

Notice of Determination

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

From:
Department of Fish and Wildlife
South Coast Region
3883 Ruffin Road
San Diego, CA 92123
Contact: Jennifer Blackhall
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Lead Agency
City of Anaheim
200 S. Anaheim Blvd
Anaheim, CA 92805
Contact: Heather Allen
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SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108

State Clearinghouse Number: 2004121045

Project Title: ocV!BE River Road Project (Streambed Alteration Agreement No. EPIMS-ORA-41830-R5)

Project Location (Orange County): The ocV!BE River Road Project (Project) is located at Ball Road Basin, City of Anaheim; Latitude 33.814678, Longitude -117.872873; Township 4 South, Range 10 West, U.S. Geological Survey (USGS) 7.5-mile Orange map; Assessor's Parcel Number #253-473-01.

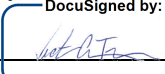
Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement (EPIMS-ORA-41830-R5)], pursuant to Fish and Game Code section 1602, to the project Applicant, Anaheim Real Estate Partners, LLC, as represented by Brian Myers.

The Project is limited to the widening of Phoenix Club Drive from a two-lane road into a four-lane road through the partial filling of Ball Road Basin. In order to widen Phoenix Club Drive, the western banks of Ball Road Basin will be graded and filled for approximately 600 feet from the southern end of the basin northward and parallel to the existing Phoenix Club Drive. An existing 42-inch storm drain pipe and outlet within the existing western slope of Ball Road Basin will be extended consistent with the grading. Two new north-south lanes will be added to the road to create a total four-lane divided roadway and expand the total right of way to a width of 100 feet. Heavy equipment including excavators, bulldozers, scrapers, dump trucks, and water trucks will be utilized for this Project. Equipment will be staged and access will occur from the existing Phoenix Club Drive. The stretch of Phoenix Club Drive between East Ball Road and the parking lot of Ball Road Basin will be closed during construction.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on March 4, 2024, 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 environmental impact report 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** adopted by CDFW for this project.
5. A Statement of Overriding Considerations **was not** adopted by CDFW for this project.
6. Findings **were** made by CDFW pursuant to California Code of Regulations section 15091.

The Final EIR 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.

DocuSigned by:
Signature:  **Date:** 3/4/2024
Victoria Tang, Environmental Program Manager

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Date Received for filing at OPR: _____