

**City of Modesto  
NOTICE OF DETERMINATION**

FILED

21 MAR -4 AM 10:50

STANISLAUS CO. CLERK-RECORDER

**ATTENTION COUNTY CLERK:  
PLEASE DO NOT REMOVE BEFORE April 5, 2021**

*Photocopy Print*

TO: County Clerk-Recorder  
County of Stanislaus  
1021 "I" Street  
Modesto CA 95354

FROM: City of Modesto  
Community & Economic Development Dept.  
Planning Division  
P.O. Box 642  
Modesto CA 95353

SUBJECT: Filing of Notice of Determination in compliance with Section 21152 of the Public Resources Code

Project Title: Modesto Urban Area General Plan, Tuolumne River Regional Park Master Plan;  
Neece Drive Boat Launch and River Access

State Clearinghouse Number: SCH Nos. 2007072023, 2000022028

Contact Person: Brad Wall, MPA, Principal Planner, [bwall@modestogov.com](mailto:bwall@modestogov.com), 209.577.5273

Applicants: City of Modesto, P.O. Box 642, Modesto CA 95353  
209.577.5273

Owner: City of Modesto

Project Location: Tuolumne River at Neece Drive, Modesto CA

Project Description: Construct boat launch, for non-motorized vessels only, for Tuolumne River access

This is to advise that the City of Modesto, the lead agency, has approved the above-described project on February 26, 2019, and has made the following determinations, pursuant to Section 21157.1 of the CEQA Guidelines:

The project is within the scope of the City of Modesto Urban Area General Plan Master EIR, and the City of Modesto Tuolumne River Regional Park Master Plan Master EIR, and no new environmental document or Public Resources Code Section 21081 findings are required. The following findings have been found to be true:


1. An Initial Study was prepared by the City of Modesto that analyzed whether the subsequent project may cause any significant effect on the environment that was not examined in the Master EIRs and whether the subsequent project was described in the Master EIRs as being within the scope of the report.
2. The subsequent project will have no additional significant effect on the environment, as defined in Section 21158(d) of the Public Resources Code, that was not identified in the Master EIRs.
3. No new or additional mitigation measures or alternatives are required.
4. The subsequent project is within the scope of the project covered by the Master EIRs.

5. All applicable policies, regulations, and mitigation measures identified in the Master EIRs have been applied to the subsequent project or otherwise made conditions of approval of the subsequent project.
6. No substantial changes have occurred with respect to the circumstances under which the Master EIRs were certified, and no new information, which was not known and could not have been known at the time that the Master EIRs were certified as complete, has become available.

The Initial Study, Environmental Assessment EA/PRN No. 18-005, on file at the City of Modesto Parks, Recreation and Neighborhoods Department, provides substantial evidence to support findings 1 thru 6, noted above.

This is to certify that the Master EIRs are available to the general public at:

City of Modesto, Community & Economic Development Department, Planning Division,  
1010 Tenth Street, Modesto CA 95354

  
\_\_\_\_\_  
Brad Wall, MPA  
City of Modesto

Date: March 4, 2021 Title: Principal Planner



REC'T # 0004570424

March 04, 2021 ----- 10:49:00

Stanislaus, County Recorder  
Donna Linder Co Recorder Office

Document # 21-035 -

Check Number 546259

REQD BY

|                  |         |
|------------------|---------|
| County Admin Fee | \$57.00 |
|------------------|---------|

|                 |         |
|-----------------|---------|
| Total fee ..... | \$57.00 |
|-----------------|---------|

|                    |         |
|--------------------|---------|
| Amount Tendered... | \$57.00 |
|--------------------|---------|

|              |        |
|--------------|--------|
| Change ..... | \$0.00 |
|--------------|--------|

FMP,C2/O/O



State of California - Department of Fish and Wildlife  
**2021 ENVIRONMENTAL FILING FEE CASH RECEIPT**  
DFW 753.5a (REV. 01/01/21) Previously DFG 753.5a

Print

StartOver

Save

RECEIPT NUMBER:

50 — 03/04/2021 — 035

STATE CLEARINGHOUSE NUMBER (If applicable)

2007072023, 2000022028

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY

City of Modesto

LEAD AGENCY EMAIL

DATE

03/04/2021

COUNTY/STATE AGENCY OF FILING

Stanislaus

DOCUMENT NUMBER

2021-035

PROJECT TITLE

Modesto Urban Area General Plan, Tuolumne River Regional Park Master Plan; Neece Drive Boat Launch and River Access

PROJECT APPLICANT NAME

City of Modesto

PROJECT APPLICANT EMAIL

PHONE NUMBER

(209) 577-5373

PROJECT APPLICANT ADDRESS

PO BOX 642

CITY

Modesto

STATE

CA

ZIP CODE

95353

PROJECT APPLICANT (Check appropriate box)

☒ Local Public Agency

☐ School District

☐ Other Special District

☐ State Agency

☐ Private Entity

CHECK APPLICABLE FEES:

- ☐ Environmental Impact Report (EIR) \$3,445.25 \$ 0.00  
☐ Mitigated/Negative Declaration (MND)(ND) \$2,480.25 \$ 0.00  
☐ Certified Regulatory Program (CRP) document - payment due directly to CDFW \$1,171.25 \$ 0.00  
☐ Exempt from fee  
☐ Notice of Exemption (attach)  
☐ CDFW No Effect Determination (attach)  
☒ Fee previously paid (attach previously issued cash receipt copy)

- ☐ Water Right Application or Petition Fee (State Water Resources Control Board only) \$850.00 \$ 0.00  
☒ County documentary handling fee \$ 57.00  
☐ Other \$

PAYMENT METHOD:

- ☐ Cash ☐ Credit ☒ Check ☐ Other

TOTAL RECEIVED \$ 57.00

SIGNATURE

X *Phaivann Prum*

AGENCY OF FILING PRINTED NAME AND TITLE

Phaivann Prum, Legal Clerk





State of California - Department of Fish and Wildlife  
**2020 ENVIRONMENTAL FILING FEE CASH RECEIPT**  
DFW 753.5a (REV. 06/01/20) Previously DFG 753.5a

**NOTICE**

Each project applicant shall remit to the county clerk the environmental filing fee before or at the time of filing a Notice of Determination (Pub. Resources Code, § 21152; Fish & G. Code, § 711.4, subdivision (d); Cal. Code Regs., tit. 14, § 753.5). Without the appropriate fee, statutory or categorical exemption, or a valid No Effect Determination issued by the California Department of Fish and Wildlife (CDFW), the Notice of Determination is not operative, vested, or final, and shall not be accepted by the county clerk.

**COUNTY DOCUMENTARY HANDLING FEE**

The county clerk may charge a documentary handling fee of fifty dollars (\$50) per filing in addition to the environmental filing fee (Fish & G. Code, § 711.4, subd. (e); Cal. Code Regs., tit. 14, § 753.5, subd. (g)(1)). A county board of supervisors shall have the authority to increase or decrease the fee or charge, that is otherwise authorized to be levied by another provision of law, in the amount reasonably necessary to recover the cost of providing any product or service or the cost of enforcing any regulation for which the fee or charge is levied (Gov. Code, § 54985, subd. (a)).

**COLLECTION PROCEDURES FOR COUNTY GOVERNMENTS**

**Filing Notice of Determination (NOD):**

- ☐ Collect environmental filing fee or copy of previously issued cash receipt. *(Do not collect fee if project applicant presents a No Effect Determination signed by CDFW. An additional fee is required for each separate environmental document. An addendum is not considered a separate environmental document. Checks should be made payable to the county.)*
- ☐ Issue cash receipt to project applicant.
- ☐ Attach copy of cash receipt and, if applicable, previously issued cash receipt, to NOD.
- ☐ Mail filing fees for CRP document to CDFW prior to filing the NOD or equivalent final approval (Cal. Code Regs. Tit. 14, § 753.5 (b)(5)). The CRP should request receipt from CDFW to show proof of payment for filing the NOD or equivalent approval. Please mail payment to address below made attention to the Cash Receipts Unit of the Accounting Services Branch.

If the project applicant presents a **No Effect Determination** signed by CDFW, also:

- ☐ Attach No Effect Determination to NOD *(no environmental filing fee is due)*.

**Filing Notice of Exemption (NOE)** *(Statutorily or categorically exempt project (Cal. Code Regs., tit. 14, §§ 15260-15285, 15300-15333))*

- ☐ Issue cash receipt to project applicant.
- ☐ Attach copy of cash receipt to NOE *(no environmental filing fee is due)*.

Within 30 days after the end of each month in which the environmental filing fees are collected, each county shall summarize and record the amount collected on the monthly State of California Form No. CA25 (TC31) and remit the amount collected to the State Treasurer. Identify the remittance on Form No. CA25 as "Environmental Document Filing Fees" per Fish and Game Code section 711.4.

The county clerk shall mail the following documents to CDFW on a monthly basis:

- ✓ A photocopy of the monthly State of California Form No. CA25 (TC31)
- ✓ CDFW/ASB copies of all cash receipts (including all voided receipts)
- ✓ A copy of all CDFW No Effect Determinations filed in lieu of fee payment
- ✓ A copy of all NODs filed with the county during the preceding month
- ✓ A list of the name, address and telephone number of all project applicants for which an NOD has been filed. If this information is contained on the cash receipt filed with CDFW under California Code of Regulations, title 14, section 753.5, subdivision (e)(6), no additional information is required.

**DOCUMENT RETENTION**

The county shall retain two copies of the cash receipt (for lead agency and county clerk) and a copy of all documents described above for at least 12 months.

**RECEIPT NUMBER**

- # The first two digits automatically populate by making the appropriate selection in the County/State Agency of Filing drop down menu.
- # The next eight digits automatically populate when a date is entered.
- # The last three digits correspond with the sequential order of issuance for each calendar year. For example, the first receipt number issued on January 1 should end in 001. If a county issued 252 receipts for the year ending on December 31, the last receipt number should end in 252. CDFW recommends that counties and state agencies 1) save a local copy of this form, and 2) track receipt numbers on a spreadsheet tabbed by month to ensure accuracy.

**DO NOT COMBINE THE ENVIRONMENTAL FEES WITH THE STATE SHARE OF FISH AND WILDLIFE FEES.**

**Mail to:**

California Department of Fish and Wildlife  
Accounting Services Branch  
P.O. Box 944209  
Sacramento, California 94244-2090