

Notice of Determination

To:

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

From:

Department of Fish and Wildlife
Department of Fish and Wildlife
Bay Delta Region
2825 Cordelia Road, Suite 100, Fairfield, CA 94534
Contact: Alexander Single
Email: Alexander.Single@wildlife.ca.gov



Lead Agency
Marin County Parks and Open Space District
3501 Civic Center Drive, Suite 260
San Rafael, CA 949
Contact: Michelle Julene
Email: mjulene@marincounty.org
Phone: (415) 473-6387

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

State Clearinghouse Number: 2022060238

Project Title: Memorial Trail Improvement Project (Lake or Streambed Alteration Agreement No. EPIMS-MAN-30748-R3)

Project Location (Marin): The Project is located at eight unnamed tributaries to Gallinas Creek, in the City of San Rafael, County of Marin, State of California; Latitude 37.994989 °N, Longitude 122.553685 °W; in the southeast ¼ of Section 19, Township 2 North, Range 6 West of the Mount Diablo Base Range and Meridian and the southwest ¼ of Section 19, Township 2 North, Range 6 West of the Mount Diablo Base Range and Meridian, U.S. Geological Survey San Rafael Quadrangle, in the Terra Linda/Sleepy Hollow Open Space Preserve, Assessor's Parcel Number 175-010-97.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement (EPIMS- MAN-30748-R3), pursuant to Fish and Game Code section 1602, to the project Applicant, Marin County Parks and Open Space District.

The Project is limited to 13 crossings of eight streams including seven rock armored ford crossings and six bridges. The Project is part of realigning the existing Memorial Trail and nearby use trails, decommissioning 1.77 miles of existing trail, constructing 1.48 miles of new trail, and upgrading 0.48 miles of existing trail.

The bridges will consist of untreated lumber, steel, or fiberglass set in concrete foundations. The four bridges to be built on the Memorial Trail will be six feet wide and 30, 16, 24, and 30 feet long, respectively. The two bridges to be built on the Malone Trail will both be four feet wide and 18 feet long bridges and ford crossings will be constructed using standard plans. Trail dozers, mini-excavators, compactors, cement mixers, rubber track carriers, generators, All Terrain Vehicles, generators, jackhammers, power saws, and other hand tools would be used to construct the rock armored ford crossings and bridges.

The Project will result in 1,226 square feet and 271 linear feet of permanent impacts associated with bridge footings and shading and rock armored ford crossings, and 146 square feet and 490 linear feet of temporary disturbance.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on July 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 a condition of CDFW's approval of the project.

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- 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.
- 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:
Craig Weightman 7/26/2023
Signature: _____ Date: _____
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Craig J. Weightman, Environmental Program Manager

Date Received for filing at OPR: _____