

Notice of Determination

To:
Office of Planning and Research
For U.S. Mail:
P.O. Box 3044
Sacramento, CA 95812-3044

Street Address:
1400 Tenth Street
Sacramento, CA 95814

From:
Department of Fish and Wildlife
North Central Region
1701 Nimbus Road
Rancho Cordova, CA 95670
Contact: Melissa Stanfield
Phone: 916-597-6417



Lead Agency:
CA Department of Water Resources
3500 Industrial Blvd.
West Sacramento, CA 95691
Contact: Jason Kindopp
Phone: 916-812-7640

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

State Clearinghouse Number: ~~2022060721~~ 2022060721

Project Title: Feather River Fish Monitoring Station (Lake and Streambed Alteration Agreement EPIMS Notification No. BUT-17143-R2)

Project Location (include county): The project is located in and adjacent to the low-flow channel (LFC) of the Feather River at river mile (RM) 60.6 upstream of the Thermalito Afterbay Outlet near the town of Oroville in Butte County, California. This location corresponds to a portion of Section 35, Township 19 North, Range 3 East of the Palermo, California U.S. Geological Survey (USGS) 7.5-minute topographic quadrangle. The Project is located on California Department of Fish and Wildlife property within the Oroville Wildlife Area (OWA) and is comprised of multiple components in the following locations: resistance board weir, upstream passage complex, and PIT tag antenna array (39.46098° N, 121.60846°W); floodplain junction box (39.460827° N, 121.608518° W); and fenced power and controller area (39.46003° N, 121.60834°W).

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement EPIMS Notification Number BUT-17143-R2, pursuant to section 1602 of the Fish and Game Code to the project Applicant, CA Department of Water Resources (DWR) as represented by Jason Kindopp.

The project is limited to the construction of a fish monitoring station including four main components: resistance board weir, upstream passage complex, a PIT tag antenna array, and the solar power system. Access to the project site will utilize existing paved haul roads, a rocked and maintained access road, and the Feather River. For weir and floodplain box construction, materials will primarily be brought in by boat. Within the vegetated and undisturbed areas, the Project will be accessed by foot to reduce potential impacts to vegetation and habitat.

The weir will require in-water work and will be constructed using hand tools. Heavy equipment will be used to haul materials and construct the solar power system components and staging areas, including a variety of earthmoving equipment such as excavators, backhoes, compactors, graders, and dump trucks. Water trucks, service trucks, and other typical

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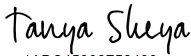
construction vehicles will be present as well. Sampling, monitoring, maintenance, and operation of the weir or associated facilities are not included as part of the project.

This is to advise that CDFW, acting as a Responsible Agency, executed the above-described Lake and Streambed Alteration Agreement on the date signed below 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 / negative declaration prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures were / were not made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan was / 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 execution of the above Lake and Streambed Alteration Agreement as Responsible Agency is available at CDFW's regional office.

DocuSigned by:



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Signature: _____

Date: 4/26/2023

Tanya Sheya, Environmental Program Manager