

Notice of Determination

To:

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

Street Address:
1400 Tenth Street
Sacramento, CA 95814

From:

Department of Fish and Wildlife
North Central Region
1701 Nimbus Road, Suite A
Rancho Cordova, CA 95670
Contact: Kaylee Griffith
Phone: (916) 358-2934



Lead Agency

Yuba County
915 8th Street, Suite 123
Marysville, CA 95901
Contact: Kevin Perkins, Assistant CDSA Director
Phone: (530) 749-5470

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

State Clearinghouse Number: 2022120635

Project Title: Upper Rose Bar Salmonid Spawning Habitat Restoration Project (Streambed Alteration Agreement EPIMS Notification No. YUB-34515-R2)

Project Location: The project is located in the lower Yuba River, a tributary to the Feather River in the County of Yuba, State of California; Latitude 39.21873, Longitude -121.30276; Assessor's Parcel Number 006-310-001-000. The Project area is an approximately 2,900-foot reach located approximately 9 river miles downstream of Enightbright Dam near the town of Smartsville.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Streambed Alteration Agreement EPIMS Notification No. YUB-34515-R2, pursuant to section 1602 of the Fish and Game Code to the project Applicant, Yuba Water Agency as represented by Jacob Vander Meulen.

The project is limited to the creation of an access road, excavation of adjacent mine tailings, sorting and washing of excavated material, and the placement of suitably sized gravels to restore spawning and rearing habitat for Central Valley Chinook Salmon (*Oncorhynchus tshawytscha*) and Central Valley Steelhead (*O. mykiss*) in the lower Yuba River.

This is to advise that CDFW, acting as a Responsible Agency, executed the above Streambed Alteration Agreement for the project on the date signed below and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

1. The project will not have a significant effect on the environment. This determination is limited to effects within CDFW's permitting jurisdiction as a Responsible Agency.
2. CDFW considered the mitigated negative declaration / negative declaration prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures were / were not made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan was / was not adopted by CDFW for this project.
5. A statement of overriding considerations was not adopted by CDFW for this project.
6. Findings were not made by CDFW pursuant to California Code of Regulations section 15091.

The mitigated negative declaration / negative declaration prepared for the project is available to the general public at the office location listed above for the Lead Agency. CDFW's record of execution of the above Streambed Alteration Agreement as Responsible Agency is available at CDFW's regional office.

DocuSigned by:

Jennifer Garcia

Signature:

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Date: 2/22/2023

Jennifer Garcia, Environmental Program Manager