

## California Department of Transportation

DISTRICT 6 OFFICE  
1352 WEST OLIVE AVENUE | P.O. BOX 12616 | FRESNO, CA 93778-2616  
(559) 908-7064 | FAX (559) 488-4195 | TTY 711  
[www.dot.ca.gov](http://www.dot.ca.gov)



May 13, 2024

FRE-GEN  
Notice of Intent (NOI) to Adopt a Negative Declaration  
FCOG Fresno County  
Regional Active Transportation Plan  
SCH# 2024040476  
<https://ld-igr-gts.dot.ca.gov/district/6/report/32817>

### SENT VIA EMAIL

Simran Jhutti, Senior Planner  
Fresno Council of Governments  
2035 Tulare Street, Suite 201  
Fresno, CA 93721

Governor's Office of Planning & Research

**May 14 2024**

**STATE CLEARINGHOUSE**

Dear Mx. Simran Jhutti:

Thank you for the opportunity to review the Negative Declaration document for the Fresno County Regional Active Transportation Plan (ATP) which is a regional document that includes programs, policies, and recommendations regarding the development of pedestrian and bicycle facilities in Fresno County. The plan scope generally covers all of Fresno County and participating jurisdictions.

Caltrans provides the following comments consistent with the State's smart mobility goals that support a vibrant economy and sustainable communities:

1. It is noted in the Negative Declaration that, "during project construction, the contractor will be required to adhere to any and all regulations from the local jurisdiction, Caltrans/or other regulatory agency." The ATP document also mentions utilizing resources, such as the Caltrans Highway Design Manual, for designing and implementing walking and biking facilities.

Caltrans recognizes that some State Routes act as main streets and arterials for some communities and play a vital role in transportation and accessing services. While Caltrans supports the implementation of active transportation infrastructure, we highly encourage agencies to coordinate early with Caltrans when implementing active transportation projects on State Routes.

2. As a point of information, any work completed in the State's right-of-way will require a Caltrans encroachment permit. An encroachment permit must be obtained for

all proposed activities for placement of encroachments within, under or over the State highway rights-of-way. Activity and work planned in the State right-of-way shall be performed to State standards and specifications, at no cost to the State. Engineering plans, calculations, specifications, and reports (documents) shall be stamped and signed by a licensed Engineer or Architect. Engineering documents for encroachment permit activity and work in the State right-of-way may be submitted using English Units. The Permit Department and the Environmental Planning Branch will review and approve the activity and work in the State right-of-way before an encroachment permit is issued. The Streets and Highways Code Section 670 provides Caltrans discretionary approval authority for projects that encroach on the State Highway System. Encroachment permits will be issued in accordance with Streets and Highway Codes, Section 671.5, "Time Limitations." Encroachment permits do not run with the land. A change of ownership requires a new permit application. Only the legal property owner or his/her authorized agent can pursue obtaining an encroachment permit.

3. Prior to an encroachment permit application submittal, the project proponent is required to schedule a "Pre-Submittal" meeting with District 6 Encroachment Permit Office. To schedule this meeting, please call the Caltrans Encroachment Permit Office - District 6: 1352 W. Olive, Fresno, CA 93778, **at (559) 383-5047 or (559) 383-5235.**

**Please review the permit application - required document checklist at:**

<https://forms.dot.ca.gov/v2Forms/servlet/FormRenderer?fmid=TR0402&distpath=M AOTO&brqpath=PERM>.

**Please also review the permit application - processing checklist at:**

<https://dot.ca.gov/programs/traffic-operations/ep>, and the **[Applicant's Check List to determine appropriate review process \(TR-0416\) \(Rev 01/23\)](#)**

If you have any other questions, please call or email Christopher Xiong at (559) 908-7064 or [Christopher.Xiong@dot.ca.gov](mailto:Christopher.Xiong@dot.ca.gov).

Sincerely,



DAVID PADILLA, Branch Chief  
Transportation Planning – North