

Notice of Determination

To:
Office of Planning and Research
For U.S. Mail:
P.O. Box 3044
Sacramento, California 95812-3044

Street Address:
1400 Tenth Street
Sacramento, California 95814

From:
California Department of Fish and Wildlife
Central Region
1234 East Shaw Avenue
Fresno, California 93710
Contact: Javier Mendez
E-mail: javier.mendez@wildlife.ca.gov



Lead Agency:
California Department of Transportation
1976 East Charter Way
Stockton, California 95205
Contact: Allen Lao
Phone: (209) 986-5570

SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108

State Clearinghouse Number: 2008011118

Project Title: Ferguson Slide Rock Shed Construction Project (Streambed Alteration Agreement EPIMS-MAR-27264-R4)

Project Location: The Ferguson Slide Rock Shed Construction Project (Project) is located on the Merced River along Highway 140 at Post Mile (PM) 42.0 to 42.7, eight miles east of the community of Briceburg and 7.6 miles west of the community of El Portal in Mariposa County, California; Township 3 S, Range 19 E, Section 19, United States Geological Survey (USGS) 7.5 Minute Quad Map Kinsley, MDB & M; Latitude 37.656272 N, Longitude 119.901161 W.

Project Description: The California Department of Fish and Wildlife (CDFW) has issued a Lake or Streambed Alteration Agreement (LSA Agreement) for the Project. The Project involves the construction of a new rock shed along State Route 140, and the removal of temporary detour structures and associated infrastructure, crossing the Merced River.

This is to advise that CDFW, acting as a Responsible Agency, approved LSA Agreement for the above-described Project on 3/15/2023 and has made the following determinations regarding the Project pursuant to California Code of Regulations section 15096, subdivision (i):

1. The project will not have a significant effect on the environment. This determination is limited to effects within CDFW's permitting jurisdiction as a Responsible Agency.
2. CDFW considered the Environmental Impact Report prepared by the Lead Agency for this Project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures were made a condition of CDFW's approval of the Project.
4. A mitigation reporting or monitoring plan was adopted by CDFW for this Project.
5. A statement of overriding considerations was not adopted by CDFW for this Project.
6. Findings were made by CDFW pursuant to California Code of Regulations section 15091.

The Environmental Impact Report prepared for the Project is available to the general public at the office location listed above for the Lead Agency.

DocuSigned by:

Signature: _____
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Date: 3/15/2023

Julie A. Vance, Regional Manager

Date Received for filing at OPR: _____