

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
R3LSA@wildlife.ca.gov



Lead Agency
Sonoma Marin Area Rail Transit Commission (SMART)
5401 Old Redwood Highway, Suite 200
Petaluma, CA 94954
Contact: Bill Gamlen
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Phone: (707) 794-3330

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

State Clearinghouse Number: 2002112033

Project Title: SMART Non-Motorized Pathways Segment 37: West Steele Lane (MP 55.5) to San Miguel Road (MP 56.8) (Lake or Streambed Alteration Agreement No. EPIMS-SON-41538-R3)

Project Location (Sonoma): The project is located at two locations in an unincorporated area of the County of Sonoma, State of California:

1. Paulin Creek, Latitude 38.462806°N, Longitude 122.742992°W; Assessor's Parcel Number 015-510-014-000
2. Piner Creek, 38.465878°N, Longitude 122.745668°W; Assessor's Parcel Number 015-370-071-000.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement (EPIMS-SON-41538-R3), pursuant to Fish and Game Code section 1602, to the project Applicant, SMART.

The project is limited to:

1. The installation of one 66-foot-long, 12-foot-wide prefabricated steel and concrete clear-span bridge over Paulin Creek. The bridge abutments will be poured in place and installed 10 feet above top-of-bank. No in-water work will occur.
2. The installation of one 72-foot-long, 12-foot-wide prefabricated steel and concrete clear-span bridge over Piner Creek. The bridge abutments will be poured in place and installed 10 feet above top-of-bank. No in-water work will occur.

All staging will occur on the existing railroad track or offsite on paved areas.

The project will result in 0.04 acre (1,925 square feet) and 28 linear feet of permanent impacts to stream habitat. One riparian tree will also be removed. The project will not result in temporary impacts.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on 10/9/2024 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.

Notice of Determination

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:

Craig Weightman

10/10/2024

Signature: _____ Date: _____

Craig Weightman, Environmental Program Manager

Date Received for filing at OPR: _____