCR-1: Tribal Consultation (*also applies to Cultural Resources*)

If Native American archaeological or other cultural materials are discovered during implementation of any Project work, consultation shall be conducted between the **RCDTC Project Manager** and appropriate tribal representatives. Consultation shall entail the development of in place resource avoidance and preservation measures or revisions to the Project's implementation that result in avoidance of the resource and protection of its cultural and natural context. Tribal and other cultural resources shall be treated in a culturally appropriate manner taking into account tribal cultural values and meaning of the resource, including:

- Protecting the cultural character and integrity of the resource
- Protecting the traditional use of the resource

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure TCR-2: Formally Established Buffer Zones Around Mapped and Unmapped Tribal Resource Sites (*also applies to Cultural Resources*)

Project related activity shall avoid all potential direct and indirect effects within a 100' (30 meters) buffer zone established around all sides of mapped tribal resource site boundaries. If Project personnel discover previously unidentified tribal resources during implementation of Project work, the **RCDTC Project Manager** shall be notified, and all work halted until the inadvertently discovered tribal resources can be analyzed by an appropriate tribal representative or profession archeologist. Upon completion of analysis, a 100' buffer shall be established around such sites.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure TCR-3: Formal Establishment of Prohibition Against Looting Within the Project Area and Surrounding Lands (*also applies to Cultural Resources*)

The **RCDTC Project Manager** shall establish and convey to all Project participants and personnel a prohibition against looting and that such activity is disqualifying action and subject to law enforcement.

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Mitigation Measure TCR-4: Tribal Consultation (*also applies to Cultural Resources*)

If Native American archaeological or other cultural materials are discovered during implementation of any Project work, consultation shall be conducted between the **RCDTC Project Manager** and appropriate tribal representatives. Consultation shall entail the development of in place resource avoidance and preservation measures or revisions to the Project's implementation that result in avoidance of the resource and protection of its cultural and natural context. Tribal and other cultural resources shall be treated in a culturally appropriate manner taking into account tribal cultural values and meaning of the resource, including:

- Protecting the cultural character and integrity of the resource
- Protecting the traditional use of the resource

Schedule:

Responsible Party:

Verification of Compliance:

Monitoring Party:

Initials: _____

Date: _____

Attachment H.
**Verification of State Clearinghouse Distribution of Initial
Study/Mitigated Negative Declaration to State Review Agencies Dated
December 9, 2021**

From: Mikayla Vaba <mikayla.vaba@opr.ca.gov>
Sent: Thursday, December 9, 2021 3:47:53 PM
To: Jon Barrett <jbarrett@tehamacountyrcd.org>
Subject: SCH Number 2021120196

Hello,

Your project is published and available for review. Please note the review 'start' and 'end' period. You can use the "navigation" tab and select "published document" to view your project and any attachments on CEQAnet.

Closing Letters: The State Clearinghouse (SCH) would like to inform you that at this time, our office has transitioned from providing close of review period acknowledgement on your CEQA environmental document. During the phase of not receiving notice on the close of review period, comments submitted by state agencies at the close of review period (and after) are available on CEQAnet. Please visit: <https://ceqanet.opr.ca.gov/Search/Advanced>

- Type in the SCH# of your project
- If filtering by "Lead Agency," select the correct project
- Only State Agency comments will be available in the "attachments" section. Note: Refer to the bold and highlighted agencies.

Mikayla Vaba
State Clearinghouse
(916) 445-0613
mikayla.vaba@opr.ca.gov

To view your submission, use the following link.
<https://ceqasubmit.opr.ca.gov/Document/Index/274519/1>

Attachment I.
Comment Letter
California Department of Fish and Wildlife
January 7, 2022
(On file and available for RCDTC Board Review)

Attachment J.
Public Notice – Noticed of Intent –Notice of Completion-
Summary Form for Electronic Document Submittal and
Notice of Determination
(On file and available for RCDTC Board Review)

Attachment K.
A Willow Flycatcher Survey Protocol for California
Recommended for Use by the California Department of
Fish and Wildlife as prepared by HL Bombay et al.
May 29, 2003
(On file and available for RCDTC Board Review)

Attachment L.
Protocols for Surveying and Evaluating Impacts to
Special Status Native Plant Populations and
Sensitive Natural Communities
March 20, 2018
State of California Natural Resources Agency
Department of Fish and Wildlife

(On file and available for RCDTC Board Review)

Attachment M.

**RESOLUTION OF THE
RESOURCE CONSERVATION DISTRICT OF TEHAMA COUNTY
ADOPTING AN INITIAL STUDY AND MITIGATED NEGATIVE DECLARATION
FOR THE RESTORING THE DEER CREEK HEADWATERS AT CHILDS MEADOW
PROJECT**

RESOLUTION #22-4

WHEREAS, the Resource Conservation District of Tehama County (RCDTC) is established under Division 9 of the California Public Resources Code and by the rules of the Tehama County Local Agency Formation Committee as a locally governed agency with primary authority to implement local natural resource conservation measures; and

WHEREAS, the RCDTC considers that there are important and valued natural resources on and/or adjacent to the project location, such as the headwaters of the Deer Creek watershed, which is just to the west of the Upper North Fork Feather River watershed; and

WHEREAS, the RCDTC wishes to implement the Restoring the Deer Creek Headwaters at Childs Meadows Project (here throughout referred to as the “Project”), to plan, permit, restore and enhance the riparian wet meadow on 404 acres of the Childs Meadows complex located at the intersection of the Sierra Nevada and Cascades mountain ranges in northeastern Tehama County. The Project entails implementation of restoration practices that will address current hydrologic and biological issues within the Childs Meadows complex to increase hydrologic connectivity and recover other ecological processes lost due to human alteration. These components were designed to utilize natural materials and energy within natural systems (e.g., sediment transport, beaver ecosystem engineering) and to allow for treatment adjustments as necessary over time to achieve Project goals and objectives to assure long term meadow recovery; and

WHEREAS, the RCDTC considers this project to be a benefit to Tehama County while protecting natural resources; and

WHEREAS, a duly noticed public hearing was held before the RCDTC on February 16, 2022; and

WHEREAS, the RCDTC has considered the Initial Study and Mitigated Negative Declaration prepared by RCDTC staff; and

WHEREAS, said Initial Study and Mitigated Negative Declaration was circulated for public review and comment per CEQA for a 30-day review period that ended on January 6, 2022; and

WHEREAS, said Initial Study and Mitigated Negative Declaration was referred to potentially affected property owners, various affected public and private agencies, County departments, and referral agencies for review and comments; and

WHEREAS, the Board of the RCDTC has solicited and considered public comments, and a staff report;

NOW, THEREFORE, BE IT RESOLVED that the Resource Conservation District of Tehama County (RCDTC):

- I. Adopts a Mitigated Negative Declaration pursuant to CEQA with the following findings:
 - A. An Initial Study was completed in compliance with the California Environmental Quality Act. Said study identified potentially significant environmental effects and included mitigation measures that would mitigate such effects below significant levels; a Mitigated Negative Declaration is proposed.
 - B. The RCDTC has considered the Initial Study and proposed Mitigated Negative Declaration, together with comments received during the review process and public hearing.
 - C. On the basis of the whole record before the Board of the RCDTC, including the Initial Study and any comments received, the RCDTC has determined the Project as developed, implemented, and mitigated, would not have a significant impact on the environment.
 - D. The proposed Mitigated Negative Declaration reflects the independent judgment and analysis of the RCDTC, which is the Lead Agency under CEQA.
 - E. The Mitigated Negative Declaration includes Mitigation Measures AQ 1 through 5, BIO 1 through 24, CUL 1 through 4, HYDRO 1 and 2, HA/HAZ 1 through 7, NOISE 1 and 2, TRANS/TRAFFIC-1, and TCR 1 through 4 as detailed in Attachment G of this document.
 - F. The RCDTC will serve as custodian of the record of this CEQA determination. The location of the record is 2 Sutter Street, Suite D Red Bluff, CA 96080.
- II. Finds that the collection of fees pursuant to Fish and Game Code Section 711.4 and 14 CCR 753.5 is required, prior to filing a Notice of Determination for the Project. The Project will not be operative, nor may any local permits be issued for the Project, and the Project will be invalid (per Section 711.4 (c) (3)) until such fees are paid.
- III. In order to avoid, minimize, and/or reduce environmental impacts of the Project to a less than significant level, the RCDTC approves the Mitigation Monitoring and Reporting Plan (MMRP) for this Project, as detailed on Attachment G of this document.
- IV. Adoption of the Initial Study and Mitigated Negative Declaration of the Project is subject to the following findings:
 - A. The proposed use on the property where the Project is located will not impair the integrity and character of the community and watershed resources.
 - B. The proposed Project would not be unreasonably incompatible with, or injurious to, surrounding properties, or detrimental to the health and general welfare of the persons residing or working in the area, or to the health, welfare and safety of the residents of the County, as supported by the following:
 1. The RCDTC has circulated the proposed Initial Study and Mitigated Negative Declaration to County, responsible and Trustee agencies and has not received any

responses that indicate that there is evidence that the Project, with forty-nine (49) appropriate mitigation measures, would cause any significant environmental impacts.

2. The environmental impacts of this Project appear to be minor in general. Assuming all mitigation measures are dutifully executed, impacts will be less than significant.
3. Adoption of the Initial Study and Mitigated Negative Declaration for this Project does not preclude the possible need for permits and/or licenses from other, local, State, federal, and Responsible or Trustee agencies under CEQA.

C. The Project does not require the removal of any rare, threatened, or protected species.

I hereby certify that the above is a true and correct copy of Resolution #22-4, adopted on the motion of xxx, seconded by xxx, and duly passed at a regular public meeting held by the Board of Directors at 9:15 A.M. on February 16, 2022, at the Resource Conservation District of Tehama County Office, 2 Sutter Street, Red Bluff, California.

Roll Call was as follows:

AYES:

NOES:

ABSTAIN:

ABSENT:

Submitted by,

Board President