

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

From:
California Department of Fish and Wildlife (CDFW) Bay Delta Region
2825 Cordelia Road, Suite 100, Fairfield, CA 94534
Contact: Robert Stanley, Senior Environmental Scientist
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California Department of Transportation
111 Grand Avenue, Oakland, CA 94623
Contact: Brian Gassner

SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code § 21108
State Clearinghouse Number: 2010082001

Project Title: Alameda Creek Bridge Replacement Project [California Endangered Species Act (CESA) Incidental Take Permit No. 2081-2018-072-03 (ITP)]

Project Location: The Alameda Creek Bridge (Bridge No. 33-0036) Project (Project) is located within Niles Canyon over Alameda Creek along State Route 84 (SR-84) at Post Mile 13.0 to 13.6, in Alameda County, California.

Project Description: The California Department of Transportation (Permittee) proposes to replace the Alameda Creek Bridge (Bridge No. 33-0036) to meet current design standards for safety. The Project proposes replace the existing 1928 bridge with a new, two-lane structure with standard eight-foot-wide shoulders, approximately 75 feet north of the existing bridge. The Project will include a temporary access road, water diversion, CIDH pile installation area, removal of an existing concrete weir, build of the road to match new alignment, construction of a soil nail wall, construction of a new viaduct structure and restoration of the impacted areas on-site. The Project shall take place over the course of three construction seasons.

The Biological Study Area (BSA) consists of 21.113 acres of which consists of 2.167 acres of previously paved surfaces of the freeway and 1.120 acres of urban/barren ground. Approximately 2.497 acres of the BSA is considered annual grassland, 3.405 acres Coastal Oak woodland, 1.043 acres coastal scrub, 0.597 acres fresh emergent wetland, 2.773 acres riverine habitat, and 7.511 acres valley riparian foothill habitat. Impacts to Alameda whipsnake habitat include temporary impacts to 1.684 acres of Alameda whipsnake suitable habitat, pro-longed temporary impacts (over 1 season) to 1.378 acres of suitable Alameda whipsnake habitat and permanent impacts to 1.663 acres of suitable Alameda whipsnake habitat. The project is expected to result in incidental take of Alameda whipsnake aka Alameda striped racer, 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 / [] a responsible agency approved the above-described project on June 27, 2019 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 [] were / [] were not made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan [] was / [] 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 Environmental Impact Report 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: Gregg Erickson, Regional Manager
Date: June 27, 2019
Governor's Office of Planning & Research

Date Received for filing at OPR: AUG 19 2019