

# PORT OF STOCKTON

Phone: (209) 946-0246



Fax: (209) 464-1251

## Notice of Intent to Adopt a Mitigated Negative Declaration

As lead agency under the California Environmental Quality Act, the Port of Stockton is providing this Notice of Intent to adopt a Mitigated Negative Declaration assessing the potential environmental effects associated with the following project:

### *Port of Stockton BayoTech Hydrogen Production and Filling Facility Project*

The proposed project location is at the intersection of West Washington Street and Navy Drive in the East Complex of the Port of Stockton in Stockton, California.

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This notice replaces the version published on March 11, 2024; the review period and public hearing dates have changed. The proposed project involves the development and operation of a hydrogen production and dispensing facility at the Port of Stockton. The Initial Study/Mitigated Negative Declaration (IS/MND) was originally released for public review in May 2023. Based on public comment and an inconsistency found in the IS/MND, the Port is recirculating this document. The Recirculated IS/MND is available for review at the Port of Stockton (2201 West Washington Street, Stockton, California 95203), and an electronic copy of the Recirculated IS/MND is available for review at <https://www.portofstockton.com/ceqa-documents/>. The review period for the Recirculated IS/MND begins March 27, 2024, and ends April 25, 2024. Please submit your comments on the Recirculated IS/MND by email to [ceqa@stocktonport.com](mailto:ceqa@stocktonport.com) or by mail to Jason Cashman, Environmental & Regulatory Affairs Manager, Port of Stockton, 2201 West Washington Street, Stockton, California 95203. Emails must be received by April 25, 2024. Comment letters must be postmarked by April 25, 2024. If you have any questions, please contact Jason Cashman by email (above) or phone at (209) 946-0246.

The Port is hosting a hybrid public meeting on Tuesday, April 9, 2024, at 5:00 p.m., that can be attended in person at the Port of Stockton's Commission Board Meeting Room or virtually (online). An in-person and virtual presentation will start at 5:30 p.m. followed by an in-person open house in the same location starting at approximately 6:00 p.m. and concluding at 7:00 p.m. Information on how to attend this meeting is available at <https://www.portofstockton.com/ceqa-documents/>.

Filed Doc #: 39-03272024-091  
03/27/2024 02:56:36 PM  
Steve J. Bestolarides  
San Joaquin County Clerk



State of California - Department of Fish and Wildlife  
**2024 ENVIRONMENTAL DOCUMENT FILING FEE**  
**CASH RECEIPT**  
 DFW 753.5a (REV. 01/01/24) Previously DFG 753.5a

RECEIPT NUMBER: 39-03272024-091
STATE CLEARINGHOUSE NUMBER (if applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY PORT OF STOCKTON	LEAD AGENCY EMAIL	DATE 03/27/2024
COUNTY/STATE AGENCY OF FILING SAN JOAQUIN	DOCUMENT NUMBER 39-03272024-091	

PROJECT TITLE  
 PORT OF STOCKTON BAYO TECH HYDRO PRODUCTION AND FILLING FACILITY PROJECT

PROJECT APPLICANT NAME PORT OF STOCKTON	PROJECT APPLICANT EMAIL	PHONE NUMBER (209) 946-0246
PROJECT APPLICANT ADDRESS 2201 WEST WASHINGTON ST	CITY STOCKTON	STATE CA
		ZIP CODE 95203

PROJECT APPLICANT (Check appropriate box)

Local Public Agency    
  School District    
  Other Special District    
  State Agency    
  Private Entity

CHECK APPLICABLE FEES:

Environmental Impact Report (EIR)     \$4,051.25     \$ \_\_\_\_\_  
 Mitigated/Negative Declaration (MND)(ND)     \$2,916.75     \$ \_\_\_\_\_  
 Certified Regulatory Program (CRP) document - payment due directly to CDFW     \$1,377.25     \$ \_\_\_\_\_

Exempt from fee  
      Notice of Exemption (attach)  
      CDFW No Effect Determination (attach)  
 Fee previously paid (attach previously issued cash receipt copy)

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Water Right Application or Petition Fee (State Water Resources Control Board only)     \$850.00     \$ \_\_\_\_\_  
 County documentary handling fee     \$ \_\_\_\_\_  
 Other     \$ \_\_\_\_\_

PAYMENT METHOD:

Cash      Credit      Check      Other    
 TOTAL RECEIVED     \$ \_\_\_\_\_ \$0.00

SIGNATURE  X	AGENCY OF FILING PRINTED NAME AND TITLE Rosa Arceo ,Deputy
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State of California - Department of Fish and Wildlife  
**2024 ENVIRONMENTAL DOCUMENT FILING FEE**  
**CASH RECEIPT**  
 DFW 753.5a (REV. 01/01/24) Previously DFG 753.5a

**NOTICE**

Each project applicant shall remit to the county clerk the environmental filing fee before or at the time of filing a Notice of Determination (Pub. Resources Code, § 21152; Fish & G. Code, § 711.4, subdivision (d); Cal. Code Regs., tit. 14, § 753.5). Without the appropriate fee, statutory or categorical exemption, or a valid No Effect Determination issued by the California Department of Fish and Wildlife (CDFW), the Notice of Determination is not operative, vested, or final, and shall not be accepted by the county clerk.

**COUNTY DOCUMENTARY HANDLING FEE**

The county clerk may charge a documentary handling fee of fifty dollars (\$50) per filing in addition to the environmental filing fee (Fish & G. Code, § 711.4, subd. (e); Cal. Code Regs., tit. 14, § 753.5, subd. (g)(1)). A county board of supervisors shall have the authority to increase or decrease the fee or charge, that is otherwise authorized to be levied by another provision of law, in the amount reasonably necessary to recover the cost of providing any product or service or the cost of enforcing any regulation for which the fee or charge is levied (Gov. Code, § 54985, subd. (a)).

**COLLECTION PROCEDURES FOR COUNTY GOVERNMENTS**

**Filing Notice of Determination (NOD):**

- Collect environmental filing fee or copy of previously issued cash receipt. *(Do not collect fee if project applicant presents a No Effect Determination signed by CDFW. An additional fee is required for each separate environmental document. An addendum is not considered a separate environmental document. Checks should be made payable to the county.)*
- Issue cash receipt to project applicant.
- Attach copy of cash receipt and, if applicable, previously issued cash receipt, to NOD.
- Mail filing fees for **CRP** document to CDFW prior to filing the NOD or equivalent final approval (Cal. Code Regs. Tit. 14, § 753.5 (b)(5)). The CRP should request receipt from CDFW to show proof of payment for filing the NOD or equivalent approval. Please mail payment to address below made attention to the Cash Receipts Unit of the Accounting Services Branch.

If the project applicant presents a **No Effect Determination** signed by CDFW, also:

- Attach No Effect Determination to NOD *(no environmental filing fee is due)*.

**Filing Notice of Exemption (NOE) (Statutorily or categorically exempt project (Cal. Code Regs., tit. 14, §§ 15260-15285, 15300-15333))**

- Issue cash receipt to project applicant.
- Attach copy of cash receipt to NOE *(no environmental filing fee is due)*.

**Within 30 days after the end of each month in which the environmental filing fees are collected**, each county shall summarize and record the amount collected on the monthly State of California Form No. CA25 (TC31) and remit the amount collected to the State Treasurer. Identify the remittance on Form No. CA25 as "Environmental Document Filing Fees" per Fish and Game Code section 711.4.

**The county clerk shall mail the following documents to CDFW on a monthly basis:**

- ✓ A photocopy of the monthly State of California Form No. CA25 (TC31)
- ✓ CDFW/ASB copies of all cash receipts (including all voided receipts)
- ✓ A copy of all CDFW No Effect Determinations filed in lieu of fee payment
- ✓ A copy of all NODs filed with the county during the preceding month
- ✓ A list of the name, address and telephone number of all project applicants for which an NOD has been filed. If this information is contained on the cash receipt filed with CDFW under California Code of Regulations, title 14, section 753.5, subdivision (e)(6), no additional information is required.

**DOCUMENT RETENTION**

The county shall retain two copies of the cash receipt (for lead agency and county clerk) and a copy of all documents described above for at least 12 months.

**RECEIPT NUMBER**

- # The first two digits automatically populate by making the appropriate selection in the County/State Agency of Filing drop down menu.
- # The next eight digits automatically populate when a date is entered.
- # The last three digits correspond with the sequential order of issuance for each calendar year. For example, the first receipt number issued on January 1 should end in 001. If a county issued 252 receipts for the year ending on December 31, the last receipt number should end in 252. CDFW recommends that counties and state agencies 1) save a local copy of this form, and 2) track receipt numbers on a spreadsheet tabbed by month to ensure accuracy.

**DO NOT COMBINE THE ENVIRONMENTAL FEES WITH THE STATE SHARE OF FISH AND WILDLIFE FEES.**

**Mail to:**

California Department of Fish and Wildlife  
 Accounting Services Branch  
 P.O. Box 944209  
 Sacramento, California 94244-2090