

Notice of Determination**- 1 -****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 (CDFW)
 North Central Region
 1701 Nimbus Road
 Rancho Cordova, CA 95670
 Contact: Zach Kearns
 Phone: 916-358-1134

Lead Agency:

Sutter County
 1130 Civic Center Boulevard
 Yuba City, CA 95993
 Contact: Doug Libby
 Phone: (530) 822-7400

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

State Clearinghouse Number: 2019012057

Project Title: Kent Avenue Bridge Replacement (California Endangered Species Act Incidental Take Permit No. 2081-2020-004-02 (ITP))

Project Location: The Project is located in the Sutter Butte Canal, an indirect tributary to the Sacramento River, approximately 0.5 miles east of State Route 99, and 0.05 miles south of McDonald Avenue on Kent Avenue in the County of Sutter, State of California; Latitude 39.246114, Longitude - 121.639949.

Project Description: The proposed Project is limited to the removal and replacement of the Kent Avenue Bridge, over the Sutter Butte Irrigation Canal (Sutter Butte Canal). The current bridge is 28-feet wide and 42-feet long and is composed of four, 90-inch diameter corrugated metal pipes with headwalls. The replacement bridge will be constructed in approximately the same location where the roadway approaches widened to provide a tapered transition to the new structure.

The new bridge will consist of reinforced concrete abutments supporting precast concrete voided slabs clear spanning the canal. The new structure will be approximately 33-feet wide, and 61-feet long. No supports will be placed within the canal. The new bridge construction will involve the placement of precast, prestressed concrete slabs with a cast in place concrete overlay. Clean rock slope protection will be placed as armoring along the abutments and the bank directly adjacent to the new bridge.

The Project will result in impacts to 0.23-acres of Giant garter snake (*Thamnophis gigas*) including temporary impacts to 0.14-acres; the Project will permanently remove 0.09-acres of giant garter snake habitat. The Project is expected to result in incidental take of giant garter snake, which is designated as a threatened species under the California Endangered Species Act (CESA). The ITP referenced above as issued by CDFW authorizes incidental take of species listed under CESA that may occur as a result of Project implementation.

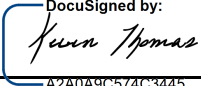
This is to advise that CDFW, acting as a responsible agency executed the above-described ITP on the date signed below and made the following determinations regarding the above-described project:

1. The project will / 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. An environmental impact report / A mitigated negative declaration was prepared by the lead agency for the original project.
3. Additional 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.

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6. Findings were / were not made by CDFW pursuant to Public Resources Code § 21081(a). CDFW did, however, adopt findings to document its compliance with CEQA.
7. Compliance with the environmental filing fee requirement at Fish and Game Code § 711.4 (check one):
- Payment is submitted with this notice.
 - A copy of a receipt showing prior payment was submitted to CDFW.

The Mitigated Negative Declaration prepared by the lead agency for the Project is available to the general public at the office location listed above for the lead agency. CDFW's administrative record of proceedings related to the ITP is available to the public for review at CDFW's regional office.

Signature  Date: 8/18/2021
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Kevin Thomas, *Regional Manager*