

2019048337

ENDORSED FILED

OCT 01 2018

**NOTICE OF EXEMPTION**

TERRY A. HANSEN, Clerk  
BY BRIDGETTE EVANS  
Deputy Clerk

TO: X Office of Planning Research  
P.O. Box 3044, Rm. 212  
Sacramento, CA 95812

FROM: COUNTY OF YUBA  
Community Development & Services Agency  
915 8th Street, Suite 123  
Marysville, CA 95901

or

X County Clerk, County of Yuba  
915 8th Street  
Marysville, CA 95901

**SUBJECT:** Filing of Notice of Exemption.

**PROJECT TITLE/CASE NO.:** EA 2018-0010 (Oregon Hill Road Habitat Restoration Project)

**PROJECT LOCATION - SPECIFIC AND COMMUNITY:**

The project is located along Oregon Hill Road over Little Oregon Creek on US Forest Service property in the northeastern region of unincorporated Yuba County.

**DESCRIPTION OF NATURE, PURPOSE, AND BENEFICIARIES OF PROJECT:**

The new Oregon Hill Road Bridge is known with the Forest Service as the Little Oregon Creek AOP Project. AOP stands for Aquatic Organism Passage. Currently, during low water flows, there is a vertical distance between the outlet of the culvert and the natural height of the creek. This does not allow certain organisms to continue upstream. The proposed bridge has a 46-foot clear span and would reopen the creek to its natural flow and course, thus allowing organisms to continue upstream.

The existing triple culvert road crossing on Little Oregon Creek is a barrier to aquatic organism passage (AOP) within and along the creek. The existing structure was not designed to facilitate aquatic or terrestrial species passage nor natural stream flow. The triple culvert is currently a seasonal barrier to aquatic species passage; does not facilitate terrestrial species passage and may perpetuate road crossing mortalities for the California red-legged frog and other species. The existing structure also creates a situation where during the low water flow months of summer and fall the water is spread out into a shallow pool on the downstream side creating warm water habitat for the non-native, invasive bullfrogs, which is a California red-legged frog predator and competitor. In addition, because the structure is higher than the creek flow level, the water directly upstream of the structure pools and warms creating suitable habitat for bullfrogs. Bullfrogs and crayfish have been seen in the downstream shallow pool area during summer and fall months.

This project proposes to replace the triple culvert structure with a bottomless arch or bridge which will provide passage for aquatic and terrestrial species, and passage of peak/ flood water flows along with debris. The bottomless arch will allow for continuous water flow from upstream to downstream. The shallow pools may continue to exist, but they would have continual water flow through them. Work will be implemented when Little Oregon Creek has low flow, late summer through early fall. There will be a LOP from June 1 through October 15 or after first wetting rains. Forest Service biologists experienced with California red-legged frog identification will be on site during implementation of the project. A stream simulation will be conducted to ensure proper structure placement as well as proper stream alignment and morphology.

2018FG-00021

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NAME OF PUBLIC AGENCY\CONTACT PERSON\TELEPHONE #: County of Yuba CDSA, Kevin Perkins, (530) 749-5470

**NAME OF PERSON OR AGENCY CARRYING OUT PROJECT:**

Yuba County Public Works; contact: Sam Bunton  
915 8<sup>th</sup> Street Suite 125  
Marysville, CA 95901  
(530) 749-5420

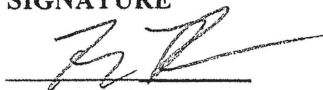
**EXEMPT STATUS: (Check One)**

- ☐ Ministerial (Sec. 21080(b)(1), 15268);
- ☐ Declared Emergency (Sec. 21080(b)(3), 15269(a));
- ☐ Emergency Project (Sec. 21080(b)(4), 15269(b)(c));
- ☒ Categorical (Sec. 15333);
- ☐ Statutory (Sec. 21083 and 21087, 15260-15267);
- ☐ Other. Sec. 15182

**REASONS WHY PROJECT IS EXEMPT:** The project is exempt pursuant to Sections 15333 (Small Habitat Restoration Projects) of the California Environmental Quality Act. The project is an Aquatic Organism Passage project that is under 5-acres in size and intended to restore aquatic habitat by removing three culverts and replacing them with a bridge that will provide easier aquatic passage. The project will not have a significant adverse impact to any special status species as it is intended to improve habitat, no hazardous material will be around the project (staging area is 0.5 miles away) and the project will not have any significant impacts when viewed in context of any larger projects in the area.

**CONTACT PERSON:** Kevin Perkins **TELEPHONE NO.:** 530-749-5470

**SIGNATURE**



**TITLE**

Planning Manager

**DATE RECEIVED FOR FILING**

9/28/18

Governor's Office of Planning & Research

APR 16 2019

STATE CLEARINGHOUSE



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

2019048337

Print

Start Over

Finalize &amp; Email

RECEIPT NUMBER:

58 - 10012018 - 21

STATE CLEARINGHOUSE NUMBER (if applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY YUBA COUNTY COMMUNITY DEVELOP SVCS	LEAD AGENCY EMAIL	DATE 10/01/2018
COUNTY/STATE AGENCY OF FILING YUBA	DOCUMENT NUMBER 2018FG-00021	

PROJECT TITLE

EA 2018-0010 (OREGON HILL ROAD HABITAT RESTORATION PROJECT)

PROJECT APPLICANT NAME YUBA COUNTY PUBLIC WORKS	PROJECT APPLICANT EMAIL	PHONE NUMBER (530) 749-5420
PROJECT APPLICANT ADDRESS 915 8TH STREET SUITE 125	CITY MARYSVILLE	STATE CA
		ZIP CODE 95901

PROJECT APPLICANT (Check appropriate box)

☒ Local Public Agency ☐ School District ☐ Other Special District ☐ State Agency ☐ Private Entity

## CHECK APPLICABLE FEES:

<input type="checkbox"/> Environmental Impact Report (EIR)	\$3,168.00	\$	
<input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$2,280.75	\$	
<input type="checkbox"/> Certified Regulatory Program document (CRP)	\$1,077.00	\$	

☒ Exempt from fee☒ Notice of Exemption (attach)☐ CDFW No Effect Determination (attach)☐ Fee previously paid (attach previously issued cash receipt copy)

<input type="checkbox"/> Water Right Application or Petition Fee (State Water Resources Control Board only)	\$850.00	\$	
<input type="checkbox"/> County documentary handling fee		\$	
<input type="checkbox"/> Other 0.00		\$	

## PAYMENT METHOD:

☐ Cash ☐ Credit ☐ Check ☒ Other

TOTAL RECEIVED \$ \$0.00

SIGNATURE

**X** *Bridgette Evans*

AGENCY OF FILING PRINTED NAME AND TITLE

*Bridgette Evans*

Deputy



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

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### 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.

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  
1416 9th Street, 12th Floor, Suite 1215  
Sacramento, California 95814



State of California - Department of Fish and Wildlife

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LEAD AGENCY EMAIL

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CA

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☐ Other 0.00

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Deputy

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