

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: Serena Stumpf
Email: serena.stumpf@wildlife.ca.gov



Lead Agency
City of Capitola
420 Capitola Avenue, Capitola, CA 95010
Contact: Kathleen Molloy
Phone: (831) 475-7300

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

State Clearinghouse Number: N/A

Project Title: Soquel Creek Lagoon Management (Lake or Streambed Alteration Agreement No. EPIMS-SCR-32646-R3)

Project Location (Santa Cruz County): The Project is located at Soquel Creek, near its confluence with the Pacific Ocean, in the Soquel Creek watershed located in the southern end of the Santa Cruz Mountains, in the City of Capitola, County of Santa Cruz, State of California; Latitude 36.97195, Longitude -121.95272; APN 035-211-06.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement (EPIMS-SCR-32646-R3), pursuant to Fish and Game Code section 1602 to the project Applicant, the City of Capitola.

The Project is limited to the construction of a temporary sand berm in May and subsequent removal of the sand berm in the fall of each year on Soquel Creek Lagoon. When the sandbar is fully formed, the creek reaches the ocean by passing through a concrete flume supported by pilings. The outlet of the flume is managed with flashboards to regulate the amount of outflow, prevent saltwater intrusion, and maintain lagoon water levels.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on January 23, 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 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.

The 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
Signature: _____ Date: 1/23/2023
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Craig J. Weightman, Environmental Program Manager

Date Received for filing at OPR: _____