

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:

California Department of Fish and Wildlife (CDFW)
 Marine Region
 3637 Westwind Blvd. Santa Rosa, CA 95403
 Contact: Arn Aarreberg
 Phone: 707-576-2889

Lead Agency (if different than CDFW)
 California State Lands Commission
 100 Howe Ave., Suite 100-South
 Sacramento, CA 95825-8202
 Contact: Sarah Mongano
 Phone: 916-574-1889

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

State Clearinghouse Number: 2016082014

Project Title: Chevron Long Wharf Maintenance and Efficiency Project (California Endangered Species Act Incidental Take Permit No. 2081-2016-056-07-A2 (ITP))

Project Location (include county): The Project is located at the Chevron Projects Company Richmond Refinery Long Wharf. The Long Wharf lies south of the Richmond-San Rafael Bridge on the eastern shoreline of central San Francisco Bay in Contra Costa County.

Project Description: This proposed project involves multiple components to improve efficiency at the Long Wharf and to comply with current Marine Oil Terminal Engineering and Maintenance Standards (MOTEMS). Actions will take place at Berths 1-4 to comply with MOTEMS, improve safety, and improve operational efficiency. Actions will include fender replacements, seismic retrofits, new gangways, and improvements to berthing structures. The amendment makes one change to the original approval to extend the permit expiration date from December 31, 2022, to December 31, 2027.

The Project will result in impacts to habitat of Longfin Smelt (*Spirinchus thaleichthys*) and Chinook Salmon (*Oncorhynchus tshawytscha*). The project is expected to result in incidental take Longfin Smelt and Spring Run Chinook, designated as threatened, and Winter Run Chinook Salmon which is designated as an endangered species under the California Endangered Species Act. The ITP and ITP amendment referenced above as issued by CDFW authorizes incidental take of species listed under CESA that may occur as a result of Project implementation.

This is to advise that CDFW, acting as [the lead agency / a responsible agency] approved the above-described project on **January 10, 2023** and made the following determinations regarding the above-described project:

1. The project [will / 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. [An environmental impact report / A negative declaration] was prepared by the lead agency for the original project.
 3. Additional 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 / was not] adopted by CDFW for this project.
 6. Findings [were / were not] made by CDFW pursuant to Public Resources Code § 21081(a). CDFW did, however, adopt findings to document its compliance with CEQA.
 7. Compliance with the environmental filing fee requirement at Fish and Game Code § 711.4 (check one):
 - Payment is submitted with this notice.
 - A copy of a receipt showing prior payment was submitted to CDFW.
- Responsible Agency statement: The Mitigated Negative Declaration prepared by the lead agency for the Project is available to the general public at the office location listed above for the lead agency. CDFW's administrative record of proceedings related to the incidental take permit is available to the public for review at CDFW's regional office.



Signature

Craig Shuman, Regional Manager

Date: January 10, 2023

Date Received for filing at OPR: _____