

## Notice of Exemption

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**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:** Fitzgerald Bank Stabilization (Lake and Streambed Alteration Agreement EPIMS Notification No. CAL-37738-R2)

**Project Location:** The project is located at Indian Creek, in the County of Calaveras, State of California; Latitude 38.15137, Longitude -120.85794 (WGS 84 datum, decimal degrees); Assessor's Parcel Number 073-037-012-000.

**Project Description:** The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement EPIMS Notification Number CAL-37738 -R2, pursuant to Section 1602 of the Fish and Game Code to the project Applicant, Evelyn Fitzgerald.

The project is limited to repair of existing rock slope protection (RSP) that was permitted in 1600-2017-0399-R2. The flash floods of 2022 damaged numerous sections of the placed RSP. The project will include the use of clean and recovered RSP to replace lost RSP on exposed bank locations. Work will be conducted during the dry season when no water will be present. No live vegetation removal or trimming will occur.

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

**Person or Public Agency Carrying out Project:** Evelyn Fitzgerald

**Exempt Status:**

- Categorical Exemption. Type – Class (1, 2 & 4); California Code of Regulations, title 14, sections (15301, 15302 & 15333)

**Reasons why project is exempt:** The project is exempt under Section 15301 because it involves the repair of existing private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of existing or former use. The project is exempt under Section 15302 because it involves the replacement or reconstruction of existing structures or facilities where the new structure will be located in the same site and will have substantially the same purpose. The project is exempt under Section 15304 because it involves minor alterations to land which do not involve the removal of healthy, mature, or scenic trees.

**CDFW Contact Person:** Zach Kearns, Environmental Scientist, (916) 358-1134

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

Date: 10/5/2023