

Notice of Exemption

To:
Office of Planning and Research
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From:
Department of Fish and Wildlife
Central Region
1234 E Shaw Avenue
Fresno, California 93710



Project Title: Black Lake Wetland Enhancement (Project) (Lake or Streambed Alteration Agreement No. EPIMS-SLO-28566-R4)

Project Location: The Project is located within the greater Guadalupe-Nipomo Dune Complex (GNDC), west of Highway 1, south of the City of Arroyo Grande, San Luis Obispo County, California; Section 00, Township 12 North, Range 34, 35, and 36 East; US Geological Survey (USGS) 7.5 Minute Quad Arroyo Grande; Assessor's Parcel Numbers 075-261-005, 075-261-006, 091-141-013, 075-301-015; GPS coordinates 35.057699, -120.603186.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Amendment 01 to Streambed Alteration Agreement number EPIMS-SLO-28566-R4, issued to The Land Conservancy of San Luis Obispo County.

The Project includes activities related to the enhancement of perennial Black Lake, a coastal dune freshwater pond. Activities include the removal of sediment and recontour of banks, treatment of invasive vegetation, and revegetation with special status native plant species. Amendment 01 specifies that a pontoon excavator may be refueled at water's edge, in a designated refueling station, which contains all equipment and materials necessary for immediate spill response. A monitor will be present to observe refueling and ensure rapid implementation of a spill response plan. All other vehicles and equipment shall be refueled and lubricated at least 100 feet away from the stream.

Public Agency Approving Project: CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE

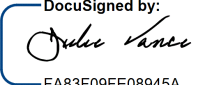
Person or Public Agency Carrying Out Project: The Land Conservancy of San Luis Obispo County

Exempt Status:

- Statutory Exemption: Public Resources Code section 21080.56 (Statutory Exemption for Restoration Projects, "SERP")

Reasons why project is exempt: CDFW originally approved the Lake and Streambed Alteration Agreement relying on the California Environmental Quality Act (CEQA) statutory exemption for restoration projects (SERP) (Cal. Pub. Res. Code, § 21080.56). Evidence in support of that determination is set forth in the County of San Luis Obispo's February 15, 2023, CEQA SERP Lead Agency Determinations for the Project and the CDFW CEQA Statutory Exemption for Restoration Projects Concurrence Number 21080.56-2023-021-R4. CDFW has determined that the Project meets the qualifying criteria set forth in section 21080.56, subdivisions (a) through (d), inclusive. CDFW has determined that the Project as described in Amendment 01 continues to meet the qualifying criteria set forth in section 21080.56.

CDFW Contact Person: Megan Rooney, Environmental Scientist, (559) 203-2792

DocuSigned by:

Signature: _____ **Date:** 9/21/2023
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Julie A. Vance, Regional Manager

Date received for filing at OPR: _____