

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 94534
Contact: Nick Wagner
Email: Nicholas.wagner@wildlife.ca.gov
Phone: (707) 428-2075



Lead Agency
City of Napa
1600 First Street
Napa, CA 94559
Contact: Michael Allen
Email: mallen@cityofnapa.org
Phone: (707) 257-9530

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

State Clearinghouse Number: 2022090306

Project Title: Browns Valley Subdivision (Lake or Streambed Alteration Agreement No. EPIMS-NAP-33485-R3)

Project Location (Napa County): The Project is located at Browns Valley Creek, in the County of Napa, State of California; Latitude: 38.303272° N. Longitude: 122.319946° W; 3090 Browns Valley Road, Napa, California, 94558; Assessor's Parcel Number 041-170-009.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement (EPIMS-NAP-33485-R3), pursuant to Fish and Game Code section 1602, the project Applicant, Edenbridge Homes.

The Project is limited to the removal of two buildings which occupy 989 square feet (0.023 acre) of riparian habitat and construction of an outfall and 120-square-foot (0.003 acre) stormwater energy dissipator structure constructed from natural rock and extending into riparian habitat. The stormwater energy dissipator is trapezoidal and four feet wide at the base and twelve feet wide at the end, by fifteen feet long. The outfall will not extend past the top of bank or the ordinary high-water mark. The Project is part of the development of eleven separate lots. A retaining wall will also be constructed just outside the riparian corridor. The project will result in permanent impacts to 120 square feet (0.003 acre) and temporary impacts to 989 square feet (0.023 acre) of riparian habitat.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on June 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.
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.

Notice of Determination

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
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7/11/2023

Signature: _____ Date: _____

Craig Weightman, Environmental Program Manager

Date Received for filing at OPR: _____