# Ker 204 ADA Ramp Repair Project

Bakersfield, California 06-KER-58-R54.2/R54.6 and 06-KER-204-R0.0/4.6 Project ID: 0617000096

SCH: 2019059113

# Initial Study with Negative Declaration



Prepared by the State of California Department of Transportation

**July 2019** 



#### **General Information About This Document**

#### What's in this document:

This document contains a Negative Declaration that examines the environmental effects of the proposed project on State Route 58 between post mile R54.2 to post mile R54.6 and State Route 204 in Kern County between post mile R0.0 to post mile 4.6.

The Initial Study with proposed Negative Declaration was circulated to the public from May 28, 2019 to July 15, 2019. One comment was received and is included in Appendix G.

#### What happens after this:

The proposed project has completed environmental compliance with completion of this document. When funding is approved, Caltrans can design and build all or part of the project.

For individuals with sensory disabilities, this document is available in Braille, in large print, on audiocassette, or on computer disk. To obtain a copy in one of these alternate formats, please write to or call Caltrans, Attention: Jeff Sorensen, Southern San Joaquin Valley Management Branch, 855 M Street, Suite 200, Fresno, CA 93721-2716; (559) 445-6447, or use the California Relay Service 1 (800) 735-2929 (TTY), 1 (800) 735-2929 (Voice), or 711.

06-KER -SR58 R54.2/R54.6 06-KER -SR204 R0.0/4.6 Project ID: 0617000096 SCH: 2019059113

Upgrade curb ramps and Accessible Pedestrian Signals on State Route 58 from post miles R54.2 to R54.6 and on State Route 204 from post miles R0.0 to 4.6 in Kern County

# INITIAL STUDY with Negative Declaration

Submitted Pursuant to: (State) Division 13, California Public Resources Code

THE STATE OF CALIFORNIA Department of Transportation

Jennifer H. Taylor

Office Chief, Southern San Joaquin Valley

Central Region

California Department of Transportation

Date

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#### **Negative Declaration**

Pursuant to: Division 13, Public Resources Code

#### **Project Description**

The California Department of Transportation (Caltrans) proposes to upgrade curb ramps and Accessible Pedestrian Signals to comply with the current Americans with Disabilities Act regulations. The project is in Kern County on State Routes 58 (post miles R54.2 to R54.6) and 204 (post miles R0.0 to 4.6) in the City of Bakersfield, from the intersection of State Routes 58/204 to "L" Street.

#### Determination

Caltrans has prepared an Initial Study for this project and determined from this study that the proposed project would not have a significant effect on the environment for the following reasons.

The project would have no effect on: Existing or Future Land Use, Wild and Scenic Rivers, Parks and Recreational Facilities, Farmlands/Timberlands, Growth, Community, Utilities/Emergency Services, Traffic and Transportation/Pedestrian and Bicycle Facilities, Visual/Aesthetics, Cultural Resources, Hydrology and Floodplain, Water Quality and Storm Water Runoff, Geology/Soils/Seismic/Topography, Paleontology, Hazardous Waste/Materials, Air Quality, Noise, Natural Communities, Wetlands and Other Waters, Plant Species and Invasive Species.

The project would not have a significant effect on: Threatened/Endangered Species and Migratory Wildlife.

Jennifer H. Taylor

Office Chief, Southern San Joaquin Valley

Central Region

California Department of Transportation

7/22/19 Date

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# **Project Description and Background**

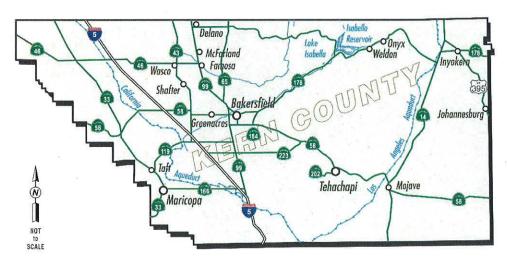
#### **Project Title**

Ker 204 ADA Ramp Repair Project.

#### **Project Location**

The project is in Kern County on State Routes 58 (post miles R54.2 to R54.6) and 204 (post miles R0.0 to 4.6) in the City of Bakersfield, from the intersection of State Routes 58/204 to "L" Street.





**Project Vicinity Map** 



**Project Location Map** 

#### Description of Project

The project proposes to upgrade curb ramps and Accessible Pedestrian Signals (APS) to comply with the current Americans with Disabilities Act (ADA) regulations. The project is in Kern County on State Routes 58 (PM R54.2/R54.6) and 204 (PM R0.0/4.6) in the City of Bakersfield, from the intersection of State Routes 204/58 to "L" Street.

#### Surrounding Land Uses and Setting

The project is located within the City of Bakersfield in an urban setting surrounded by residential, commercial and industrial development.

#### Other Public Agencies Whose Approval is Required

The following permits, licenses, agreements, and certifications (PLACs) are required for project construction:

Agency	Permit/Approval	Status
U.S. Fish and Wildlife Service	Letter of Concurrence for potential impacts to the San Joaquin kit fox	A Letter of Concurrence was received on March 20, 2019



# **CEQA Environmental Checklist**

This checklist identifies physical, biological, social and economic factors that might be affected by the proposed project. In many cases, background studies performed in connection with the projects indicate no impacts. A NO IMPACT answer in the last column reflects this determination. Where there is a need for clarifying discussion, the discussion is included either following the applicable section of the checklist or is within the body of the environmental document itself. The words "significant" and "significance" used throughout the following checklist are related to CEQA, not NEPA, impacts. The questions in this form are intended to encourage the thoughtful assessment of impacts and do not represent thresholds of significance.

	Potentially Significant Impact	Less Than Significant with Mitigation	Less Than Significant Impact	No Impact		
I. AESTHETICS: Except as provided in Public Resources Code S	Section 21099, v	vould the projec	t			
a) Have a substantial adverse effect on a scenic vista?				$\boxtimes$		
b) Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway?						
c) In non-urbanized areas, substantially degrade the existing visual character or quality of public views of the site and its surroundings? (Public views are those that are experienced from a publicly accessible vantage point). If the project is in an urbanized area, would the project conflict with applicable zoning and other regulations governing scenic quality?						
d) Create a new source of substantial light or glare which would adversely affect day or nighttime views in the area?						
II. AGRICULTURE AND FOREST RESOURCES: In determining whether impacts to agricultural resources are significant environmental effects, lead agencies may refer to the California Agricultural Land Evaluation and Site Assessment Model (1997) prepared by the California Dept. of Conservation as an optional model to use in assessing impacts on agriculture and farmland. In determining whether impacts to forest resources, including timberland, are significant environmental effects, lead agencies may refer to information compiled by the California Department of Forestry and Fire Protection regarding the state's inventory of forest land, including the Forest and Range Assessment Project and the Forest Legacy Assessment Project; and the forest carbon measurement methodology provided in Forest Protocols adopted by the California Air Resources Board. Would the project:						
a) Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?			. 🗆			
b) Conflict with existing zoning for agricultural use, or a Williamson Act contract?						
c) Conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code section 12220(g)), timberland (as defined by Public Resources Code section 4526), or timberland zoned Timberland Production (as defined by Government Code section 51104(g))?				$\boxtimes$		

	Potentially Significant Impact	Less Than Significant with Mitigation	Less Than Significant Impact	No Impact
d) Result in the loss of forest land or conversion of forest land to non-forest use?				$\boxtimes$
e) Involve other changes in the existing environment which, due to their location or nature, could result in conversion of Farmland, to non-agricultural use or conversion of forest land to non-forest use?				
III. AIR QUALITY: Where available, the significance criteria estab or air pollution control district may be relied upon to make the follows:				nt district
a) Conflict with or obstruct implementation of the applicable air quality plan?		. 🗆		
b) Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non- attainment under an applicable federal or state ambient air quality standard?				
c) Expose sensitive receptors to substantial pollutant concentrations?				$\boxtimes$
d) Result in other emissions (such as those leading to odors) adversely affecting a substantial number of people?	, $\Box$			
IV. BIOLOGICAL RESOURCES: Would the project:				
a) Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Wildlife, U.S. Fish and Wildlife Service, or NOAA Fisheries?				
b) Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, regulations or by the California Department of Fish and Wildlife or U.S. Fish and Wildlife Service?				$\boxtimes$
c) Have a substantial adverse effect on state or federally protected wetlands (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?				
d) Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites?				
e) Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?				
f) Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan?				$\boxtimes$

	Potentially Significant Impact	Less Than Significant with Mitigation	Less Than Significant Impact	No Impact
V. CULTURAL RESOURCES: Would the project:				
a) Cause a substantial adverse change in the significance of a historical resource pursuant to in §15064.5?				
b) Cause a substantial adverse change in the significance of an archaeological resource pursuant to §15064.5?				
c) Disturb any human remains, including those interred outside of dedicated cemeteries?				
VI. ENERGY: Would the project:				
a) Result in potentially significant environmental impact due to wasteful, inefficient, or unnecessary consumption of energy resources, during project construction or operation?				
b) Conflict with or obstruct a state or local plan for renewable energy or energy efficiency?				
VII. GEOLOGY AND SOILS: Would the project:			<b>\</b>	
a) Directly or indirectly cause potential substantial adverse effects, including the risk of loss, injury, or death involving:				
<ul> <li>i) Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault? Refer to Division of Mines and Geology Special Publication 42.</li> </ul>				
ii) Strong seismic ground shaking?				
iii) Seismic-related ground failure, including liquefaction?				
iv) Landslides?				
b) Result in substantial soil erosion or the loss of topsoil?		· 🔲 .		
c) Be located on a geologic unit or soil that is unstable, or that would become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction or collapse?				
d) Be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code (1994), creating substantial direct or indirect risks to life or property?				
e) Have soils incapable of adequately supporting the use of septic tanks or alternative waste water disposal systems where sewers are not available for the disposal of waste water?				
f) Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature?				

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	Potentially Significant Impact	Less Than Significant with Mitigation	Less Than Significant Impact	No Impact
VIII. GREENHOUSE GAS EMISSIONS: Would the project:	:			
a) Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment?      b) Conflict with an applicable plan, policy or regulation adopted	based to the information, to amount of greated to this	extent possible o describe, calc enhouse gas e project. The ar	evailable information scientific and culate, or estimate missions that malysis included a document pro	d factual ite the nay occur in the
for the purpose of reducing the emissions of greenhouse gases?				
IX. HAZARDS AND HAZARDOUS MATERIALS: Would the proj				1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
a) Create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials?				
b) Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment?				
c) Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school?				
d) Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, would it create a significant hazard to the public or the environment?				
e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project result in a safety hazard or excessive noise for people residing or working in the project area?				
f) Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?	· 🗆 ·			
g) Expose people or structures, either directly or indirectly, to a significant risk of loss, injury or death involving wildland fires?				
X. HYDROLOGY AND WATER QUALITY: Would the project:				
a) Violate any water quality standards or waste discharge requirements or otherwise substantially degrade surface or ground water quality?				

	Potentially Significant Impact	Less Than Significant with Mitigation	Less Than Significant Impact	No Impact
b) Substantially decrease groundwater supplies or interfere substantially with groundwater recharge such the project may impede sustainable groundwater management of the basin?				
c) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river or through the addition of impervious surfaces, in a manner which would:				
(i) result in substantial erosion or siltation on- or off-site;				
(ii) substantially increase the rate or amount of surface runoff in a manner which would result in flooding on- or offsite;			□ .	
(iii) create or contribute runoff water which would exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff; or				
(iv) impede or redirect flood flows?				
d) In flood hazard, tsunami, or seiche zones, risk release of pollutants due to project inundation?				$\boxtimes$
e) Conflict with or obstruct implementation of a water quality control plan or sustainable groundwater management plan?				
XI. LAND USE AND PLANNING: Would the project:				
a) Physically divide an established community?				
b) Cause a significant environmental impact due to a conflict with any land use plan, policy, or regulation adopted for the purpose of avoiding or mitigating an environmental effect?				
XII. MINERAL RESOURCES: Would the project:				
a) Result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the state?				
b) Result in the loss of availability of a locally-important mineral resource recovery site delineated on a local general plan, specific plan or other land use plan?				
XIII. NOISE: Would the project result in:				
a) Generation of a substantial temporary or permanent increase in ambient noise levels in the vicinity of the project in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies?				
b) Generation of excessive groundborne vibration or groundborne noise levels?				

	Potentially Significant Impact	Less Than Significant with Mitigation	Less Than Significant Impact	No Impact		
c) For a project located within the vicinity of a private airstrip or an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project expose people residing or working in the project area to excessive noise levels?						
XIV. POPULATION AND HOUSING: Would the project:						
a) Induce substantial unplanned population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)?						
b) Displace substantial numbers of existing people or housing, necessitating the construction of replacement housing elsewhere?						
XV. PUBLIC SERVICES:						
a) Would the project result in substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, need for new or physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times or other performance objectives for any of the public services:						
Fire protection?						
Police protection?				$\boxtimes$		
Schools?	· 🔲			.⊠		
Parks?				$\boxtimes$		
Other public facilities?						
XVI. RECREATION:						
a) Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated?	. 🗆	: <b>□</b>				
b) Does the project include recreational facilities or require the construction or expansion of recreational facilities which might have an adverse physical effect on the environment?						

	Potentially Significant Impact	Less Than Significant with Mitigation	Less Than Significant Impact	No Impact
XVII. TRANSPORTATION: Would the project:				
a) Conflict with a program, plan, ordinance, or policy addressing the circulation system, including transit, roadway, bicycle and pedestrian facilities?				
b) Would the project conflict or be inconsistent with CEQA Guidelines section 15064.3, subdivision (b)?	,	٠.	:	
NOTE: While public agencies may immediately apply Section 15064.3 of the updated Guidelines, statewide application is not required until July 1, 2020. In addition, uniform statewide guidance for Caltrans projects is still under development. The PDT may determine the appropriate metric to use to analyze traffic impacts pursuant to section 15064.3(b). Projects for which an NOP will be issued any time after December 28th, 2018 should consider including an analysis of VMT/induced demand if the project has the potential to increase VMT (see page 20 of OPR's updated SB 743 Technical Advisory), particularly if the project will be approved after July 2020.				
c) Substantially increase hazards due to a geometric design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?				
d) Result in inadequate emergency access?				· 🖂
XVIII. TRIBAL CULTURAL RESOURCES: Would the project cautribal cultural resource, defined in Public Resources Code section landscape that is geographically defined in terms of the size and scultural value to a California Native American tribe, and that is:	21074 as eithe	r a site, feature,	place, cultural	
a) Listed or eligible for listing in the California Register of Historical Resources, or in a local register of historical resources as defined in Public Resources Code section 5020.1(k), or				
b) A resource determined by the lead agency, in its discretion and supported by substantial evidence, to be significant pursuant to criteria set forth in subdivision (c) of Public Resources Code Section 5024.1. In applying the criteria set forth in subdivision (c) of Public Resource Code Section 5024.1, the lead agency shall consider the significance of the resource to a California Native American tribe.				
XIX. UTILITIES AND SERVICE SYSTEMS: Would the project:				
a) Require or result in the relocation or construction of new or expanded water, wastewater treatment or storm water drainage, electric power, natural gas, or telecommunications facilities, the construction or relocation of which could cause significant environmental effects?				
b) Have sufficient water supplies available to serve the project and reasonably foreseeable future development during normal, dry and multiple dry years?				

	Potentially Significant Impact	Less Than Significant with Mitigation	Less Than Significant Impact	No Impact
c) Result in a determination by the wastewater treatment provider which serves or may serve the project that it has adequate capacity to serve the project's projected demand in addition to the provider's existing commitments?				
d) Generate solid waste in excess of State or local standards, or in excess of the capacity of local infrastructure, or otherwise impair the attainment of solid waste reduction goals?				
e) Comply with federal, state, and local management and reduction statutes and regulations related to solid waste?				
XX. WILDFIRE: If located in or near state responsibility areas or lawould the project:	ands classified a	as very high fire	hazard severit	y zones,
a) Substantially impair an adopted emergency response plan or emergency evacuation plan?				
b) Due to slope, prevailing winds, and other factors, exacerbate wildfire risks, and thereby expose project occupants to, pollutant concentrations from a wildfire or the uncontrolled spread of a wildfire?				
c) Require the installation or maintenance of associated infrastructure (such as roads, fuel breaks, emergency water sources, power lines or other utilities) that may exacerbate fire risk or that may result in temporary or ongoing impacts to the environment?				
d) Expose people or structures to significant risks, including downslope or downstream flooding or landslides, as a result of runoff, post-fire slope instability, or drainage changes?				
XXI. MANDATORY FINDINGS OF SIGNIFICANCE				
a) Does the project have the potential to substantially degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, substantially reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?		: 🗆		$\boxtimes$
b) Does the project have impacts that are individually limited, but cumulatively considerable? ("Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects)?				
c) Does the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly?				$\boxtimes$

#### Additional Explanations for Questions in the Impacts Checklist

IV. Biological Resources (checklist questions a and d)

Threatened and Endangered Species

#### Affected Environment

A Biological Assessment was completed for the project on December 11, 2018, and a Natural Environment Study (Minimal Impacts) was completed on February 25, 2019.

The project is within the range of the San Joaquin kit fox, a federally endangered and state threatened species. San Joaquin kit foxes are known to be present throughout the City of Bakersfield. Individual foxes have recently been spotted in the project vicinity, and potential dens exist within the project footprint.

#### **Environmental Consequences**

Caltrans determined that the project may impact, but is not likely to adversely impact, the San Joaquin kit fox and initiated informal consultation with the U.S. Fish and Wildlife Service on December 11, 2018. A Letter of Concurrence was received on March 20, 2019.

No night work is anticipated, and off-pavement work is minimal. No loss of San Joaquin kit fox habitat is anticipated. With the implementation of the avoidance and minimization efforts listed below, no direct impacts to the San Joaquin kit fox are anticipated.

#### Avoidance, Minimization, and/or Mitigation Measures

Caltrans and the contractor will implement the following measures from the "Standardized Recommendations for Protection of the Endangered San Joaquin Kit Fox Prior to or During Ground Disturbance" (USFWS 2011):

- Project-related vehicles will observe a speed limit of 20 miles per hour throughout the site in all project areas, except on county roads and state and federal highways.
- Excavations deeper than 2 feet will be covered with plywood or similar material at the end of each workday, or escape ramps put in place to prevent any entrapment. Each excavation would be inspected thoroughly before being filled.
- All food-related trash items will be disposed of in securely closed containers and removed daily from the project site.
- No pets or firearms (except for law enforcement officers and security personnel) will be allowed on the project site.
- Use of rodenticides and herbicides will be restricted. All uses of such compounds should observe label and other restrictions mandated by the

- U.S. Environmental Protection Agency, California Department of Food and Agriculture, and other state and federal legislation.
- Prior to any ground disturbance, the contractor, all employees of the
  contractor, subcontractors, and subcontractors' employees would attend
  an employee education program by a Caltrans or other approved biologist.
  The program will consist of a brief presentation on San Joaquin kit fox
  biology, legislative protection, and measures to avoid impacts to the
  species during project implementation.
- Preconstruction surveys will be conducted for the San Joaquin kit fox no less than 14 days and no more than 30 days prior to the beginning of any ground disturbance. Surveys will be conducted by qualified biologists with demonstrated experience in identifying the San Joaquin kit fox and its dens. Written results of these surveys will be submitted to the U.S. Fish and Wildlife Service within five days after survey completion and prior to the start of ground disturbance.
- No San Joaquin kit fox dens identified during preconstruction surveys and/or construction will be affected directly by the project. These dens will be protected by a no-work zone:
  - o Potential and atypical dens will be protected by a 50-foot no-work zone. Known dens that are located at least 100 feet from construction would be protected by a 100-foot zone. The exclusion zones will be marked by fencing/flagging that does not prevent access to the den by the San Joaquin kit fox.
  - o In instances where 50-foot or 100-foot exclusion zones cannot be maintained, potential, atypical, and/or known dens will be monitored using tracking medium and/or a remote sensor camera; once these dens are verified to be unoccupied, they will be blocked temporarily (via sandbagging or installation of a one-way door) for the duration of the project, for no more than one season. Den closures will take place outside of the breeding/pupping season, which extends approximately from January 1 to June 30.
  - o A qualified biologist(s) will check all closed den sites every two weeks to ensure that the exclusion devices remain intact for the duration of the project. If animal activity is observed, the biologist(s) will monitor the site for a minimum of three consecutive nights to determine whether the potential or known den is occupied or unoccupied. Exclusion or excavation of known or natal/pupping dens will require re-initiation and a Biological Opinion from the U.S. Fish and Wildlife Service.
- If a natal/pupping den is discovered either within the project footprint or within 200 feet of the footprint, Caltrans will notify the U.S. Fish and Wildlife Service immediately.

 Worker Environmental Awareness Training will be provided for all construction personnel prior to ground-disturbing activities.

#### Animal Species

#### Affected Environment

A Natural Environment Study (Minimal Impacts) for the project was completed on February 25, 2019.

Mexican free-tailed bats were observed in the project vicinity. The Mexican free-tailed bat is a protected species under California Fish and Game Code. A large colony with an estimated population of over one thousand bats was observed roosting beneath the State Route 178 overpass at post mile 4.2. It is assumed that the colony is maternal, consisting of reproductive females who are giving birth to, nursing and weaning their pups.

Mature trees in the project area may provide suitable nesting habitat for a variety of bird and raptor species.

#### **Environmental Consequences**

The project is not anticipated to impact the colony of Mexican free-tailed bats because there will not be night work and no work would occur within the immediate vicinity of the overpass. Although machinery moving to and from adjacent work areas may disturb roosting bats during daytime hours, this roadway experiences high levels of traffic-related noise on a regular basis; disturbance is not anticipated since the species is highly urbanized.

Project-related activities may disturb birds nesting near the work area. This will be avoided and minimized to a less than significant level.

#### Avoidance, Minimization, and/or Mitigation Measures

No avoidance, minimization and/or mitigation measures are necessary for Mexican free-tailed bats.

Avoidance and minimization measures and Standard Special Provisions are proposed to comply with the Migratory Bird Treaty Act by ensuring that project-related activities do not result in harmful impacts to nesting birds or their nests, eggs, and young. These may include one or more of the following actions, as appropriate: preconstruction surveys, biological monitoring during initial ground-disturbing activities, seasonal restrictions on the removal of suitable nest trees or brush, and the placement of environmentally sensitive area buffers around nests or burrows as required.

The following measures would be included in the project Standard Special Provisions:

- Worker Environmental Awareness Training will be provided for all construction personnel prior to ground-disturbing activities.
- If construction activities occur within the avian nesting season (February 1 to September 30), preconstruction surveys will be conducted to identify any nesting migratory birds and/or raptors within the project limits.
- If any active bird nests are found within the project limits, they will be designated as environmentally sensitive areas. Active nests will be protected with no-work buffers for the duration of construction activities: 300 feet for raptors and 100 feet for other migratory birds.
- If work within an environmentally sensitive area is necessary, a biological monitor will be required.

### **Appendix A** Climate Change

Climate change refers to long-term changes in temperature, precipitation, wind patterns, and other elements of the earth's climate system. An ever-increasing body of scientific research attributes these climatological changes to greenhouse gas (also known as GHG) emissions, particularly those generated from the production and use of fossil fuels.

While climate change has been a concern for several decades, the establishment of the Intergovernmental Panel on Climate Change (IPCC) by the United Nations and World Meteorological Organization in 1988 has led to increased efforts devoted to greenhouse gas emissions reduction and climate change research and policy. These efforts are concerned mostly with the emissions of greenhouse gases generated by human activity, including carbon dioxide (CO2), methane (CH4), nitrous oxide (N2O), tetrafluoromethane, hexafluoroethane, sulfur hexafluoride (SF6), HFC-23 (fluoroform), HFC-134a (1, 1, 1, 2-tetrafluoroethane), and HFC-152a (difluoroethane).

In the U.S., the main source of greenhouse gas emissions is electricity generation, followed by transportation.<sup>1</sup> In the U.S., the main source of greenhouse gas emissions is electricity generation, followed by transportation. In California, however, transportation sources (including passenger cars, light-duty trucks, other trucks, buses, and motorcycles) are the largest contributors of greenhouse gas emissions.<sup>2</sup> The dominant greenhouse gas emitted is CO2, mostly from fossil fuel combustion.

Two terms are typically used when discussing how we address the impacts of climate change: "greenhouse gas mitigation" and "adaptation." "Greenhouse gas mitigation" covers the activities and policies aimed at reducing greenhouse gas emissions to reduce or "mitigate" the impacts of climate change. "Adaptation," on the other hand, is concerned with planning for and responding to impacts resulting from climate change (such as adjusting transportation design standards to withstand more intense storms and higher sea levels).

#### Regulatory Setting

This section outlines federal and state efforts to comprehensively reduce greenhouse gas emissions from transportation sources.

#### Federal

To date, no national standards have been established for nationwide mobilesource greenhouse gas reduction targets, nor have any regulations or

<sup>&</sup>lt;sup>1</sup> https://www.epa.gov/ghgemissions/us-greenhouse-gas-inventory-report-1990-2014

<sup>&</sup>lt;sup>2</sup> https://www.arb.ca.gov/cc/inventory/data/data.htm

legislation been enacted specifically to address climate change and greenhouse gas emissions reduction at the project level.

The National Environmental Policy Act (NEPA) (42 U.S. Code Part 4332) requires federal agencies to assess the environmental effects of their proposed actions prior to making a decision on the action or project.

The Federal Highway Administration recognizes the threats that extreme weather, sea-level change, and other changes in environmental conditions pose to valuable transportation infrastructure and those who depend on it. The Federal Highway Administration therefore supports a sustainability approach that assesses vulnerability to climate risks and incorporates resilience into planning, asset management, project development and design, and operations and maintenance practices.3 This approach encourages planning for sustainable highways by addressing climate risks while balancing environmental, economic, and social values—"the triple bottom line of sustainability."4 Program and project elements that foster sustainability and resilience also support economic vitality and global efficiency, increase safety and mobility, enhance the environment, promote energy conservation, and improve the quality of life. Addressing these factors up front in the planning process will assist in decision-making and improve efficiency at the program level, and will inform the analysis and stewardship needs of project-level decision-making.

Various efforts have been made at the federal level to improve fuel economy and energy efficiency to address climate change and its associated effects.

The Energy Policy Act of 1992 (EPACT92, 102nd Congress H.R.776.ENR): With this act, Congress set goals, created mandates, and amended utility laws to increase clean energy use and improve overall energy efficiency in the United States. EPACT92 consists of 27 titles detailing various measures designed to lessen the nation's dependence on imported energy, provide incentives for clean and renewable energy, and promote energy conservation in buildings. Title III of EPACT92 addresses alternative fuels. It gave the U.S. Department of Energy administrative power to regulate the minimum number of light-duty alternative fuel vehicles required in certain federal fleets beginning in fiscal year 1993. The main goal of the program is to cut petroleum use in the United States by 2.5 billion gallons per year by 2020.

Energy Policy Act of 2005 (109th Congress H.R.6 (2005–2006): This act sets forth an energy research and development program covering: (1) energy efficiency; (2) renewable energy; (3) oil and gas; (4) coal; (5) the establishment of the Office of Indian Energy Policy and Programs within the Department of Energy; (6) nuclear matters and security; (7) vehicles and

<sup>&</sup>lt;sup>3</sup> https://www.fhwa.dot.gov/environment/sustainability/resilience/

<sup>&</sup>lt;sup>4</sup> https://www.sustainablehighways.dot.gov/overview.aspx

motor fuels, including ethanol; (8) hydrogen; (9) electricity; (10) energy tax incentives; (11) hydropower and geothermal energy; and (12) climate change technology.

Energy Policy and Conservation Act of 1975 (42 U.S. Code Section 6201) and Corporate Average Fuel Standards: This act establishes fuel economy standards for on-road motor vehicles sold in the United States. Compliance with federal fuel economy standards is determined through the Corporate Average Fuel Economy (CAFE) program on the basis of each manufacturer's average fuel economy for the portion of its vehicles produced for sale in the United States.

The U.S. EPA's authority to regulate greenhouse gas emissions stems from the U.S. Supreme Court decision in Massachusetts v. EPA (2007). The Supreme Court ruled that greenhouse gases meet the definition of air pollutants under the existing Clean Air Act and must be regulated if these gases could be reasonably anticipated to endanger public health or welfare. Responding to the court's ruling, the U.S. EPA finalized an endangerment finding in December 2009. Based on scientific evidence, it found that six greenhouse gases constitute a threat to public health and welfare. Thus, it is the Supreme Court's interpretation of the existing act and EPA's assessment of the scientific evidence that form the basis for EPA's regulatory actions.

The U.S. EPA in conjunction with the National Highway Traffic Safety Administration (NHTSA) issued the first of a series of greenhouse gas emission standards for new cars and light-duty vehicles in April 2010<sup>5</sup> and significantly increased the fuel economy of all new passenger cars and light trucks sold in the United States. The standards required these vehicles to meet an average fuel economy of 34.1 miles per gallon by 2016. In August 2012, the federal government adopted the second rule that increases fuel economy for the fleet of passenger cars, light-duty trucks, and medium-duty passenger vehicles for model years 2017 and beyond to average fuel economy of 54.5 miles per gallon by 2025.

Because the National Highway Traffic Safety Administration cannot set standards beyond model year 2021 due to statutory obligations and the rules' long timeframe, a mid-term evaluation is included in the rule. The Mid-Term Evaluation is the overarching process by which the National Highway Traffic Safety Administration, EPA, and Air Resources Board will decide on the Corporate Average Fuel Economy (CAFE) and greenhouse gas emissions standard stringency for model years 2022–2025. The National Highway Traffic Safety Administration has not formally adopted standards for model years 2022 through 2025. However, the EPA finalized its mid-term review in January 2017, affirming that the target fleet average of at least 54.5 miles per

https://one.nhtsa.gov/Laws-&-Regulations/CAFE-%E2%80%93-Fuel-Economy

gallon by 2025 was appropriate. In March 2017, President Donald Trump ordered the EPA to reopen the review and reconsider the mileage target.<sup>6</sup>

The National Highway Traffic Safety Administration and EPA issued a Final Rule for "Phase 2" for medium- and heavy-duty vehicles to improve fuel efficiency and cut carbon pollution in October 2016. The agencies estimate that the standards will save up to 2 billion barrels of oil and reduce CO2 emissions by up to 1.1 billion metric tons over the lifetimes of model year 2018–2027 vehicles.

#### State

With the passage of legislation including State Senate and Assembly bills and executive orders, California has been innovative and proactive in addressing greenhouse gas emissions and climate change.

Assembly Bill 1493, Pavley Vehicular Emissions: Greenhouse Gases, 2002: This bill requires the California Air Resources Board (ARB) to develop and implement regulations to reduce automobile and light truck greenhouse gas emissions. These stricter emissions standards were designed to apply to automobiles and light trucks beginning with the 2009-model year.

Executive Order S-3-05 (June 1, 2005): The goal of this order is to reduce California's greenhouse gas emissions to: (1) year 2000 levels by 2010, (2) year 1990 levels by 2020, and (3) 80 percent below year 1990 levels by 2050. This goal was further reinforced with the passage of Assembly Bill 32 in 2006 and SB 32 in 2016.

Assembly Bill 32 (AB 32), Chapter 488, 2006: Núñez and Pavley, The Global Warming Solutions Act of 2006: AB 32 codified the 2020 greenhouse gas emissions reduction goals as outlined in Executive Order S-3-05, while further mandating that the Air Resources Board create a scoping plan and implement rules to achieve "real, quantifiable, cost-effective reductions of greenhouse gases." The Legislature also intended that the statewide greenhouse gas emissions limit continue in existence and be used to maintain and continue reductions in emissions of greenhouse gases beyond 2020 (Health and Safety Code Section 38551(b)). The law requires the Air Resources Board to adopt rules and regulations in an open public process to achieve the maximum technologically feasible and cost-effective greenhouse gas reductions.

Executive Order S-01-07 (January 18, 2007): This order set forth the low carbon fuel standard (LCFS) for California. Under this order, the carbon intensity of California's transportation fuels is to be reduced by at least 10

<sup>&</sup>lt;sup>6</sup> http://www.nbcnews.com/business/autos/trump-rolls-back-obama-era-fuel-economy-standards-n734256 and

https://www.federalregister.gov/documents/2017/03/22/2017-05316/notice-of-intention-to-reconsider-the-final-determination-of-the-mid-term-evaluation-of-greenhouse

percent by the year 2020. The Air Resources Board re-adopted the LCFS regulation in September 2015, and the changes went into effect on January 1, 2016. The program establishes a strong framework to promote the low-carbon fuel adoption necessary to achieve the Governor's 2030 and 2050 greenhouse gas reduction goals.

Senate Bill 97 (SB 97), Chapter 185, 2007, Greenhouse Gas Emissions: This bill requires the Governor's Office of Planning and Research (OPR) to develop recommended amendments to the California Environmental Quality Act (CEQA) Guidelines for addressing greenhouse gas emissions. The amendments became effective on March 18, 2010.

Senate Bill 375 (SB 375), Chapter 728, 2008, Sustainable Communities and Climate Protection: This bill requires Air Resources Board to set regional emissions reduction targets for passenger vehicles. The Metropolitan Planning Organization (MPO) for each region must then develop a "Sustainable Communities Strategy" (SCS) that integrates transportation, land use, and housing policies to plan how it will achieve the emissions target for its region.

Senate Bill 391 (SB 391), Chapter 585, 2009, California Transportation Plan: This bill requires the State's long-range transportation plan to meet California's climate change goals under AB 32.

Executive Order B-16-12 (March 2012): This order required state entities under the direction of the governor, including the Air Resources Board, the California Energy Commission, and the Public Utilities Commission, to support the rapid commercialization of zero-emission vehicles. It directs these entities to achieve various benchmarks related to zero-emission vehicles.

Executive Order B-30-15 (April 2015): This order established an interim statewide greenhouse gas emission reduction target of 40 percent below 1990 levels by 2030 in order to ensure California meets its target of reducing greenhouse gas emissions to 80 percent below 1990 levels by 2050. It further orders all state agencies with jurisdiction over sources of greenhouse gas emissions to implement measures, pursuant to statutory authority, to achieve reductions of greenhouse gas emissions to meet the 2030 and 2050 greenhouse gas emissions reductions targets. It also directs the Air Resources Board to update the Climate Change Scoping Plan to express the 2030 target in terms of million metric tons of carbon dioxide equivalent (MMTCO2e). Finally, it requires the Natural Resources Agency to update the state's climate adaptation strategy, Safeguarding California, every 3 years, and to ensure that its provisions are fully implemented.

Senate Bill 32, (SB 32) Chapter 249, 2016: This bill codifies the greenhouse gas reduction targets established in Executive Order B-30-15 to achieve a mid-range goal of 40 percent below 1990 levels by 2030.

#### **Environmental Setting**

In 2006, the Legislature passed the California Global Warming Solutions Act of 2006 (AB 32), which created a comprehensive, multi-year program to reduce greenhouse gas emissions in California. AB 32 required the Air Resources Board to develop a Scoping Plan that describes the approach California will take to achieve the goal of reducing greenhouse gas emissions to 1990 levels by 2020. The Scoping Plan was first approved by the Air Resources Board in 2008 and must be updated every 5 years. The second updated plan, California's 2017 Climate Change Scoping Plan, adopted on December 14, 2017, reflects the 2030 target established in Executive Order B-30-15 and SB 32.

The AB 32 Scoping Plan and the subsequent updates contain the main strategies California will use to reduce greenhouse gas emissions. As part of its supporting documentation for the updated Scoping Plan, the Air Resources Board released the greenhouse gas inventory for California. The Air Resources Board is responsible for maintaining and updating California's Greenhouse Gas Inventory per H&SC Section 39607.4. The associated forecast/projection is an estimate of the emissions anticipated to occur in the year 2020 if none of the foreseeable measures included in the Scoping Plan were implemented.

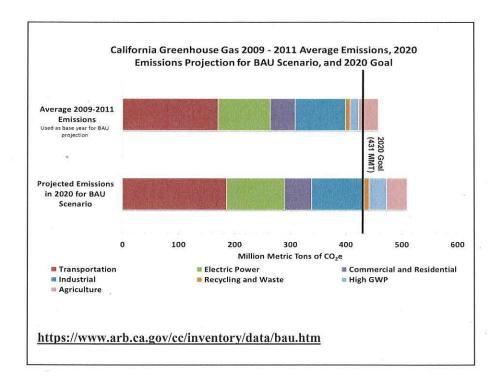
An emissions projection estimates future emissions based on current emissions, expected regulatory implementation, and other technological, social, economic, and behavioral patterns. The projected 2020 emissions provided in Figure 1-1 represent a business-as-usual (BAU) scenario assuming none of the Scoping Plan measures are implemented. The 2020 BAU emissions estimate assists the Air Resources Board in demonstrating progress toward meeting the 2020 goal of 431 MMTCO2e.8 The 2018 edition of the GHG emissions inventory found total California emissions of 429 MMTCO2e for 2016.

The 2020 BAU emissions projection was revisited in support of the First Update to the Scoping Plan (2014). This projection accounts for updates to the economic forecasts of fuel and energy demand as well as other factors. It also accounts for the effects of the 2008 economic recession and the projected recovery. The total emissions expected in the 2020 BAU scenario include reductions anticipated from Pavley I and the Renewable Electricity Standard (30 MMTCO2e total). With these reductions in the baseline, estimated 2020 statewide BAU emissions are 509 MMTCO2e.

<sup>&</sup>lt;sup>7</sup> 2017 Edition of the GHG Emission Inventory (Released June 2017): <a href="https://www.arb.ca.gov/cc/inventory/data/data.htm">https://www.arb.ca.gov/cc/inventory/data/data.htm</a>

<sup>&</sup>lt;sup>8</sup> The revised target using Global Warming Potentials (GWP) from the IPCC Fourth Assessment Report (AR4)

Figure 1-1 2020 Business as Usual (BAU) Emissions Projection 2014 Edition



#### **Project Analysis**

An individual project does not generate enough greenhouse gas emissions to significantly influence global climate change. Rather, global climate change is a cumulative impact. This means that a project may contribute to a potential impact through its incremental change in emissions when combined with the contributions of all other sources of greenhouse gas. In assessing cumulative impacts, it must be determined if a project's incremental effect is "cumulatively considerable" (CEQA Guidelines Sections 15064(h)(1) and 15130). To make this determination, you must compare the incremental impacts of the project with the effects of past, current, and probable future projects. To gather sufficient information on a global scale of all past, current, and future projects to make this determination is a difficult, if not impossible, task.

Greenhouse gas emissions for transportation projects can be divided into those produced during operations and those produced during construction.

<sup>&</sup>lt;sup>9</sup> This approach is supported by the AEP: Recommendations by the Association of Environmental Professionals on How to Analyze GHG Emissions and Global Climate Change in CEQA Documents (March 5, 2007), as well as the South Coast Air Quality Management District (Chapter 6: The CEQA Guide, April 2011) and the US Forest Service (Climate Change Considerations in Project Level NEPA Analysis, July 13, 2009).

The following represents a best faith effort to describe the potential greenhouse gas emissions related to the proposed project.

#### **Operational Emissions**

The purpose of the proposed project is to update curb ramps and sidewalks to meet the most current ADA requirements. This project would not increase roadway capacity or vehicle miles traveled. Accordingly, there would be no increase in operational greenhouse gas emissions. The proposed project will improve accessibility for all pedestrians.

#### Construction Emissions

Construction greenhouse gas emissions would result from material processing, onsite construction equipment, and traffic delays due to construction. These emissions will be produced at different levels throughout the construction phase; their frequency and occurrence can be reduced through innovations in plans and specifications and by implementing better traffic management during construction phases.

In addition, with innovations such as longer pavement lives, improved traffic management plans, and changes in materials, the greenhouse gas emissions produced during construction can be offset to some degree by longer intervals between maintenance and rehabilitation activities.

Construction greenhouse gas emissions were calculated using The Department of Transportation's Construction Emissions Tool (CALCET v.1.1). Project construction is expected to generate approximately 9 tons of CO2 during the 150 working days of construction.

Caltrans Standard Specifications, a part of all construction contracts, include Section 7-1.02C, Emissions Reduction, which requires contractors to certify they are aware of and will comply with emissions reductions mandated by ARB. Section 14-9.02, Air Pollution Control, requires contractors to comply with all air-pollution-control rules, regulations, ordinances, and statutes, including those of the air quality management district with jurisdiction. To the extent that compliance reduces emissions of CO<sub>2</sub>, CH<sub>4</sub>, N<sub>2</sub>O, and black carbon, these specifications can reduce greenhouse gas emissions during construction.

#### **CEQA Conclusion**

While the project would result in greenhouse gas emissions during construction, it is anticipated that the project would not result in any increase in operational greenhouse gas emissions. While it is Caltrans' determination that in the absence of further regulatory or scientific information related to greenhouse gas emissions and CEQA significance, it is too speculative to make a significance determination regarding the project's direct impact and its contribution on the cumulative scale to climate change, Caltrans is firmly

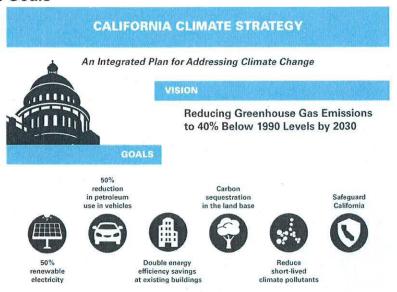
committed to implementing measures to help reduce greenhouse gas emissions. These measures are outlined in the following sections.

#### Greenhouse Gas Reduction Strategies

Statewide Efforts

To further the vision of California's greenhouse gas reduction targets outlined in AB 32 and SB 32, then-Governor Edmund G. Brown Jr. identified key climate change strategy pillars (concepts). See Figure 1-2. These pillars highlight the idea that several major areas of the California economy will need to reduce emissions to meet the 2030 greenhouse gas emissions target. These pillars are (1) reducing today's petroleum use in cars and trucks by up to 50 percent; (2) increasing from one-third to 50 percent our electricity derived from renewable sources; (3) doubling the energy-efficiency savings achieved at existing buildings and making heating fuels cleaner; (4) reducing the release of methane, black carbon, and other short-lived climate pollutants; (5) managing farm and rangelands, forests, and wetlands so they can store carbon; and (6) periodically updating the state's climate adaptation strategy, Safeguarding California.

Figure 1-2 Governor's Climate Change Pillars: 2030 Greenhouse Gas Reduction Goals



The transportation sector is integral to the people and economy of California. To achieve greenhouse gas emission reduction goals, it is vital that we build on our past successes in reducing criteria and toxic air pollutants from transportation and goods movement activities. Greenhouse gas emission reductions will come from cleaner vehicle technologies, lower-carbon fuels, and reduction of vehicle miles traveled. One of Governor Brown's key pillars

sets the ambitious goal of reducing today's petroleum use in cars and trucks by up to 50 percent by 2030.

Governor Brown called for support to manage natural and working lands, including forests, rangelands, farms, wetlands, and soils, so they can store carbon. These lands have the ability to remove carbon dioxide from the atmosphere through biological processes, and to then sequester carbon in above- and below-ground matter.

#### Caltrans Activities

Caltrans continues to be involved on the Governor's Climate Action Team as the Air Resources Board works to implement Executive Orders S-3-05 and S-01-07 and help achieve the targets set forth in AB 32. Executive Order B-30-15, issued in April 2015, and SB 32 (2016), set a new interim target to cut greenhouse gas emissions to 40 percent below 1990 levels by 2030. The following major initiatives are underway at Caltrans to help meet these targets.

#### California Transportation Plan (CTP 2040)

The California Transportation Plan (CTP) is a statewide, long-range transportation plan to meet our future mobility needs and reduce greenhouse gas emissions. The plan defines performance-based goals, policies, and strategies to achieve our collective vision for California's future statewide, integrated, multimodal transportation system. It serves as an umbrella document for all of the other statewide transportation planning documents.

SB 391 (Liu 2009) requires the California Transportation Plan to meet California's climate change goals under AB 32. Accordingly, the CTP 2040 identifies the statewide transportation system needed to achieve maximum feasible greenhouse gas emission reductions while meeting the state's transportation needs. While Metropolitan Planning Organizations have primary responsibility for identifying land use patterns to help reduce greenhouse gas emissions, CTP 2040 identifies additional strategies in Pricing, Transportation Alternatives, Mode Shift, and Operational Efficiency.

#### Caltrans Strategic Management Plan

The Strategic Management Plan, released in 2015, creates a performance-based framework to preserve the environment and reduce greenhouse gas emissions, among other goals. Specific performance targets in the plan that will help to reduce greenhouse gas emissions include the following:

- Increasing percentage of non-auto mode share
- Reducing vehicle miles traveled per capita
- Reducing Caltrans' internal operational (buildings, facilities, and fuel) greenhouse gas emissions

#### Funding and Technical Assistance Programs

In addition to developing plans and performance targets to reduce greenhouse gas emissions, Caltrans also administers several funding and technical assistance programs that have greenhouse gas reduction benefits. These include the Bicycle Transportation Program, Safe Routes to School, Transportation Enhancement Funds, and Transit Planning Grants. A more extensive description of these programs can be found in Caltrans Activities to Address Climate Change (2013).

The Caltrans Director's Policy 30 (DP-30) Climate Change (June 22, 2012) is intended to establish a department policy that will ensure coordinated efforts to incorporate climate change into departmental decisions and activities.

Caltrans Activities to Address Climate Change (April 2013) provides a comprehensive overview of activities undertaken by Caltrans statewide to reduce greenhouse gas emissions resulting from agency operations.

#### Project-Level Greenhouse Gas Reduction Strategies

The following measures will also be implemented in the project to reduce greenhouse gas emissions and potential climate change impacts from the project.

- Standard Specifications Section 7-1.02C, Emissions Reduction, which
  requires contractors to certify they are aware of and will comply with
  emissions reductions mandated by ARB.
- Standard Specifications Section 14-9.02, Air Pollution Control, requires contractors to comply with all air-pollution-control rules, regulations, ordinances, and statutes, including those of ARB and the air quality management district with jurisdiction. Regulations such as idling restrictions help reduce vehicle emissions, including greenhouse gases.

#### Adaptation Strategies

"Adaptation strategies" refer to how Caltrans and others can plan for the effects of climate change on the state's transportation infrastructure and strengthen or protect the facilities from damage—or, put another way, planning and design for resilience. Climate change is expected to produce increased variability in precipitation, rising temperatures, rising sea levels, variability in storm surges and their intensity, and the frequency and intensity of wildfires. These changes may affect the transportation infrastructure in various ways, such as damage to roadbeds from longer periods of intense heat; increasing storm damage from flooding and erosion; and inundation from rising sea levels. These effects will vary by location and may, in the most extreme cases, require that a facility be relocated or redesigned. These types of impacts to the transportation infrastructure may also have economic and strategic ramifications.

#### Federal Efforts

At the federal level, the Climate Change Adaptation Task Force, co-chaired by the Council on Environmental Quality, the Office of Science and Technology Policy (OSTP), and the National Oceanic and Atmospheric Administration (NOAA), released its interagency task force progress report on October 28, 2011<sup>10</sup>, outlining the federal government's progress in expanding and strengthening the nation's capacity to better understand, prepare for, and respond to extreme events and other climate change impacts. The report provided an update on actions in key areas of federal adaptation, including: building resilience in local communities, safeguarding critical natural resources such as fresh water, and providing accessible climate information and tools to help decision-makers manage climate risks.

The federal Department of Transportation issued a U.S. DOT Policy Statement on Climate Adaptation in June 2011, committing to "integrate consideration of climate change impacts and adaptation into the planning, operations, policies, and programs of DOT in order to ensure that taxpayer resources are invested wisely and that transportation infrastructure, services and operations remain effective in current and future climate conditions."<sup>11</sup>

To further the DOT Policy Statement, on December 15, 2014, the Federal Highway Administration issued order 5520 (Transportation System Preparedness and Resilience to Climate Change and Extreme Weather Events). This directive established a Federal Highway Administration policy to strive to identify the risks of climate change and extreme weather events to current and planned transportation systems. The Federal Highway Administration will work to integrate consideration of these risks into its planning, operations, policies, and programs to promote preparedness and resilience; safeguard federal investments; and ensure the safety, reliability, and sustainability of the nation's transportation systems.

The Federal Highway Administration has developed guidance and tools for transportation planning that fosters resilience to climate effects and sustainability at the federal, state, and local levels.<sup>13</sup>

#### State Efforts

On November 14, 2008, then-Governor Arnold Schwarzenegger signed Executive Order S-13-08, which directed a number of state agencies to address California's vulnerability to sea-level rise caused by climate change. This order set in motion several agencies and actions to address the concern of sea-level rise and directed all state agencies planning to construct projects

<sup>10</sup> https://obamawhitehouse.archives.gov/administration/eop/ceg/initiatives/resilience

<sup>11</sup> https://www.fhwa.dot.gov/environment/sustainability/resilience/

<sup>12</sup> https://www.fhwa.dot.gov/legsregs/directives/orders/5520.cfm

<sup>13</sup> https://www.fhwa.dot.gov/environment/sustainability/resilience/

in areas vulnerable to future sea-level rise to consider a range of sea-level rise scenarios for the years 2050 and 2100, assess project vulnerability and, to the extent feasible, reduce expected risks and increase resiliency to sea-level rise. Sea-level rise estimates should also be used in conjunction with information on local uplift and subsidence, coastal erosion rates, predicted higher high water levels, and storm surge and storm wave data.

Then-Governor Schwarzenegger also requested the National Academy of Sciences to prepare an assessment report to recommend how California should plan for future sea-level rise. The final report, Sea-Level Rise for the Coasts of California, Oregon, and Washington (Sea-Level Rise Assessment Report). The was released in June 2012 and included relative sea-level rise projections for the three states, taking into account coastal erosion rates, tidal impacts, El Niño and La Niña events, storm surge, and land subsidence rates, and the range of uncertainty in selected sea-level rise projections. It provided a synthesis of existing information on projected sea-level rise impacts to state infrastructure (such as roads, public facilities, and beaches), natural areas, and coastal and marine ecosystems, and a discussion of future research needs regarding sea-level rise.

In response to Executive Order S-13-08, the California Natural Resources Agency (Resources Agency), in coordination with local, regional, state, federal, and public and private entities, developed The California Climate Adaptation Strategy (Dec 2009), 15 which summarized the best available science on climate change impacts to California, assessed California's vulnerability to the identified impacts, and outlined solutions that can be implemented within and across state agencies to promote resiliency. The adaptation strategy was updated and rebranded in 2014 as Safeguarding California: Reducing Climate Risk (Safeguarding California Plan).

Governor Jerry Brown enhanced the overall adaptation planning effort by signing Executive Order B-30-15 in April 2015, requiring state agencies to factor climate change into all planning and investment decisions. In March 2016, sector-specific Implementation Action Plans that demonstrate how state agencies are implementing Executive Order B-30-15 were added to the Safeguarding California Plan. This effort represents a multi-agency, cross-sector approach to addressing adaptation to climate change-related events statewide.

Executive Order S-13-08 also gave rise to the *State of California Sea-Level Rise Interim Guidance Document* (SLR Guidance), produced by the Coastal and Ocean Working Group of the California Climate Action Team (CO-CAT), of which Caltrans is a member. First published in 2010, the document

15 http://www.climatechange.ca.gov/adaptation/strategy/index.html

<sup>&</sup>lt;sup>14</sup> Sea Level Rise for the Coasts of California, Oregon, and Washington: Past, Present, and Future (2012) is available at: <a href="http://www.nap.edu/catalog.php?record">http://www.nap.edu/catalog.php?record</a> id=13389.

provided "guidance for incorporating sea-level rise (SLR) projections into planning and decision making for projects in California," specifically, "information and recommendations to enhance consistency across agencies in their development of approaches to SLR." <sup>16</sup>

Climate change adaptation for transportation infrastructure involves long-term planning and risk management to address vulnerabilities in the transportation system from increased precipitation, and flooding; the increased frequency and intensity of storms and wildfires; rising temperatures; and rising sea levels. Caltrans is actively engaged in working toward identifying these risks throughout the state and will work to incorporate this information into all planning and investment decisions as directed in Executive Order B-30-15.

The proposed project is outside the coastal zone and not in an area subject to sea-level rise. Accordingly, direct impacts to transportation facilities due to projected sea-level rise are not expected.

<sup>16</sup> http://www.opc.ca.gov/2013/04/update-to-the-sea-level-rise-guidance-document/

# **Appendix B** Title VI Policy Statement

STATE OF CALIFORNIA-CALIFORNIA STATE TRANSPORTATION A GENCY

EDM UND G. BROWN Jr., Governor

DEPARTMENT OF TRANSPORTATION

OFFICE OF THE DIRECTOR P.O. BOX 942873, MS-49 SACRAMENTO, CA 94273-0001 PHONE (916) 654-6130 FAX (916) 654-6130 TTY 711 www.dol.ca.gov



Making Conservation a California Way of Life

April 2018

# NON-DISCRIMINATION POLICY STATEMENT

The California Department of Transportation, under Title VI of the Civil Rights Act of 1964, ensures "No person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance."

Related federal statutes and state law further those protections to include sex, disability, religion, sexual orientation, and age.

For information or guidance on how to file a complaint, please visit the following web page: http://www.dot.ca.gov/hq/bep/title\_vi/t6\_violated.htm.

To obtain this information in an alternate format such as Braille or in a language other than English, please contact the California Department of Transportation, Office of Business and Economic Opportunity, 1823 14<sup>th</sup> Street, MS-79, Sacramento, CA 95811. Telephone (916) 324-8379, TTY 711, email Title.Vl@dot.ca.gov, or visit the website www.dot.ca.gov.

LAURIE BERMAN

Director

"Provide a safe, sustainable, integrated and efficient transportation system to enhance Colifornia's economy and livability."

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# **Appendix C** Avoidance, Minimization and/or Mitigation Summary

To ensure that all environmental measures identified in this document are executed at the appropriate times, the following mitigation program (as shown in the proposed Environmental Commitments Record which follows) will be implemented. During project design, avoidance, minimization, and/or mitigation measures will be incorporated into the project's final plans, specifications, and cost estimates, as appropriate. All permits will be obtained prior to implementation of the project.

During construction, environmental and construction/engineering staff will ensure that the commitments contained in the Environmental Commitments Record are fulfilled. Following construction and appropriate phases of project delivery, long-term mitigation maintenance and monitoring will take place, as applicable. Because the Environmental Commitments Record at the end of this appendix is a draft, some fields have not been completed and will be filled in as each of the measures is implemented.

Note: Some measures may apply to more than one resource area. Duplicated or redundant measures have not been included in the Environmental Commitments Record.

## Threatened and Endangered Species

Caltrans and the contractor will implement the following measures from the "Standardized Recommendations for Protection of the Endangered San Joaquin Kit Fox Prior to or During Ground Disturbance" (USFWS 2011):

- Project-related vehicles will observe a speed limit of 20 miles per hour throughout the site in all project areas, except on county roads and state and federal highways.
- Excavations deeper than 2 feet will be covered with plywood or similar material at the end of each workday, or escape ramps put in place to prevent any entrapment. Each excavation would be inspected thoroughly before being filled.
- All food-related trash items will be disposed of in securely closed containers and removed daily from the project site.
- No pets or firearms (except for law enforcement officers and security personnel) will be allowed on the project site.
- Use of rodenticides and herbicides will be restricted. All uses of such compounds should observe label and other restrictions mandated by the

- U.S. Environmental Protection Agency, California Department of Food and Agriculture, and other state and federal legislation.
- Prior to any ground disturbance, the contractor, all employees of the contractor, subcontractors, and subcontractors' employees would attend an employee education program by a Caltrans or other approved biologist. The program will consist of a brief presentation on San Joaquin kit fox biology, legislative protection, and measures to avoid impacts to the species during project implementation.
- Preconstruction surveys will be conducted for the San Joaquin kit fox no less than 14 days and no more than 30 days prior to the beginning of any ground disturbance. Surveys will be conducted by qualified biologists with demonstrated experience in identifying the San Joaquin kit fox and its dens. Written results of these surveys will be submitted to the U.S. Fish and Wildlife Service within five days after survey completion and prior to the start of ground disturbance.
- No San Joaquin kit fox dens identified during preconstruction surveys and/or construction will be affected directly by the project. These dens will be protected by a no-work zone:
  - o Potential and atypical dens will be protected by a 50-foot no-work zone. Known dens that are located at least 100 feet from construction would be protected by a 100-foot zone. The exclusion zones will be marked by fencing/flagging that does not prevent access to the den by the San Joaquin kit fox.
  - o In instances where 50-foot or 100-foot exclusion zones cannot be maintained, potential, atypical, and/or known dens will be monitored using tracking medium and/or a remote sensor camera; once these dens are verified to be unoccupied, they will be blocked temporarily (via sandbagging or installation of a one-way door) for the duration of the project, for no more than one season. Den closures will take place outside of the breeding/pupping season, which extends approximately from January 1 to June 30.
  - o A qualified biologist(s) will check all closed den sites every two weeks to ensure that the exclusion devices remain intact for the duration of the project. If animal activity is observed, the biologist(s) will monitor the site for a minimum of three consecutive nights to determine whether the potential or known den is occupied or unoccupied. Exclusion or excavation of known or natal/pupping dens will require re-initiation and a Biological Opinion from the U.S. Fish and Wildlife Service.
- If a natal/pupping den is discovered either within the project footprint or within 200 feet of the footprint, Caltrans will notify the U.S. Fish and Wildlife Service immediately.

 Worker Environmental Awareness Training will be provided for all construction personnel prior to ground-disturbing activities.

## **Animal Species**

Avoidance and minimization measures and Standard Special Provisions are proposed to comply with the Migratory Bird Treaty Act by ensuring that project-related activities do not result in harmful impacts to nesting birds or their nests, eggs, and young. These may include one or more of the following actions, as appropriate: preconstruction surveys, biological monitoring during initial ground-disturbing activities, seasonal restrictions on the removal of suitable nest trees or brush, and the placement of environmentally sensitive area buffers around nests or burrows as required.

The following measures would be included in the project Standard Special Provisions:

- Worker Environmental Awareness Training will be provided for all construction personnel prior to ground-disturbing activities.
- If construction activities occur within the avian nesting season (February 1 to September 30), preconstruction surveys will be conducted to identify any nesting migratory birds and/or raptors within the project limits.
- If any active bird nests are found within the project limits, they will be designated as environmentally sensitive areas. Active nests will be protected with no-work buffers for the duration of construction activities: 300 feet for raptors and 100 feet for other migratory birds.
- If work within an environmentally sensitive area is necessary, a biological monitor will be required.

Last updated 7/15/2019

Ker204 ADA Ramp Repair

559-445-6375

VAR-204-0.000/39.570

Current Project Phase: 0,9

CL: RE:

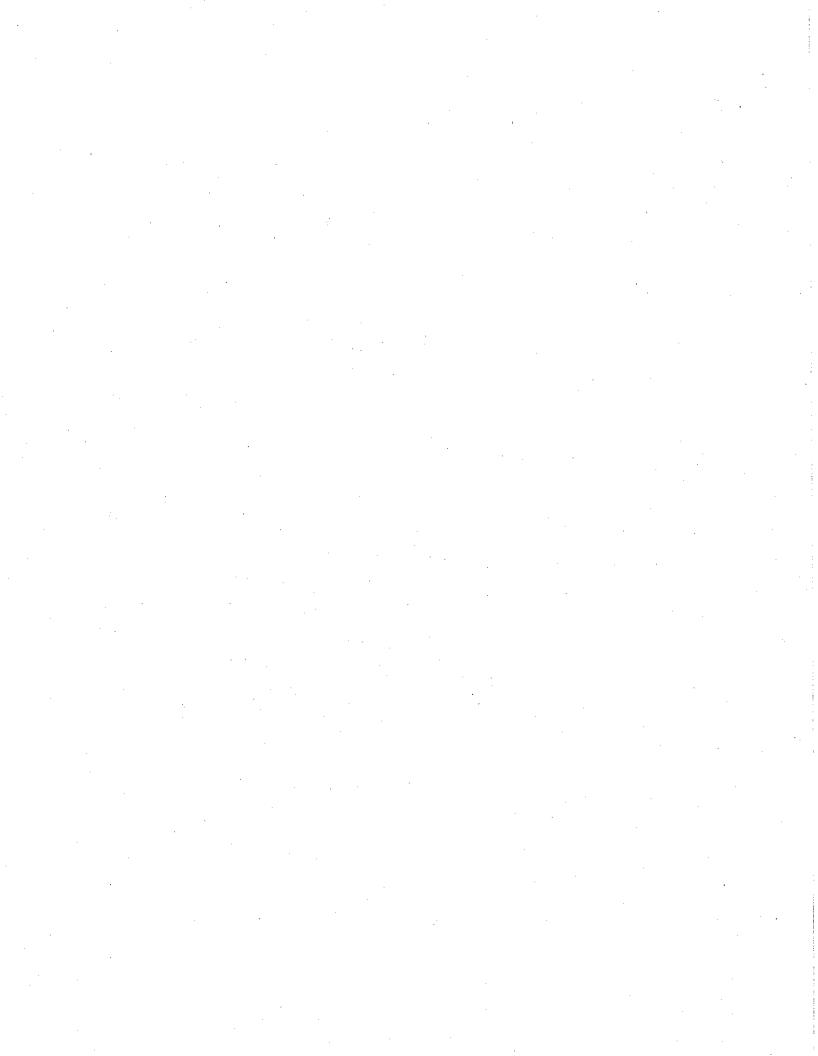
Permit			Agency		Date Submitted	Date Received	Expiration		ts Completed Date	Comments
1- No Permits Required	n/a								-	
Letter of Concurrence (FWS	) US Fish a	nd Wildlife		 	12/14/18	3/20/19		······································	······································	

Task and Brief Description	Source	SSP/ NSSP	Responsible Staff	Action to Comply	Task Completed Name Date	Remarks/Due Date
PS&E/Before RTL	grade Addition	ting the state of				
Hazardous Waste	,	•			•	•
14-11.12 and/or 35-4 and/or 84-9.038	ISA	SSP	Kai Pavel		-	Removal of yellow striping, yellow striping with grindings, white striping
4-11.14	ISA	SSP	Kai Pavel			Disposal and handling of treated wood waste
Perform Preliminary Site Investigation if the project acquires new right of way at sites specified as high risk for hazardous waste		n∕a	Lea Spann	Perform PSI		

Ker204 ADA Ramp Repair					EP: Erica	Sumner	559-445-637	75
VAR-204-0.000/39.570					CL:		•	
Current Project Phase: 0,9				*	RE:			
Task and Brief Description	Source	SSP/ NSSP	Responsible Staff	Action to Comply	Task Name	Completed Date	Remarks/Due	Date
Biology		٠.						
II SJKF dens identified during preconstruction surveys	Env Doc	SSP	Devon Hamblett					
fected directly by the project and can be avoided be	•		nampieu					
otected by a no-work zone:								
Potential and atypical dens will be protected by a 50-foot								
o-werk zone. Known					_			
ans that are located at least 100 feet from construction will								
protected by a				-				
00-foot zone. The no-work zones will be marked by								
ncing/flagging that does								
ot prevent access to the den by the SJKF.								
In instances where 50-foot or 100-foot no-work zones				-	•			
nnot be maintained,								
tential dens will be monitored using tracking medium								
d/or a remote sensor							•	
mera; if these dens are verified to be occupied, they will								
e monitored by a	·							
salified biologist for the duration of work within this zone.								
A qualified biologist(s) will check den sites every two								
seks to ensure that the					•			
work buffers remain intact for the duration of the project.				•				
animal activity is	-			•				
eserved, the biologist(s) will monitor the site for a minimum				Ē				
three consecutive				•				
ghts to determine that the den is unoccupied. Exclusion or								
cavation of active								
ens will require re-initiation and a Biological Opinion from								
SFWS.								
construction activities occur within the avian nesting	Env Doc	SSP	Dayon					
eason (February 1- September 30),			Hamblett					
e-construction surveys will be conducted to identify any								
esting migratory birds and/or								
ptors within project limits.								
reconstruction surveys will be conducted for the SJKF no	Env Doc	SSP	Devon	Pre-con surveys				
reconstruction surveys will be conducted for the SUNF for state and no more than 30 days prior to the	-114 200	<b>~~</b>	Hamblett					
eginning of any ground disturbance. Surveys shall be								
anducted by qualified biologists with demonstrated						-		
representation of the state of								
sults of these surveys will be submitted to the U.S. Fish								
nd Wildlife Service within five days after survey completion				•	-			
nd prior to the start of ground disturbance.								

Environmental Commitments F Ker204 ADA Ramp Repair				. —			Last updated 7/15/2019
VAR-204-0.000/39.570				•	EP: Erica S	umner -	559-445-6375
Current Project Phase: 0.9				•	CL:-		
				,	RE:		
Task and Brief Description	Source	SSP/ NSSP	Responsible Staff	Action to Comply	Task Co Name	Impleted Date	Remarks/Due Date
Prior to any ground disturbance, the contractor, all employees of the contractor, subcontractors, and subcontractors' employees will attend an employee education program by a Caltrans or other	Env Doc	SSP	Devon Hamblett	WEAT			
approved biologist. The program will consist of a brief presentation on SJKF biology, legislative protection, and neasures to avoid impacts to the species during project implementation							
Construction							74 (1) (1) (1) (1) (1) (1) (1) (1) (1) (1)
Biology				· ·			•
All food-related trash items should be disposed of in securely closed containers and removed daily from the project site.	Епи Дос	SSP	Devon Hamblett		,,,,,		
Excavations deeper than 2 feet will be covered with plywood or similar material at the end of each workday, or escape ramps put in place to prevent any entrapment. Each excavation will be inspected thoroughly before being filled.	Env Doc	SSP	Devon Hamblett			٠.	
f a natal/pupping den is discovered either within the project copprint or within 200 feet of the copprint, Caltrans will notify the Service immediately.	Env Doc	SSP	Devon Hamblett				
f any active bird nests are found within project limits, they will be designated as environmentally sensitive areas. Active nests will be protected with no-work buffers for the duration of construction activities; 300 feet for raptors and 100 feet for other migratory birds.	Env Doc	SSP	Devon Hamblett				
f work within an environmentally sensitive area is required, a piological monitor will be equired.	Env Doc	SSP	Devon Hamblett				
No pets or firearms (except for law enforcement officers and security personnel) will be allowed on the project site.	Env Doc	SSP	Devon Hamblett				
Project-related vehicles will observe a speed limit of 20 miles per hour throughout the site in all project areas, except on county roads and state and ederal highways.	Env Doc	SSP	Devon Hamblett				
Use of rodenticides and herbicides will be restricted. All uses	Env Doc	SSP	Devon				

77-204 ADA D D				<del>-</del> • • • •	and the second second second	Last updated 7/15/2019
Ker204 ADA Ramp Repair					EP: Erica Sumner	559-445-6375
VAR-204-0.000/39.570					CL:	
Current Project Phase: 0.9					RE:	
Task and Brief Description	Source	SSP/ NSSP	Responsible Staff	Action to Comply	. Task Completed Name Date	Remarks/Due Date
f such compounds should observe label and other estrictions mandated by the U.S. Environmental Protection gency, laifornia Department of Food and Agriculture, and other tate and federal legislation.			Hamblett			
Hazardous Waste				• -		
7-1.02	ISA	SSP	Lea Spann	Provide a lead compliance plan.		



# **Appendix D** USFWS Species List



## United States Department of the Interior

FISH AND WILDLIFE SERVICE Sacramento Fish And Wildlife Office Federal Building 2800 Cottage Way, Room W-2605 Sacramento, CA 95825-1846 Phone: (916) 414-6600 Fax: (916) 414-6713



July 17, 2019

In Reply Refer To:

Consultation Code: 08ESMF00-2019-SLI-0562

Event Code: 08ESMF00-2019-E-07994

Project Name: 06-0W150

Subject: Updated list of threatened and endangered species that may occur in your proposed

project location, and/or may be affected by your proposed project

To Whom It May Concern:

The enclosed species list identifies threatened, endangered, proposed and candidate species, as well as proposed and final designated critical habitat, under the jurisdiction of the U.S. Fish and Wildlife Service (Service) that may occur within the boundary of your proposed project and/or may be affected by your proposed project. The species list fulfills the requirements of the Service under section 7(c) of the Endangered Species Act (Act) of 1973, as amended (16 U.S.C. 1531 et sea.).

Please follow the link below to see if your proposed project has the potential to affect other species or their habitats under the jurisdiction of the National Marine Fisheries Service:

http://www.nwr.noaa.gov/protected\_species/species\_list/species\_lists.html

New information based on updated surveys, changes in the abundance and distribution of species, changed habitat conditions, or other factors could change this list. Please feel free to contact us if you need more current information or assistance regarding the potential impacts to federally proposed, listed, and candidate species and federally designated and proposed critical habitat. Please note that under 50 CFR 402.12(e) of the regulations implementing section 7 of the Act, the accuracy of this species list should be verified after 90 days. This verification can be completed formally or informally as desired. The Service recommends that verification be completed by visiting the ECOS-IPaC website at regular intervals during project planning and implementation for updates to species lists and information. An updated list may be requested through the ECOS-IPaC system by completing the same process used to receive the enclosed list.

The purpose of the Act is to provide a means whereby threatened and endangered species and the ecosystems upon which they depend may be conserved. Under sections 7(a)(1) and 7(a)(2) of the Act and its implementing regulations (50 CFR 402 et seg.), Federal agencies are required to utilize their authorities to carry out programs for the conservation of threatened and endangered species and to determine whether projects may affect threatened and endangered species and/or designated critical habitat.

A Biological Assessment is required for construction projects (or other undertakings having similar physical impacts) that are major Federal actions significantly affecting the quality of the human environment as defined in the National Environmental Policy Act (42 U.S.C. 4332(2) (c)). For projects other than major construction activities, the Service suggests that a biological evaluation similar to a Biological Assessment be prepared to determine whether the project may affect listed or proposed species and/or designated or proposed critical habitat. Recommended contents of a Biological Assessment are described at 50 CFR 402.12.

If a Federal agency determines, based on the Biological Assessment or biological evaluation, that listed species and/or designated critical habitat may be affected by the proposed project, the agency is required to consult with the Service pursuant to 50 CFR 402. In addition, the Service recommends that candidate species, proposed species and proposed critical habitat be addressed within the consultation. More information on the regulations and procedures for section 7 consultation, including the role of permit or license applicants, can be found in the "Endangered Species Consultation Handbook" at:

http://www.fws.gov/endangered/esa-library/pdf/TOC-GLOS.PDF

Please be aware that bald and golden eagles are protected under the Bald and Golden Eagle Protection Act (16 U.S.C. 668 et seq.), and projects affecting these species may require development of an eagle conservation plan (http://www.fws.gov/windenergy/eagle\_guidance.html). Additionally, wind energy projects should follow the wind energy guidelines (http://www.fws.gov/windenergy/) for minimizing impacts to migratory birds and bats

Guidance for minimizing impacts to migratory birds for projects including communications towers (e.g., cellular, digital television, radio, and emergency broadcast) can be found at: http://www.fws.gov/migratorybirds/CurrentBirdIssues/Hazards/towers/towers.htm; http://www.towerkill.com; and http://www.fws.gov/migratorybirds/CurrentBirdIssues/Hazards/towers/comtow.html.

We appreciate your concern for threatened and endangered species. The Service encourages Federal agencies to include conservation of threatened and endangered species into their project planning to further the purposes of the Act. Please include the Consultation Tracking Number in the header of this letter with any request for consultation or correspondence about your project that you submit to our office.

## Attachment(s):

Official Species List

# **Official Species List**

This list is provided pursuant to Section 7 of the Endangered Species Act, and fulfills the requirement for Federal agencies to "request of the Secretary of the Interior information whether any species which is listed or proposed to be listed may be present in the area of a proposed action".

This species list is provided by:

Sacramento Fish And Wildlife Office Federal Building 2800 Cottage Way, Room W-2605 Sacramento, CA 95825-1846 (916) 414-6600

# **Project Summary**

Consultation Code: 08ESMF00-2019-SLI-0562

Event Code:

08ESMF00-2019-E-07994

Project Name:

06-0W150

Project Type:

Biological Control

Project Description: KER ADA Ramp Repair

Project Location:

Approximate location of the project can be viewed in Google Maps: https://www.google.com/maps/place/35.368705881072216N119.00292788612978W

Baker field

Counties: Kern, CA

#### **Endangered Species Act Species**

There is a total of 13 threatened, endangered, or candidate species on this species list.

Species on this list should be considered in an effects analysis for your project and could include species that exist in another geographic area. For example, certain fish may appear on the species list because a project could affect downstream species.

IPaC does not display listed species or critical habitats under the sole jurisdiction of NOAA Fisheries<sup>1</sup>, as USFWS does not have the authority to speak on behalf of NOAA and the Department of Commerce.

See the "Critical habitats" section below for those critical habitats that lie wholly or partially within your project area under this office's jurisdiction. Please contact the designated FWS office if you have questions.

NOAA Fisheries, also known as the National Marine Fisheries Service (NMFS), is an
office of the National Oceanic and Atmospheric Administration within the Department of
Commerce.

#### **Mammals**

NAME STATUS
Buena Vista Lake Ornate Shrew Sorex ornatus relictus Endangered

There is final critical habitat for this species. Your location is outside the critical habitat. Species profile: <a href="https://exos.fivis.gov/eep/species/1610">https://exos.fivis.gov/eep/species/1610</a>

Giant Kangaroo Rat Dipodomys Ingens Endangered
No critical habitat has been designated for this species.

Species profile: https://xxxx.fixs.gov/eep/species/6051

San Joaquin Kit Fox Vulpes macrotis mutica
No critical habitat has been designated for this species.

Tipton Kangaroo Rat *Dipodomys nitratoides nitratoides*No critical habitat has been designated for this species.

Species profile: https://ecos.f/vs.gov/ecp/species/7247

Species profile: https://ecos.fws.gov/ecp/species/2873

Species survey guidelines:

https://ecos.fvx.gnv/ipac/guideline/survey/population/40/office/11420.pdf

#### Birds

NAME

STATUS

Southwestern Willow Flycatcher Empidonax traillii extimus

There is final critical habitat for this species. Your location is outside the critical habitat. Species profile: <a href="https://ecos.fivs.gov/eep/species/67-19">https://ecos.fivs.gov/eep/species/67-19</a>

Endangered

Yellow-billed Cuckoo Coccyzus americanus

Population: Western U.S. DPS

Threatened

There is proposed critical habitat for this species. Your location is outside the critical habitat. Species profile: <a href="https://ccos.livs.gov/ccp/species/3911">https://ccos.livs.gov/ccp/species/3911</a>

#### Reptiles

NAME

STATUS

Blunt-nosed Leopard Lizard Gambelia silus No critical habitat has been designated for this species.

Species profile: https://ecos.fivs.gov/ecp/species/625

Endangered

Giant Garter Snake *Thamnophis gigas*No critical habitat has been designated for this speci

No critical habitat has been designated for this species. Species profile: https://ecos.fws.gov/ecp/species/482

Threatened

#### **Amphibians**

NAME

STATUS

California Red-legged Frog Rana draytonii

There is final critical habitat for this species. Your location is outside the critical habitat. Species profile: <a href="https://ecos.fus.gov/ccp/species/2891">https://ecos.fus.gov/ccp/species/2891</a>

Threatened

#### Fishes

NAME

STATUS

Delta Smelt Hypomesus transpacificus

There is final critical habitat for this species. Your location is outside the critical habitat. Species profile: <a href="https://ecos.fivs.gov/ecp/species/321">https://ecos.fivs.gov/ecp/species/321</a>

Threatened

#### Crustaceans

NAME

STATUS

Vernal Pool Fairy Shrimp Branchinecta lynchi

There is final critical habitat for this species. Your location is outside the critical habitat. Species profile: https://decos.fivs.gov/ecp/species/498

Threatened

## Flowering Plants

NAME

STATUS

Bakersfield Cactus Opuntia treleasei

Endangered

No critical habitat has been designated for this species.

Species profile: https://ecos.fivs.gov/ecp/species/7799

Endangered

San Joaquin Wooly-threads Monolopia (=Lembertia) congdonii No critical habitat has been designated for this species.

Species profile: https://ecos.fivs.gov/ecp/species/3746

#### **Critical habitats**

THERE ARE NO CRITICAL HABITATS WITHIN YOUR PROJECT AREA UNDER THIS OFFICE'S JURISDICTION.

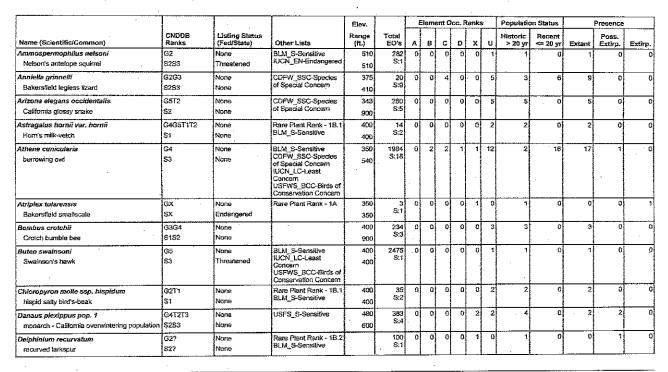


#### **Summary Table Report**

#### California Department of Fish and Wildlife

California Natural Diversity Database

Quad<span style='color:Red'> IS </span>(Gosford (3511931)<span style='color:Red'> OR </span>Oil Center (3511848)<span style='color:Red'> OR </span>Diddale (3511941)<span style='color:Red'> OR </span>Lamont (3511838)) Query Criteria:



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ppendix

CNDDB

Species

List

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#### Summary Table Report

#### California Department of Fish and Wildlife California Natural Diversity Database



				Elev.		E	lema	ent O	cc. F	tanks	5	Populati	on Status		Presence	•
Name (Scientific/Common)	CNDDB Ranks	Listing Status (Fed/State)	Other Lists	Range (ft.)	Total EO's	A	В	С	D	х	IJ	Historic > 20 yr	Recent <= 20 yr	Extant	Poss. Extirp.	Extirp.
Desmocerus californicus dimorphus valley elderberry tonghom beetle	G3T2 S2	Threatened None		450 450	271 S:1	0	1	0	0	0	0	1	C	1	. 0	0
Diplacus pictus calico monkeyîlower	G2 S2	None None	Rare Plant Rank - 18.2 BLM S-Sensitive SB_RSABG-Rancho Santa Ana Botanic Garden	-	73 S:1	0,	С	Đ	C	Đ	1	The state of the s	0	. 1	û	0
Dipodomys nitratoides nitratoides Tipton kangaroo rat	G3T1T2 S1S2	Endangered Endangered	IUCN_VU-Vuinerable	370 580	79 S:4	٥	0	1	. 2	0	1	4	. 0	4	. 0	0
Emys marmorata western pond turtle	G3G4 S3	None None	BLM_S-Sensitive CDFW_SSC-Species of Special Concern IUCN_VU-Vulnerable USFS_S-Sensitive	450 470	1369 S:2	0	7	Ö	0	0	1	1	1	. 2	0	0
Eremalche parryl ssp. kernensis Kem mallow	G3G4T3 S3	Endangered None	Rare Plant Rank - 18.2 SB_RSABG-Rancho Santa Ana Botanic Garden		176 S:1	Q	0	В	. 0	O	1	1	0	1	0	e
Eriastrum hooveri Hoover's eriastrum	G3 S3	Delisted Noné	Rare Plant Rank - 4.2 SB_RSABG-Rancho Santa Ana Botanic Garden		47 S:1	0	0	0	0	1	0	1	0	0	٥	1
Eschscholzia lemmonii ssp. kernensis Tejon poppy	G5T2 · S2	None None	Rare Plant Rank - 18,1 SB_RSABG-Rancho Santa Ana Botanic Garden SB_USDA-US Dept of Agriculture	600 600	86 S:1	0	0	0	0	Đ	1	**************************************	0	1	·a	0
Eumops perotis celifornicus western mastiff bat	G5T4 S3S4	None None	BLM_S-Sensitive CDFW_SSC-Species of Special Concern WBWG_H-High Priority	450 450	296 S.2	0.	0	0	0	0	2	2	0	2	O	0
Gambelia sila blunt-nosed leopard lizard	G1 S1	Endangered Endangered	CDFW_FP-Fully Protected IUCN_EN-Endangered	40 900	329 \$:7	0	1	3	1	D	2	4	3	7	0	0
Great Valley Cottonwood Riparian Forest Great Valley Cottonwood Riparian Forest	G2 S2.1	None None		375 375	56 S:1	0	0	0	0	Đ	1	1	0	1	٥	0
Helminthoglypta callistoderma Kern shoulderband	G1 S1	None None	IUCN_EN-Endangered	375 375	2 \$21	0	Ð	C	G.	0	1	1	0	1	0	0

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#### **Summary Table Report**

#### California Department of Fish and Wildlife

California Natural Diversity Database



				Elev.		E	leme	nt O	ss. R	tanks		Populatio	n Status	Presence		
Name (Scientific/Common)	CNDDB Ranks	Listing Status (Fed/State)	Other Lists	Range (ft.)	Total EO's	A	В	С	٥	×	U	Historic > 20 yr	Recent ← 20 yr	Extant	Poss. Extirp.	Extirp.
Imperata brevifolia California satintali	G4 S3	None None	Rare Plant Rank - 2B.1 SB_SBBG-Santa Barbara Botanic Garden USFS_S-Sensitive	400 400	32 S:1	Đ	Đ	0	0	D	1	1	0	- 1		0
Lesiurus cinereus hoary bat	G5 S4	None None	IUCN_LC-Least Concern WBWG_M-Medium Priority	400 400	238 S:1	0	0	0	0	0	1	. 1	0	4	0	Đ
Layia leucopappa Comanche Point layia	G1 S1	None None	Rare Plant Rank - 16.1 BLM_S-Sensitive	850 850	10 S:1	0	Đ	. 0	0	Û	1	3	0	1	-0	0
Lithobates pipiens northern leopard frog	65 82	None None	CDFW_SSC-Species of Special Concern IUCN_LC-Least Concern	425 425	22 S:1	0	ο	0	0	0	1	1	0	1	ລ	0
Lytta moesta moestan blister beetle	G2 \$2	None None		560 560	12 S:1	. 0		0	0	0	1	1	0	. 0	1	0
Lytta morrisoni Morrison's blister beette	G1G2 S1S2	None None		.560 560	10 S:1	0	٥	0	0	0	1	. 1	. 0	0	1	ð
Monolopia congdonii San Joaquin woollythreads	G2 S2	Endangered None	Rare Plant Rank - 15.2 SB_UCBBG-UC Berkeley Botanical Garden	400 460	100 S:2	Û	0	0	0	2	0	2	. 0	0	2	0
Navarretia setiloba Plute Mountains navarretia	G2 S2	None None	Rare Plant Rank - 18.1 BLM_S-Sensitive USFS_S-Sensitive	600 600	56 S:1	0	0	0	0	1	0	1	0	0	0	1
Opuntia basilaris var. treleasei Bakersfield cactus	G5T1 S1	Endangered Endangered	Rare Ptant Rank - 18.1 SB_RSABG-Rancho Santa Ana Botanic Garden	420 915	61 S:25	0	1	9	7	7	. 1	10	15	18	a .	7
Perognathus inornatus San Joaquin Pocket Mouse	G2G3 S2S3	None None	BLM_S-Sensitive IUCN_LC-Least Concern	610 623	127 S:2	Û	٥	0	0	9	2	0	2	2	O	O
Stylocline citroleum oil neststraw	G3 S3	None None	Rare Plant Rank - 18.1 BLM_S-Sensitive		84 S:1	0	0	0	0	. 0.	1	1	0	1	0	Ð
Taxidea taxus American badger	G5 S3	None None	CDFW_SSC-Species of Special Concern IUCN_LC-Least Concern	800 800	590 S:2	0	Đ	1	٥	0	1	1	1	2	a	0

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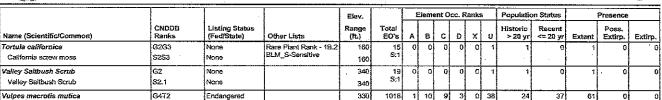


San Joaquin kit fox

#### **Summary Table Report**

#### California Department of Fish and Wildlife

#### California Natural Diversity Database



1,190

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S2

Threatened

# Appendix F CNPS Species List

7/17/2011

CNPS Inventory Results



\*The database used to provide updates to the Online Inventory is under construction. View updates and changes made since May 2019 here.

#### **Plant List**

21 matches found. Click on scientific name for details

Search Criteria

Found in Quads 3511941, 3511848 3511838 and 3511931;

《 Modify Search Criteria 图Export to Excel → Modify Columns ② Modify Sort ロ Display Photos

Scientific Name	Common Name	Family	Lifeform	Blooming Period	CA Rare Plant Rank	State	Global Rank
Allium howellii yar. bowallii	Howell's onion	Alliáceae	perennial bulbiferous herb	Mar-Apr	4.3	83	O3G4T3
Astragalus hornii var. homii	Horn's milk-vetch	Fabacese	annual herb	May-Oot	1B.1	\$1	G4G5T112
Atriplex tularensis	Bakersfield smallscale	Chenopodiaceae	annual herb	Jun-Oct	1A	sx	ВX
Azolla microphylla	Mexican mosquito fern	Azollacese	annual / perennial herb	Aug	4.2	<b>S4</b>	G5
Caulanthus californicus	Callfornia jewelflower	Brassicaceae	annual herb	Feb-May	1B.1	S1	G1
<u>Chloropyron molle ssp.</u> hispidum	hispid bird's-beak	Orobanchaceae	annual herb (hemiparasitic)	Jun-Sep	18.1	, <b>S</b> 1	G2T1
Clarkia exilis	siender clarkla	Onagraceae	annual herb	Apr-May	4.3	83	G3
<u>Delphinium racutvalum</u>	recurved larkspur	Ranunculaceae	perennial herb	Mar-Jun	18.2	S27	G2?
Diplacus pictus	calico monkeyflower	Phrymaceae	annual herb	Mar-May	18,2	<b>S</b> 2	G2
Eremalche parryl ssp. kernensis	Kern mallow	Malvaceae	annual herb	Jan,Mar,Apr,May(Feb)	1B.2	\$3	G3G4T3
Erjastrum hogyeri	Hoover's eriastrum	Polemoniaceae	annual herb	(Feb)Mer-Jul	4.2	83	.G3
Eschscholzia lemmonii ssp. kemensis	Tejon poppy	Papaveraceae	annual herb	(Fob)Mar-May	18.1	82	G5T2
Imperata brevifolia	California satintali	Poaceae	perennial rhizomatous herb	Sep-May	2B.1	S3	G4
Lasthenia ferrisiae	Ferris' goldfields	Asteracoas	annual herb	Feb-May	4.2	83	G3
Monardella linoides ssp. oblonga	Tehachapi monardella	Lamiaceae	perennial rhizomatous herb	(May)Jun-Aug	18.3	S2	GST2

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7/17/2019			CNPS Inventory Re	eults			,	
Monolopia congdonii	San Joaquin woollythreads	Asteraceae	annual herb	(Jan)l <sup>⊭</sup> eb-May	18.2	52	G2	
Opuntia basilaris var. treleasei	Bakersfield cactus	Cactaceae	perennial stem succulent	Apr-May	18.1	<b>S</b> 1	G5T1	
Stylocline citroleum	oil neststraw	Asteraceae	annual herb	Mar-Apr	1B.1	<b>S</b> 3	G3	
Stylocline masonii	Mason's neststraw	Asteraceae	ennual herb	Mar-May	1B.1	51	G1	
Tortula californica	California screw- moss	Pottiaceae	moss		18.2	S2S3	G2G3	
Trichostema ovatum	San Joaquin bluecuris	Lamiaceae	annual herb	Jul-Oot	4.2	<b>S</b> 3	G3	

#### Suggested Citation

California Native Plant Society, Rare Plant Program. 2019. Inventory of Rare and Endangered Plants of California (online edition, v8-03 0.39). Website http://www.rareplants.onps.org [accessed 17 July 2019].

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Questions and Comments tareplants/@cops.org

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# **Appendix G** Comments and Responses

From: Lorraine Unger < <a href="mailto:lorraineunger@att.net">lorraineunger@att.net</a>>

Sent: Tuesday, June 11, 2019 6:05 PM

To: Gandrathi, Sunil@DOT <sunil.gandrathi@dot.ca.gov>

Subject: Public Hearing for Hwy@#24/204

From:Lorraine Unger lorraineunger@att.net 661 323-5569

I have traveled the route from #204 north to Golden State Ave over 20 years untic I relocated in June 2019.

I've attended two workshops in the last 6 months on this area, under the auspices of Bakersfield City.. One was hosted at the Bakersfield County Welfare office. One was sponsored by some graduate students from UC Davis. I'm sure they have retained our comments. The area from California Ave north to Sumner has many pedestrians. When you travel by car or on foot there is a Motel just NorthEast of Truxtun Ave. There is a "pick-up" store on the West side of the street with no cross walk of lights to impede those crossing. They refuse to go to the north cross-walk.

The attendee from the two missions nearby say that if you cite the pedestrians them they will not pay their fines.

I wonder if there is enough public interest to schedule a hearing. A lot of homeless roam around this area between the Salvation Army store and aide and the Homeless Shelter east.

## Response to Comment from Lorraine Unger

Thank you for your comment on this project. The scope of work for this project is limited to upgrading curb ramps and Accessible Pedestrian Signals to comply with the current Americans with Disabilities Act regulations. Additional work, including pedestrian crossings, are not within the scope of the project and therefore are not being considered at this time.



# STATE OF CALIFORNIA Governor's Office of Planning and Research State Clearinghouse and Planning Unit



June 25, 2019

Jeff Sorensen Caltrans 6 (Fresno) 855 M Street Fresno, CA 93721

Subject: Ker 204 ADA Ramp Repair Project (06-0W150) SCH#: 2019059113

Dear Jeff Sorensen:

The State Clearinghouse submitted the above named NEG to selected state agencies for review. The review period closed on 6/24/2019, and no state agencies submitted comments by that date. This letter acknowledges that you have complied with the State Clearinghouse review requirements for draft environmental documents, pursuant to the California Environmental Quality Act, please visit: https://ceqanet.opr.ca.gov/2019059113/2 for full details about your project.

Please call the State Clearinghouse at (916) 445-9613 if you have any questions regarding the environmental review process. If you have a question about the above-named project, please refer to the ten-digit State Clearinghouse number when contacting this office.

Sincerely

Scott Morgan

Director, State Clearinghouse

1400 TENTH STREET P.O. BOX 3044 SACRAMENTO, CALIFORNIA 95812-3044 TEL 1-916-445-9613 state.clearingbouse@opr.ca.gov www.opr.ca.gov

#### **List of Technical Studies**

Air Quality Study Report (April, 2017)

Cultural Resources Compliance Memo (April, 2017)

Hazardous Waste Initial Site Assessment (February, 2019)

Natural Environment Study (February, 2019)

Biological Assessment (December, 2018) (Sellers comment: This is not a public document)

Noise Study Report (April, 2017)

Paleontological Identification Report (April, 2017)

Water Quality Assessment Report (April, 2017)

To obtain a copy of one or more of these technical studies/reports or the Initial Study, please send your request to the following email address: <a href="mailto:d6.public.info@dot.ca.gov">d6.public.info@dot.ca.gov</a>.

Please indicate the project name and project identifying code (under the project name on the cover of this document) and specify the technical report or document you would like a copy of. Provide your name and email address or U.S. postal service mailing address (street address, city, state and zip code).