

Notice of Determination

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

From:
Department of Fish and Wildlife
Bay Delta Region 3
2825 Cordelia Road, Suite 100
Fairfield, CA 94534
Contact: Mia Bianchi
Email: AskBDR@wildlife.ca.gov



Lead Agency
East Contra Costa County Habitat Conservancy
651 Pine Street, 4th Floor North Wing
Martinez, CA 94553
Contact: John Kopchik
Phone: (925) 335-1227

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

State Clearinghouse Number: 2005092129

Project Title: Horse Valley Pond Repair Project (Lake or Streambed Alteration Agreement No. EPIMS-CCA-42555-R3)

Project Location (Contra Costa): The Project is located at one pond, on an unnamed creek, tributary to Sand Creek, in the County of Contra Costa, State of California; Latitude 37.93762, Longitude -121.80533; Assessor's Parcel Number 057-070-005-0.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement EPIMS-CCA-42555 pursuant to Fish and Game Code section 1602, to the project Applicant, East Contra Costa County Habitat Conservancy.

The Project is limited to repairing the Horse Valley Pond berm and reinforcing the southeast extent of Horse Valley Pond with concrete slurry to prevent future impacts from squirrels burrowing into the berm and undermining the structure. Approximately 130 cubic-yards of material will be excavated between the trench and repair of the damaged section of berm.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on September 25, 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 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:
Melissa Farinha Date: 9/25/2023
0025EB6A0381473
Signature: _____ Date: _____
Melissa Farinha, Environmental Program Manager

Date Received for filing at OPR: _____