Notice of Determination

To: Office of Planning and Research For U.S. Mail: P.O. Box 3044 Sacramento, CA 95812-3044

Street Address: 1400 Tenth Street Sacramento, CA 95814 From: California Department of Fish and Wildlife (CDFW) **Bay Delta Region** 2825 Cordelia Road, Suite 100, Fairfield, CA 94534 Contact: Melanie Day Phone: (707) 428-2092

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Lead Agency City of Santa Rosa 69 Stony Circle, Santa Rosa, CA 95401 Contact: Steve Brady Phone: (707) 543-3919

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

State Clearinghouse Number: 2010072004

Project Title: Lower Colgan Creek Restoration Project Phase 2 [California Endangered Species Act (CESA) Incidental Take Permit No. 2081-2016-043-03 (ITP)]

Project Location: The Project is located along an approximately 2,000-foot-long stretch of Colgan Creek between Victoria Drive and Boron Avenue within the City of Santa Rosa, Sonoma County. The Project is located from approximately 100 feet south of Victoria Drive at 38.411429, -122.722478 to approximately 200 feet north of Boron Avenue at 38.406575, -122.725576. The Project site is bounded on the east and west by commercial and residential development, and undeveloped land. The Project footprint is 2.02 acres and is located within Township 7N. Range 8W, Sections 34 and 35 of the Santa Rosa U.S. Geological Survey 7.5-minute guadrangle map, Mt. Diablo meridian,

Project Description: The Project includes the conversion of 2.02 acres of undeveloped land into riparian habitat and restoring the channelized Colgan Creek into a wider, meandering channel. Project activities include tree removal, grubbing, grading, re-vegetation, installing pool habitat log structures and constructed riffles, bioengineered bank stabilization, paving of an existing gravel path on the west side of the creek bank, and other activities. The Project will result in permanent impacts to 2.02 acres of California tiger salamander (Ambystoma californiense) habitat. The Project is expected to result in incidental take of California tiger salamander, which is designated as a threatened species under CESA. The ITP referenced above as issued by CDFW authorizes incidental take of species listed under CESA that may occur as a result of Project implementation.

This is to advise that CDFW, acting as [the lead agency / X a responsible agency] approved the abovedescribed project on 3,1, 2020 and made the following determinations regarding the above described project:

- 1. The project [will / 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. [An environmental impact report / A negative declaration] was prepared by the lead agency for the original project.
- 3. Additional mitigation measures [X] were / I] were not] made a condition of CDFW's approval of the project.
- 4. A mitigation reporting or monitoring plan [X was / V was not] adopted by CDFW for this project.
- 5. A Statement of Overriding Considerations [was / was not] adopted by CDFW for this project.
- 6. Findings [were / were not] made by CDFW pursuant to Public Resources Code § 21081(a). CDFW did, however, adopt findings to document its compliance with CEQA.
- 7. Compliance with the environmental filing fee requirement at Fish and Game Code § 711.4 (check one):
 - Payment is submitted with this notice.
 - A copy of a receipt showing prior payment was submitted to CDFW.
- Responsible Agency statement: The EIR prepared by the lead agency for the Project is available to the general public at the office location listed above for the lead agency. CDFW's administrative record of proceedings related to the incidental take permit is available to the public for review at CDFW's regional office.

Signature Sugg Euch Gregg Erickson, Regional Manager Governor's Office of Planning & Research

Date Received for filing at OPR:

MAR 10 2020

Date: 3-4-2020

STATE CLEARINGHOUSE