

Notice of Determination

To:

Office of Planning and Research
[CEQA Submit](#)

From:

Department of Fish and Wildlife
Bay Delta Region
2825 Cordelia Road, Suite 100, Fairfield, CA 94534
Contact: Melanie Day
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Lead Agency
Napa County
900 Coombs Street
Napa, CA 94559
Contact: Donald Barrella
Email: Donald.Barrella@countyofnapa.org
Phone: (707) 299-1338

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

State Clearinghouse Number: 2018082072

Project Title: Anthem Winery Road Widening (Lake or Streambed Alteration Agreement No. EPIMS-NAP-36266-R3)

Project Location (Napa County): The Project is located at an unnamed tributary to Salvador Creek, in the County of Napa, State of California; Latitude 38.335527 °N, Longitude -122.353588 °W; 3123 Dry Creek Road, Napa, CA 94558; Assessor's Parcel Number 035-460-041-000.

The restoration portion of the Project is located at a tributary to Huichica Creek and Huichica Creek, in the County of Napa, State of California, Latitude 38.25784 °N, -122.3708 °W, 5500 Sonoma Highway, Napa, CA 94559.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement (EPIMS-NAP-36266-R3), pursuant to Fish and Game Code section 1602, to the project Applicant, Anthem Winery and Vineyards as represented by Julie Arbuckle.

The Project is limited to widening an existing driveway adjacent to a tributary to Salvador Creek and extending two existing culverts to accommodate the widened driveway. Grading, fill, and rock armoring activities will culminate in 1,500 cubic yards of fill, a stacked gravity block wall spanning 85 linear feet, and rock aprons for two culverts. The 30-inch culvert and a 24-inch culvert will be extended by 25 linear feet, and the driveway will be repaved with hot-mix asphalt. In preparation for this Project, removal of 28 native riparian trees occurred along the unnamed tributary to Salvador Creek prior to CDFW notification. The Project does not include additional riparian tree removal. The Project includes restoration activities to offset the impacts including this removal.

The project will temporarily impact 0.16 acres and permanently impact 0.1 acres and 51 linear feet of riparian habitat, including the unauthorized impacts that occurred.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on August 31, 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 **Mitigated Negative Declaration** 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 not** adopted by CDFW for this project.
5. A Statement of Overriding Considerations was not adopted by CDFW for this project.

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6. Findings were not made by CDFW pursuant to California Code of Regulations section 15091.

The Mitigated Negative Declaration prepared for the project is available to the general public at the office location listed above for the Lead Agency. CDFW's record of project approval as a Responsible Agency is available at CDFW's regional office.

Signature:  Date: 8/31/2023

Craig J. Weightman, Environmental Program Manager

Date Received for filing at OPR: _____