

## **MEMORANDUM**

**DATE:** November 26, 2024

**TO:** California Office of Planning and Research

**FROM:** Victor Fernandez, Associate Planner

**RE:** Amendments to Mitigated Negative Declaration (SCH#: 2024091171)

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This memorandum outlines the amendments made to the Mitigated Negative Declaration (MND) for the Disney Boat Rentals Project (SCH# 2024091171).

On October 24, 2024, the California Department of Fish and Wildlife (CDFW) submitted formal comments during the initial 30-day review period for the Mitigated Negative Declaration (MND) and provided further input on October 24, 2024, regarding the project. CDFW's recommendations for the MND included modifications/additions to the revegetation plan, compliance with the California Endangered Species Act, methods for vegetation removal, amendments to Mitigation Measure BIO-1, and mitigation for managing invasive species. CDFW's comments are included as Attachment M. City staff engaged in discussions with CDFW representatives to ensure a clear understanding of the proposed amendments. In addition, the applicant's biologist has submitted an updated report that addresses CDFW's feedback, and city staff has incorporated the suggested amendments into the mitigation measures.

The following changes have been made to address comments received from the California Department of Fish and Wildlife (CDFW) and to ensure compliance with environmental regulations:

- Added Attachment K (Memorandum of Amendment), Attachment L (Revegetation Plan), and Attachment M (CDFW's Comments).
- Updated Attachment B (Biological Resources Report) and Attachment D (Mitigation Monitoring and Reporting Program).
- Page 7 of the MND: Updated Tule information to include the square footage and number of plants to be impacted/removed.
- Page 24 and 25 of the MND: Updated the image listing the species that were identified during the field survey.
- Page 27 of the MND: Added clarification between the impacted riparian and aquatic (lacustrine and tule) habitats. The work window for lakebed work, the revegetation sites/replanting efforts have also been clarified.
- Page 28 of the MND: Updated the Areas for Riparian Habitat Restoration Map that was provided by the biologist.
- Page 29 of the MND: Provided a summary of CDFW's comments and amendments.
- Page 31 and 32 of the MND: Amended the Mitigation Measure BIO-1 to incorporate both CDFW's comments and the updates provided by the updated Biological Resources Report provided by the Dr. Graening. The amendment also

added mitigation measures recommended by CDFW pertaining to the invasive species and Incidental Take Permit.

Community Development Department staff is available to assist you should you need additional information or clarification.

Sincerely,

A handwritten signature in blue ink that reads "Victor" followed by a stylized flourish.

Victor Fernandez  
Associate Planner