

## Notice of Determination

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**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: Marcia Grefsrud  
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[marcia.grefsrud@wildlife.ca.gov](mailto:marcia.grefsrud@wildlife.ca.gov)  
Phone: (707) 428-2002; or, (707) 644-2812



**Lead Agency**

East Bay Regional Park District  
2950 Peralta Oaks Court  
Oakland, CA 94605  
Contact: Drake Hebert  
Email: [dhebert@ebparks.org](mailto:dhebert@ebparks.org)  
Phone: (510) 544-2334

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

**State Clearinghouse Number:** 2022060373

**Project Title:** Routine Maintenance and Restoration Program (Master Streambed Alteration Agreement No. (1600-2022-005-R3))

**Project Location:** The project is located on lands owned and operated by the East Bay Regional Park District in Alameda and Contra Costa Counties.

**Project Description:** The California Department of Fish and Wildlife (CDFW) has executed Master Streambed Alteration Agreement (1600-2022-005-R3), pursuant to Fish and Game Code section 1602, to the project Permittee, Matt Graul/East Bay Regional Park District.

The purpose of the Master Agreement is to allow the Permittee to conduct maintenance and restoration activities in streams, catch basins, seeps, springs, ponds, reservoirs, beaches, tidal marshes, and shoreline levees described in the notification for the project. The purpose of these activities is to maintain existing facilities, protect water quality, reduce erosion, maintain public and emergency access, and maintain natural resources that support a variety of state and federally listed, special-status, and other native species. The Permittee will also restore various aquatic and wetland ecosystems, including lentic (i.e., still fresh water, such as a pond or lake) and lotic (i.e., flowing fresh water, such as a stream) habitat; these restoration activities focus on enhancement and/or creation of aquatic ecosystems, with the primary objective to promote the conservation and recovery of sensitive species and riparian and other sensitive habitats, and in some cases, to provide habitat compensation for routine maintenance activities. In general, maintenance and restoration projects to be conducted under the Master Agreement result in net environmental benefits through controlling erosion, removing invasive vegetation, reducing sedimentation, restoring pond habitat, and improving the quality of stream and riparian habitat.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on [ 8/4/2023 ] 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.
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.

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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:

Signature: Stacy Sherman for Date: 8/4/2023  
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Erin Chappell, Regional Manager

Date Received for filing at OPR: \_\_\_\_\_