

## Notice of Exemption

---

**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:**

Department of Fish and Wildlife  
1701 Nimbus Road  
Rancho Cordova, CA 95670



**Project Title:** Retailing Wall (Lake Alteration Agreement EPIMS Notification No. LAK-33136-R2)

**Project Location:** The project is located at Clear Lake, in the County of Lake, State of California; Latitude 39.12198, Longitude -122.851025 (WGS 84 datum, decimal degrees) 3245 Lakeshore Boulevard, Nice, CA 95464; Assessor's Parcel Number [032-242-066-000].

**Project Description:** The California Department of Fish and Wildlife (CDFW) has executed Lake Alteration Agreement EPIMS Notification Number LAK-33136-R2, pursuant to Section 1602 of the Fish and Game Code to the project Applicant, Nice Mutual Water Company.

The project is limited to the construction of a 70-foot metal sheet pile seawall. Thirty feet of the new seawall will be lakeward of the existing cinderblock seawall. An additional forty-foot section will replace the old bulkhead and run perpendicular to Clear Lake. The new structure will be approximately ten feet, six inches tall, constructed with an estimated 35 driven Z-shape steel sheet piles, each measuring 2-feet wide by 20-feet long. The steel piles will be driven in front of the existing cinder block seawall. No portions of the existing structure will be demolished or removed during project activities. Approximately 170 yards of light lava rock will be backfilled behind the new structure. No native vegetation will be removed.

**Public Agency Approving Project:** CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE

**Person or Public Agency Carrying out Project:** Nice Mutual Water Company

**Exempt Status:**

- Categorical Exemption. Type – Class (2 and 4; California Code of Regulations, title 14, sections (5302 and 15304)

**Reasons why project is exempt:** Class 2 because the new structure will be located on the same site as the structure replaced and will have substantially the same purpose and capacity. Class 4 because the project is a minor alteration to Clear Lake and does not involve the removal of healthy, mature, or scenic trees.

**CDFW Contact Person:** Ben Huffer, Environmental Scientist (916) 216-6253

DocuSigned by:  
Tanya Sheya  
1ABC45303752499...

Signature: \_\_\_\_\_  
Tanya Sheya, Environmental Program Manager

Date: 7/25/2023