

Notice of Determination

To:

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

Street Address:

1400 Tenth Street
Sacramento, CA 95814

From:

California Department of Fish and Wildlife
North Central Region
1701 Nimbus Road
Rancho Cordova, CA 95670
Contact: Harvey Tran
Phone: (916) 358-4035



Lead Agency:

California Department of Transportation
District 10
855 M Street, Suite 200
Fresno, CA 93721
Contact: Phillip Vallejo
Phone: 559-445-6172

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

State Clearinghouse Number: 2015092066

Project Title: State Route 4 Wagon Trail Realignment Project (Streambed Alteration Agreement No. 1600-2020-0104-R2) Amendment #1

Project Location: The Project is located at post miles CAL-4 R10.3 – R16.4, at Black Creek, Black Creek tributaries, and Nassau Creek tributaries in the County of Calaveras, California.

Project Description: The California Department of Fish and Wildlife (CDFW) has issued Amendment #1 to Lake and Streambed Alteration Agreement Notification Number 1600-2020-0104-R2, pursuant to section 1602 of the Fish and Game Code to the Project Applicant, California Department of Transportation.

Amendment #1 changes the Project Description and Project Impacts to include the redesign of the culvert and additional post-construction stream monitoring requirements for the ditch/drainage system at Subproject 2, as well as a re-design of Nassau Creek alignment as part of Subproject 6. The temporary and permanent impacts described in the Final LSAA remain the same for Subproject 2. For Subproject 6, impacts to stream channel and riparian habitat are slightly reduced.

This is to advise that CDFW, acting as a Responsible Agency, executed the above-described Streambed Alteration Agreement on the date signed below 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 mitigated negative declaration / negative declaration prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures were / were not made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan was / was not adopted by CDFW for this project.
5. A statement of overriding considerations was / was not adopted by CDFW for this project.
6. Findings were / were not made by CDFW pursuant to California Code of Regulations section 15091.

The mitigated negative declaration / 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 execution of the Lake or Streambed Alteration Agreement as Responsible Agency is available at CDFW's regional office.

DocuSigned by:
Tanya Sheya
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Signature: _____

Date: 4/13/2023

Tanya Sheya, Environmental Program Manager