

**CALIFORNIA ENVIRONMENTAL QUALITY ACT
NOTICE OF DETERMINATION**

To: ☒ Office of Planning and Research
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

☒ County Clerk
County of: Contra Costa

From: Contra Costa County
Dept. of Conservation & Development
30 Muir Road
Martinez, CA 94553

FILED

NOV 13 2019

J. E. Canciamilla
County Clerk
CONTRA COSTA COUNTY
BY [Signature] Deputy Clerk
Phone: (925) 925-7780

State Clearinghouse Number: SCH# 2016082008

Project Title: Three Creeks Parkway Restoration
Project No. 7562-6D8176, CP# 16-39

Project Applicant: Contra Costa County Flood Control and Water Conservation District, 255 Glacier Drive, Martinez, CA 94553
Lead Agency: Contra Costa County Department of Conservation and Development, 30 Muir Road, Martinez, CA 94553; Phone 925-674-7780

Project Location: Marsh Creek (Dainty Avenue to Union Pacific Railroad tracks), Brentwood, East Contra Costa County

Project Description: The Contra Costa County Flood Control and Water Conservation District (District) in partnership with American Rivers, a national non-profit organization that protects wild rivers, restores damaged rivers and conserves clean water for people and nature, proposes to improve flood conveyance capacity, to meet the District's standards for 100-year flood protection, and restore native vegetation along an approximately 4,000 linear foot section of Marsh Creek. When implementation is complete, the project would include up to 1.0 acre of frequently inundated floodplain (seasonal wetland), 1.87 acres of woody riparian vegetation, and 1.87 acres of grasslands and native scrub. The project would also enhance habitat and recreation within the watershed. The segment just upstream of Dainty Avenue (Phase I) was widened in 2000 by the District; native riparian vegetation may also be planted in this section as part of this project to provide a continuous riparian corridor with the existing riparian vegetation upstream of this segment. Boulders and large woody debris would be placed in some portions of the low-flow channel to create in-stream habitat as well as rock to protect the banks and culvert outfalls. Real Property transactions, including right-of-way acquisition and temporary construction easements for access and staging areas and permanent easements for access and maintenance will be necessary in support of this project. Construction is anticipated to begin summer 2020 and may take up to two construction seasons to complete. Excavation and grading activities would occur during the dry season (July to October) with plant restoration occurring afterwards (November to December).

The District prepared an IS/MND which was adopted on September 27, 2016, and approved with Addendum No. 1 on March 27, 2018. Addendum No. 2 was prepared to identify and analyze potential impacts of the following project components that were not specifically identified and described in the project description of the IS/MND and Addendum No. 1 as well as incorporation of additional project features: (1) the abutments for the proposed pedestrian bridge identified in Addendum No. 1 and spur trail from the Marsh Creek Regional Trail to the proposed pedestrian bridge, (2) incorporation of a City of Brentwood-owned parcel for a future pocket park (Dainty Triangle Park), and (3) permanent property acquisitions for the project features identified in the 2016 IS/MND and Addendums No. 1 and 2. These proposed additions were re-evaluated under applicable sections of Appendix G of the CEQA Guidelines to determine if the additions resulted in a substantial change that would require major revisions of the IS/MND. Re-evaluation of the additions did not result in significant impacts that would warrant changes to the IS/MND and therefore a CEQA Addendum was prepared.

The project was approved on: _____

1. The project ☐ will ☒ will not have a significant effect on the environment.
2. ☐ An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
☒ A Mitigated Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures ☒ were ☐ were not made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan ☒ was ☐ was not adopted for this project.
5. A statement of Overriding Considerations ☐ was ☒ was not adopted for this project.
6. Findings ☒ were ☐ were not made pursuant to the provisions of CEQA.

Notice of Determination sent to Office of Planning and Research.*

This is to certify that the Mitigated Negative Declaration with comments and responses, and record of project approval and Addendums 1 and 2 are available to the General Public at: Contra Costa County Public Works Department and Flood Control and Water Conservation District, 255 Glacier Drive, Martinez, CA 94553

Signature (Contra Costa County): [Signature] Title: Principal Planner

Date: 10-30-19 Date Received for filing at OPR: _____ **Governor's Office of Planning & Research**

NOV 13 2019		NOV 19 2019
AFFIDAVIT OF FILING AND POSTING		
I declare that on <u>NOV 13 2019</u> I received and posted this notice as required by California Public Resources Code Section 21152(c). Said notice will remain posted for 30 days from the filing date.		
Signature: <u>[Signature]</u>	Title: <u>Deputy Clerk</u>	

Applicant: CCC Public Works Department/Flood Control and Water Conservation District 255 Glacier Drive Martinez, CA 94553 Attn: <u>Claudia Gemberling</u> Environmental Services Division Phone: (925) 313-2192	Department of Fish and Game Fees Due <input type="checkbox"/> EIR - \$3,271. ⁰⁰ <input type="checkbox"/> Neg. Dec. - \$2,354. ⁷⁵ <input type="checkbox"/> DeMinimis Findings - \$0 <input checked="" type="checkbox"/> County Clerk - \$50 <input checked="" type="checkbox"/> Conservation & Development - \$25	Total Due: \$75.00 Total Paid: \$2330.75 Receipt #: <u>3175688</u>
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*Notice of Determination may be sent by fax to (916) 323-3018, if followed up with a duplicate mailed copy.



State of California - Department of Fish and Wildlife
2018 ENVIRONMENTAL FILING FEE CASH RECEIPT
DFW 753.5a (Rev. 01/03/18) Previously DFG 753.5a

Print

StartOver

RECEIPT NUMBER:

07 — 03/29/2018 — 0077

STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY

CONTRA COSTA COUNTY FLOOD CONTROL AND WATER CONSERVATION DIS

LEAD AGENCY EMAIL

DATE

03/29/2018

COUNTY/STATE AGENCY OF FILING

Contra Costa

DOCUMENT NUMBER

E-0000101

PROJECT TITLE

Three Creeks Parkway Restoration Project No. 7562-6D8176, CP#16-39

PROJECT APPLICANT NAME

Public Works Department

PROJECT APPLICANT EMAIL

PHONE NUMBER

(925) 313-2192

PROJECT APPLICANT ADDRESS

255 Glacier Drive

CITY

Martinez

STATE

Ca

ZIP CODE

94553

PROJECT APPLICANT (Check appropriate box)

☒ Local Public Agency

☐ School District

☐ Other Special District

☐ State Agency

☐ Private Entity

CHECK APPLICABLE FEES:

☐ Environmental Impact Report (EIR)

\$3,168.00

\$

0.00

☒ Mitigated/Negative Declaration (MND)(ND)

\$2,280.75

\$

2,280.75

☐ Certified Regulatory Program document (CRP)

\$1,077.00

\$

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

\$

50.00

☐ Other

\$

PAYMENT METHOD:

☐ Cash

☐ Credit

☐ Check

☒ Other JV 2778-00

TOTAL RECEIVED

\$

2,330.75

SIGNATURE

X

AGENCY OF FILING PRINTED NAME AND TITLE

A.Gnecco, Deputy Clerk

County Receipt Number 3175688

CALIFORNIA ENVIRONMENTAL QUALITY ACT

NOTICE OF DETERMINATION

To: ☐ Office of Planning and Research
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

From: Contra Costa County
Dept. of Conservation & Development
30 Muir Road
Martinez, CA 94553

☒ County Clerk
County of: Contra Costa

State Clearinghouse Number: SCH# 2016082008

Project Title: Three Creeks Parkway Restoration
Project No. 7562-6D8176, CP# 16-39

Project Applicant: Contra Costa County Flood Control and Water Conservation District

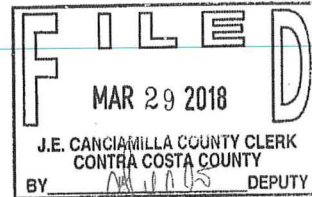
Project Location: Marsh Creek (Dainty Avenue to Union Pacific Railroad tracks), Brentwood, Contra Costa County

Project Description The Contra Costa County Flood Control and Water Conservation District (District) in partnership with American Rivers, a national non-profit organization that protects wild rivers, restores damaged rivers and conserves clean water for people and nature, proposes to improve flood conveyance capacity, to meet the District's standards for 100-year flood protection, and restore native vegetation along an approximately 4,000 linear foot section of Marsh Creek. When implementation is complete, the project would include up to 1.0 acre of frequently inundated floodplain (seasonal wetland), 1.87 acres of woody riparian vegetation, and 1.87 acres of grasslands and native scrub. The project would also enhance habitat and recreation within the watershed. The segment just upstream of Dainty Avenue (Phase I) was widened in 2000 by the District; native riparian vegetation may also be planted in this section as part of this project to provide a continuous riparian corridor with the existing riparian vegetation upstream of this segment. Placement of boulders and large woody debris would be placed in some portions of the low-flow channel to create in-stream habitat as well as rock to protect the banks and culvert outfalls. Real Property transactions, including right-of-way acquisition and temporary construction easements for access and staging areas and permanent easements for access and maintenance may be necessary in support of this project. Construction is anticipated to begin summer 2018 and may take up to two construction seasons to complete. Excavation and grading activities would occur during the dry season (July to October) with plant restoration occurring afterwards (November to December).

The District prepared an IS/MND which was adopted by the Contra Costa County Board of Supervisors on September 27, 2016. Since then, there have been a few additions to the original project design, including (1) the incorporation of an existing water quality basin adjacent to the lower reach of Marsh Creek and improvements to the adjacent City of Brentwood Sungold Park, (2) the use of an adjoining parcel adjacent to the middle reach as a staging area and to place excavated materials, (3) the construction of a clear-span pedestrian bridge, and (4) the use of temporary creek crossings during construction totaling approximately 13.45 acres on three parcels that abut the project segment. These proposed additions were re-evaluated under applicable sections of Appendix G of the CEQA Guidelines to determine if the additions resulted in a substantial change that would require major revisions of the IS/MND. Re-evaluation of the additions did not result in significant impacts that would warrant changes to the IS/MND and therefore a CEQA Addendum was prepared.

The project was approved on:

1. The project ☐ will ☒ will not have a significant effect on the environment.
2. ☐ An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
☒ A Mitigated Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures ☒ were ☐ were not made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan ☒ was ☐ was not adopted for this project.
5. A statement of Overriding Considerations ☐ was ☒ was not adopted for this project.
6. Findings ☒ were ☐ were not made pursuant to the provisions of CEQA.



Notice of Determination sent to Office of Planning and Research.*

This is to certify that the Mitigated Negative Declaration with comments and responses and record of project approval is available to the General Public at:

Contra Costa County Public Works Department
255 Glacier Drive, Martinez, CA 94553

Signature (Contra Costa County): [Signature] Title: Principal Planner

Date: Jan. 12, 2018 Date Received for filing at OPR: MAR 29 2018

AFFIDAVIT OF FILING AND POSTING	
MAR 29 2018	
I declare that on _____ I received and posted this notice as required by California Public Resources Code Section 21152(c). Said notice will remain posted for 30 days from the filing date.	
Signature: <u>[Signature]</u>	Title: <u>Deputy Clerk</u>

Applicant:	Department of Fish and Game Fees Due	Total Due: \$2,355.75
Public Works Department 255 Glacier Drive Martinez, CA 94553 Attn: <u>Claudia Gemberling</u> Environmental Services Division Phone: (925) 313-2192	<input type="checkbox"/> EIR - \$3,168.00 <input checked="" type="checkbox"/> Neg. Dec. - \$2,280.75 <input type="checkbox"/> DeMinimis Findings - \$0 <input checked="" type="checkbox"/> County Clerk - \$50 <input checked="" type="checkbox"/> Conservation & Development - \$25	Total Paid \$ <u>2,330.75</u> Receipt #: <u>3175600</u>

*Notice of Determination may be sent by fax to (916) 323-3018, if followed up with a duplicate mailed copy.



State of California - Department of Fish and Wildlife

2019 ENVIRONMENTAL FILING FEE CASH RECEIPT

DFW 753.5a (REV. 12/01/18) Previously DFG 753.5a

StartOver

Print

RECEIPT NUMBER:

07 — 11/13/2019 — 378

STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY

CONTRA COSTA DEPARTMENT OF CONSERVATION AND DEVELOPMENT

LEAD AGENCY EMAIL

NONE SHOWN

DATE

11/13/2019

COUNTY/STATE AGENCY OF FILING

Contra Costa

DOCUMENT NUMBER

19-460

PROJECT TITLE

THREE CREEKS PARK RESTORATION

PROJECT APPLICANT NAME

CONTRA COSTA FLOOD CONTROL AND WATER CONSERVATION DISTRICT

PROJECT APPLICANT EMAIL

NONE SHOWN

PHONE NUMBER

(925) 313-2000

PROJECT APPLICANT ADDRESS

255 GLACIER DRIVE

CITY

MARTINEZ

STATE

CA

ZIP CODE

94553

PROJECT APPLICANT (Check appropriate box)☒ Local Public Agency☐ School District☐ Other Special District☐ State Agency☐ Private Entity**CHECK APPLICABLE FEES:**☐ Environmental Impact Report (EIR)

\$3,271.00

\$

0.00

☐ Mitigated/Negative Declaration (MND)(ND)

\$2,354.75

\$

0.00

☐ Certified Regulatory Program (CRP) document - payment due directly to CDFW

\$1,112.00

\$

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

\$

50.00

☐ Other

\$

PAYMENT METHOD:☐ Cash☐ Credit☐ Check☐ Other JV139700**TOTAL RECEIVED**

\$

50.00

SIGNATURE

X

AGENCY OF FILING PRINTED NAME AND TITLE

HAROLD FRANKLIN DEPUTY COUNTY CLERK

County Receipt Number 3627791

CLERK'S CERTIFICATION OF POSTING

CONTRA COSTA COUNTY
555 Escobar Street
Martinez, CA 94553

I certify that I am an employee of the county of Contra Costa and that a true copy of the foregoing notice for project:

THREE CREEKS PARKWAY RESTORATION

(Project Name)

was posted for review at:

Contra Costa County Clerk-Recorder's Office
555 Escobar Street
Martinez, CA 94553

This notice was posted for a minimum of 35 days on 11/10/2019
(Filing Date)

Dated: _____
(Mailing Date)

By: _____
Deputy County Clerk