

## Notice of Determination

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

**From:**  
Department of Fish and Wildlife  
Bay Delta Region  
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Lead Agency  
Contra Costa County  
ATTN: East Contra Costa Habitat Conservancy  
30 Muir Road  
Martinez, CA 94533  
Phone: (925) 655-2705

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

**State Clearinghouse Number:** 2005092129

**Project Title:** Irish Canyon Culvert Repairs Project (Streambed Alteration Agreement No. EPIMS-CCA-30807-R3)

**Project Location (Contra Costa County):** The project is located at two locations on Peacock Creek, in the Irish Canyon Preserve, in City of Clayton, County of Contra Costa, State of California; Latitude [37.935550], Longitude [-121.901859] and Latitude [37.935567], Longitude [-121.901859]; Assessor's Parcel Number 075-200-008-0.

**Project Description:** The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement (EPIMS-CCA-30807-R3), pursuant to Fish and Game Code section 1602, to the project Applicant (East Contra Costa Habitat Conservation Agency, as represented by Abigail Fateman).

The project will replace two existing culverts (Culverts 101 and 102) under an unpaved dirt access road in the Irish Canyon Preserve. The two culverts are undersized and failing, causing the dirt access road to be undermined and at risk of failure. The culverts will be replaced and expanded to accommodate flows, and rock slope protection (RSP) will be placed to stabilize the inlets and outlets and maintain the road. No trees will be removed to complete the work. Following project activities, all disturbed areas will be restored and stabilized via appropriate erosion control measures.

Culvert 101 will be replaced in kind (30-inch diameter by 20-foot-long) and a 2-foot-long by 7-foot-wide headwall will be installed at the upstream inlet. A 7-foot-long by 7-foot-wide tail wall/energy dissipator will be installed with RSP placed in a scour hole at the downstream outlet. A total of approximately 300 ft<sup>2</sup> of RSP will be placed at the inlet and outlet. Culvert 102 will be upsized from 36-inch diameter by 14-foot-long to 36-inch diameter by 25-foot-long culvert. At the upstream end, the channel will be filled by 10 feet. This includes 5 feet length of the new edge of road and 5 feet of headwall length. The headwall will be 7 feet wide. At the downstream end, a 6-foot-long by 6-foot-wide tail wall/energy dissipator will be installed with RSP. A total of approximately 180 ft<sup>2</sup> of RSP will be placed at the inlet and outlet.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on August 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 (EIR)** that was 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.

**Notice of Determination**

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DocuSigned by:

*Melissa Farinha*

Signature: \_\_\_\_\_

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Date: 8/9/2024

Melissa Farinha, Environmental Program Manager

Date Received for filing at OPR: \_\_\_\_\_