



State of California - Department of Fish and Wildlife  
**2023 ENVIRONMENTAL DOCUMENT FILING FEE**  
**CASH RECEIPT**  
 DFW 753.5a (REV. 01/01/23) Previously DFG 753.5a

**Print**      **StartOver**      **Save**

RECEIPT NUMBER:  
 04 — 02/08/2023 — 012  
 STATE CLEARINGHOUSE NUMBER (if applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY <b>BUTTE COUNTY PLANNING DIVISION</b>	LEAD AGENCY EMAIL	DATE <b>02/08/2023</b>
COUNTY/STATE AGENCY OF FILING <b>Butte</b>		DOCUMENT NUMBER

PROJECT TITLE

**BERRY CREEK FUELS REDUCTION PROJECT CEQA22-0006**

PROJECT APPLICANT NAME <b>BUTTE COUNTY FIRE SAFE COUNCIL</b>	PROJECT APPLICANT EMAIL	PHONE NUMBER <b>(530) 552-3690</b>
PROJECT APPLICANT ADDRESS <b>5619 BACK OLIVE DR</b>	CITY <b>PARADISE</b>	STATE <b>CA</b>
		ZIP CODE <b>95969</b>

PROJECT APPLICANT (Check appropriate box)

- Local Public Agency     
  School District     
  Other Special District     
  State Agency     
  Private Entity

CHECK APPLICABLE FEES:

- |   |            |    |       |
|---|------------|----|-------|
| <input type="checkbox"/> Environmental Impact Report (EIR)  | \$3,839.25 | \$ | 0.00  |
| <input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)   | \$2,764.00 | \$ | 0.00  |
| <input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW         | \$1,305.25 | \$ | 0.00  |
| <br>  |            |    |       |
| <input checked="" type="checkbox"/> Exempt from fee   |            |    |       |
| <input checked="" type="checkbox"/> Notice of Exemption (attach)  |            |    |       |
| <input type="checkbox"/> CDFW No Effect Determination (attach)  |            |    |       |
| <input type="checkbox"/> Fee previously paid (attach previously issued cash receipt copy)                   |            |    |       |
| <hr/>   |            |    |       |
| <input type="checkbox"/> Water Right Application or Petition Fee (State Water Resources Control Board only) | \$850.00   | \$ | 0.00  |
| <input checked="" type="checkbox"/> County documentary handling fee   |            | \$ | 50.00 |
| <input type="checkbox"/> Other  |            | \$ |       |

PAYMENT METHOD:

- Cash     
  Credit     
  Check     
  Other     
 TOTAL RECEIVED      \$      50.00

SIGNATURE <b>X</b> <i>Robert Fridrich</i>	AGENCY OF FILING PRINTED NAME AND TITLE <b>Robert Fridrich, Butte County Deputy Clerk Recorder</b>
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*2/8/23*  
**POSTED** \_\_\_\_\_ **THROUGH** \_\_\_\_\_



State of California - Department of Fish and Wildlife  
**2023 ENVIRONMENTAL DOCUMENT FILING FEE**  
**CASH RECEIPT**  
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**NOTICE**

Each project applicant shall remit to the county clerk the environmental filing fee before or at the time of filing a Notice of Determination (Pub. Resources Code, § 21152; Fish & G. Code, § 711.4, subdivision (d); Cal. Code Regs., tit. 14, § 753.5). Without the appropriate fee, statutory or categorical exemption, or a valid No Effect Determination issued by the California Department of Fish and Wildlife (CDFW), the Notice of Determination is not operative, vested, or final, and shall not be accepted by the county clerk.

**COUNTY DOCUMENTARY HANDLING FEE**

The county clerk may charge a documentary handling fee of fifty dollars (\$50) per filing in addition to the environmental filing fee (Fish & G. Code, § 711.4, subd. (e); Cal. Code Regs., tit. 14, § 753.5, subd. (g)(1)). A county board of supervisors shall have the authority to increase or decrease the fee or charge, that is otherwise authorized to be levied by another provision of law, in the amount reasonably necessary to recover the cost of providing any product or service or the cost of enforcing any regulation for which the fee or charge is levied (Gov. Code, § 54985, subd. (a)).

**COLLECTION PROCEDURES FOR COUNTY GOVERNMENTS**

**Filing Notice of Determination (NOD):**

- Collect environmental filing fee or copy of previously issued cash receipt. *(Do not collect fee if project applicant presents a No Effect Determination signed by CDFW. An additional fee is required for each separate environmental document. An addendum is not considered a separate environmental document. Checks should be made payable to the county.)*
- Issue cash receipt to project applicant.
- Attach copy of cash receipt and, if applicable, previously issued cash receipt, to NOD.
- Mail filing fees for CRP document to CDFW prior to filing the NOD or equivalent final approval (Cal. Code Regs. Tit. 14, § 753.5 (b)(5)). The CRP should request receipt from CDFW to show proof of payment for filing the NOD or equivalent approval. Please mail payment to address below made attention to the Cash Receipts Unit of the Accounting Services Branch.

If the project applicant presents a **No Effect Determination** signed by CDFW, also:

- Attach No Effect Determination to NOD *(no environmental filing fee is due)*.

**Filing Notice of Exemption (NOE)** *(Statutorily or categorically exempt project (Cal. Code Regs., tit. 14, §§ 15260-15285, 15300-15333))*

- Issue cash receipt to project applicant.
- Attach copy of cash receipt to NOE *(no environmental filing fee is due)*.

**Within 30 days after the end of each month in which the environmental filing fees are collected**, each county shall summarize and record the amount collected on the monthly State of California Form No. CA25 (TC31) and remit the amount collected to the State Treasurer. Identify the remittance on Form No. CA25 as "Environmental Document Filing Fees" per Fish and Game Code section 711.4.

**The county clerk shall mail the following documents to CDFW on a monthly basis:**

- ✓ A photocopy of the monthly State of California Form No. CA25 (TC31)
- ✓ CDFW/ASB copies of all cash receipts (including all voided receipts)
- ✓ A copy of all CDFW No Effect Determinations filed in lieu of fee payment
- ✓ A copy of all NODs filed with the county during the preceding month
- ✓ A list of the name, address and telephone number of all project applicants for which an NOD has been filed. If this information is contained on the cash receipt filed with CDFW under California Code of Regulations, title 14, section 753.5, subdivision (e)(6), no additional information is required.

**DOCUMENT RETENTION**

The county shall retain two copies of the cash receipt (for lead agency and county clerk) and a copy of all documents described above for at least 12 months.

**RECEIPT NUMBER**

- # The first two digits automatically populate by making the appropriate selection in the County/State Agency of Filing drop down menu.
- # The next eight digits automatically populate when a date is entered.
- # The last three digits correspond with the sequential order of issuance for each calendar year. For example, the first receipt number issued on January 1 should end in 001. If a county issued 252 receipts for the year ending on December 31, the last receipt number should end in 252. CDFW recommends that counties and state agencies 1) save a local copy of this form, and 2) track receipt numbers on a spreadsheet tabbed by month to ensure accuracy.

**DO NOT COMBINE THE ENVIRONMENTAL FEES WITH THE STATE SHARE OF FISH AND WILDLIFE FEES.**

**Mail to:**

California Department of Fish and Wildlife  
 Accounting Services Branch  
 P.O. Box 944209  
 Sacramento, California 94244-2090

## NOTICE OF EXEMPTION

**TO:**     \_\_\_     Office of Planning and Research  
                  1400 Tenth Street, Room 121  
                  Sacramento, CA 95814

**FROM:** Butte County Planning Division  
          7 County Center Drive  
          Oroville, CA 95965

  X       County Clerk  
          County of Butte  
          25 County Center Drive  
          Oroville, CA 95965

**Project Title:** Berry Creek Fuels Reduction Project, CEQA22-0006

**Assessor's Parcel No.:** Numerous

**Applicant:** Butte County Fire Safe Council

**Project Location-Specific:** The project area of approximately 42,215 acres is located northeast of Oroville, in the Sierra Nevada foothills, with elevations ranging from 840 feet to 3850 feet. It is bounded on the south and west by Lake Oroville. The eastern side extends to the edge of the canyon of the Middle Fork of the Feather River and the northern side extends to encompass Mountain House to Mosquito Ridge and continues west to French Creek.

**Project Location-City:** Berry Creek

**Project Location-County:** Butte

### **Description of Nature, Purpose and Beneficiaries of Project:**

The Berry Creek Fuels Reduction Project is a vegetation management plan designed to reduce the risk of wildfire and benefit forest health. Berry Creek is a Wildland Urban Interface (WUI) community where the strategic management and control of wildland vegetation is essential to the health and safety of the community. The project seeks to protect the community of Berry Creek and east Oroville, including infrastructure and forest resources within the WUI from wildfires; implement vegetation prescriptions to reduce fire hazard and intensity, improve tree growth, and increase forest resiliency and watershed health; and implement vegetation prescriptions to reduce the rate of spread, duration, intensity, and ignition of tree crowns. The vast majority of the project area is located in the Very High Fire Hazard Severity Zone in the State Responsibility Area (SRA), with a few portions of Moderate and High Fire Hazard Severity Zone in the SRA, and portions in the Federal Responsibility Area (FRA). This project involves the clearing of brush, small trees (10 inches and less diameter at breast height), and dead hazard trees (15 inches and less diameter at breast height) which pose a risk to public safety may be felled and masticated or chipped, to reduce the existing fire hazard for this area. The vegetation management treatments include hand-cutting and piling, hand cutting and chipping, lop and scatter, mechanical mastication, prescribed fire, goat grazing, and herbicide treatment to be applied in accordance with a licensed Pest Control Advisor's Chemical Use Recommendation. The fuel reduction methods used will depend on location, facility access, slope, and cultural resource boundaries. Hand cutting and lop and scatter or pile burning will be done in areas of steep slope. Pile burning will not occur within 25 feet of stream zones, in special status plant areas, or cultural resource boundaries. Chipping machines will be used near structures and in areas where the slope allows access, and chips will not be blown into stream zones, special status plant areas, or cultural resource boundaries. Mechanical mastication will be designated in areas less than 50% slope where accessibility from existing roads is possible, and will not take place in stream buffer zones, cultural resource boundaries, or special status plant buffers. Prescribed fire will be used in areas of light amount of ladder fuels or as a follow up maintenance treatment in areas. Goat grazing will be used as an initial treatment in areas with light amounts of ladder fuels or as a follow up (maintenance) treatment. Herbicide treatment will be used as follow up maintenance in areas where shrubs, brush, and invasive species have been treated initially with either mastication or hand cutting. Herbicides will not take place in stream buffer zones or special status plant buffers. A botanical survey shall be conducted prior to operations to determine if special status species are in the project area. If Special Status species are identified, a 25-foot buffer (EEZ) shall be placed around the species. No heavy equipment, pile burning, prescribed fire, or herbicide treatment shall take place within the buffer. The Valley Elderberry Longhorn Beetle was identified on CNDDDB in the 9 quad scoping search. Where the project area is below 3000 feet, a survey for Sambucas (Elderberry) species shall be conducted prior to operations. If Sambucas species are present and are smaller in

diameter than 1 inch, a 25-foot buffer (EEZ) shall be placed around the species. No heavy equipment, pile burning, prescribed fire or herbicide treatment shall take place within the buffer.

**Name of Person or Agency Approving Project:** Butte County Zoning Administrator

**Exempt Status: (Check One)**

- Ministerial (Sec. 15073)
- Declared Emergency [Sec. 15071(a)]
- Emergency Project [Sec. 15071 (b) and (c)]
- Categorical Exemption. State type and section number: 15304 Minor Alterations to Land
- Statutorily Exempt – 15274(a)
- Review for Exemption – 15061(b)(3)

**Reasons why project is exempt:** The project is classified as a Class 4 Categorical Exemption, under CEQA Guidelines Section 15304 Minor Alterations to Land. The project is a fuel management activity that consists of minor treatments to land and vegetation in the form of hand-cutting and piling, hand cutting and chipping, lop and scatter or pile burning, mechanical mastication, prescribed fire, goat grazing, and herbicide treatment (as follow up maintenance) of brush, small trees (10 inches and less diameter at breast height), and dead hazard trees which pose a risk to public safety (15 inches and less diameter at breast height). A botanical survey shall be conducted prior to operations to determine if special status species are in the project area. If special status species are identified, measures will be taken to protect them, including placing a 25-foot buffer around the species and no heavy equipment, pile burning, prescribed fire, or herbicide treatment shall take place within the buffer. The activities do not result in the taking of endangered, rare, or threatened plant or animal species, or sedimentation to surface waters.

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**Contact Person:** Tiffany Gee, Assistant Planner

**Telephone:** (530) 552-3690

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**If filed by applicant:**

1. Attach certified document of exemption finding.
2. Has a notice of exemption been filed by the public agency approving the project?  
Yes \_\_\_\_\_ No \_\_\_\_\_

**Date Received For Filing:** \_\_\_\_\_

2/7/2023

Date Signed



Dan Breedon, Planning Manager  
Department of Development Services

**DECLARATION OF FEES DUE**  
(California Fish and Game Code Section 711.4)



**NAME AND ADDRESS OF APPLICANT**

**Butte County Fire Safe Council**  
5619 Back Olive Drive  
Paradise, CA 95969

**FILING NO.** \_\_\_\_\_

**Project Title/File Number: Berry Creek Fuels Reduction Project, CEQA22-0006**

**CLASSIFICATION OF ENVIRONMENTAL DOCUMENT:**

- 1. NOTICE OF EXEMPTION/STATEMENT OF EXEMPTION
  - A. Statutorily or Categorically Exempt  
\$50.00 Clerk's Documentary Handling Fee
  - B. De Minimis Impact - Certificate of Fee Exemption  
\$50.00 Clerk's Documentary Handling Fee
  
- 2. NOTICE OF DETERMINATION - FEE REQUIRED
  - A. Negative Declaration  
\$2,764.00 State Filing Fee  
\$50.00 Clerk's Documentary Handling Fee
  - B. Environmental Impact Report  
\$3,839.25 State Filing Fee  
\$50.00 Clerk's Documentary Handling Fee
  
- 3.  OTHER (Specify) \_\_\_\_\_  
\$50.00 Clerk's Documentary Handling Fee

**PAYMENT /NON-PAYMENT OF FEES:**

- 1.  PAYMENT: The above fees have been paid.
  
- 2.  NON-PAYMENT: The above fees are required. Not paid.

**Chief Planning Official**

By: Paula M. Daneluk, AICP, Development Services  
Title: Director  
Lead Agency: Butte County Department of  
Development Services  
Date: February 7, 2023

TWO COPIES OF THIS FORM MUST BE COMPLETED AND SUBMITTED WITH ALL ENVIRONMENTAL DOCUMENTS FILED WITH THE BUTTE COUNTY CLERK'S OFFICE.

THREE COPIES OF ALL NECESSARY DOCUMENTATION ARE REQUIRED FOR FILING.

ALL APPLICABLE FEES ARE DUE AND PAYABLE PRIOR TO THE FILING OF ANY ENVIRONMENTAL DOCUMENT WITH THE BUTTE COUNTY CLERK'S OFFICE. MAKE CHECKS PAYABLE TO THE COUNTY OF BUTTE.