Docusign Envelope ID: 977709BE-3698-4C1D-8B8E-177C0108698A

To:
Office of Land Use and Climate Innovation
CEQA Submit

From:
California Department of Fish and Wildlife (CDFW)
Bay Delta Region
2825 Cordelia Road, Suite 100
Fairfield, CA 94534
Contact: Melanie Day
Phone: (707) 210-4415
Email: Melanie.Day@wildlife.ca.gov

Lead Agency (if different than CDFW)
City of Vallejo
555 Santa Clara Street
Vallejo, CA 94590
Contact: Michelle Hightower
Phone: (707) 648-4506
Email: MHightower@ci.vallejo.ca.us

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

State Clearinghouse Number: 2009072025

In addition to the Reuse of the Mare Island Drydocks Mitigated Negative Declaration with the above State Clearinghouse Number, CDFW considered the Reuse of Mare Island Dry Docks 2 & 3 and Waterfront Area Subsequent Mitigated Negative Declaration adopted by the City of Vallejo on April 18, 2016; the Environmental Impact Statement/Environmental Impact Report for the Disposal and Reuse of Mare Island Naval Shipyard Vallejo, California, dated April 1998, that the City of Vallejo adopted for the Mare Island Dry Docks Project; and the Subsequent Environmental Impact Report for the Mare Island Amended and Restated Specific Plan Project, dated October 2005, that the City of Vallejo adopted for the Mare Island Dry Docks Project.

Project Title: Mare Island Dry Docks Project (California Endangered Species Act (CESA) Incidental Take Permit No. 2081-2020-025-03, Amendment No. 2 (ITP))

Project Location: The Mare Island Dry Docks Project (Project) is located at Dry Docks 1, 2, and 3 and the Mare Island Strait immediately east of the dry docks, at 1180 Nimitz Avenue, just west of the City of Vallejo in an unincorporated area of Solano County. The Project is located approximately 1.07 miles south of the eastern terminus of the Mare Island Causeway, which connects the City of Vallejo to Mare Island, at Latitude 38.09672ºN, Longitude 122.2663ºW. The Project site is bounded by Mare Island Strait and Mare Island Way to the east and north, and the Mare Island Dry Docks LLC building, associated facilities, and Nimitz Avenue to the west and south. Specifically, the Project occurs within and in front of Dry Docks 2 and 3 and along Berths 11-14 and a portion of Berth 15.

Project Description: The Project includes ongoing operation of Dry Docks 1, 2, and 3 and maintenance dredging over a 10-year period. The purpose of the Project is to continue to provide a ship repair facility at the Mare Island Dry Docks. Up to 104 evolutions (i.e., filling the dry dock with water from Mare Island Strait, opening the caisson, allowing a ship to enter or exit the dock, and then draining the dock and performing fish rescue and relocation activities) will be

Docusign Envelope ID: 977709BE-3698-4C1D-8B8E-177C0108698A

performed in Dry Docks 1, 2, and 3, collectively, each year. Additionally, up to 140,000 cubic yards of sediment will be removed from an approximately 12.00-acre area in the Mare Island Strait each year via a mechanical (i.e., clamshell) dredger.

Amendment No. 2 adds white sturgeon (*Acipenser transmontanus*) as a Covered Species to the ITP. Amendment No. 2 will not result in additional take of the originally Covered Species. Take of white sturgeon in the form of mortality is not anticipated to occur as a result of the Project, rather, take is anticipated in the form of pursue, catch, and capture from fish rescue and relocation activities pursuant to the *Mare Island Dry Dock Fish Rescue and Relocation Plan, Revised, Mare Island, Solano County*, prepared by WRA, Inc., revised May 20, 2014, April 10, 2020, and August 25, 2025

The Project is expected to result in incidental take of up to 7,462 individuals of longfin smelt (*Spirinchus thaleichthys*), and a smaller number of Delta smelt (*Hypomesus transpacificus*), Winter-run Chinook salmon (*Oncorhynchus tshawytscha*), Spring-run Chinook salmon (*Oncorhynchus tshawytscha*), and white sturgeon. Longfin smelt and Spring-run Chinook salmon are designated as threatened species under CESA. Delta smelt and Winter-run Chinook salmon are designated as an endangered species under CESA. White sturgeon is a candidate species under CESA. The ITP referenced above as issued by CDFW authorizes incidental take of listed or candidate species under CESA that may occur as a result of Project implementation.

This is to advise that CDFW, acting as [☐ the lead agency / ☒ a responsible agency] approved the above-described project on 9/4/2025 and made the following determinations regarding the above-described project:

1. The project [☐ will / ☒ will not] have a significant effect on the environment (This determination is limited to effects within CDFW's permitting jurisdiction as a responsible agency).

2. [☐ An environmental impact report / ☒ A negative declaration] was prepared by the lead agency for the original project.

3. Additional mitigation measures [☒ were / ☐ were not] made a condition of CDFW's approval of the project.

4. A mitigation reporting or monitoring plan [☒ was / ☐ was not] adopted by CDFW for this project.

5. A Statement of Overriding Considerations [☐ was / ☒ was not] adopted by CDFW for this project.

6. Findings [☐ were / ☒ were not] made by CDFW pursuant to Public Resources Code § 21081(a). CDFW did, however, adopt findings to document its compliance with CEQA.

7. Compliance with the environmental filing fee requirement at Fish and Game Code § 711.4 (check one):

   ☐ Payment is submitted with this notice.

Docusign Envelope ID: 977709BE-3698-4C1D-8B8E-177C0108698A

☒ A copy of a receipt showing prior payment was submitted to CDFW.

☒ Responsible Agency statement: The Mitigated Negative Declaration prepared by the lead agency for the Project is available to the general public at the office location listed above for the lead agency. CDFW's administrative record of proceedings related to the incidental take permit is available to the public for review at CDFW's regional office.

Signature DocuSigned by: Erin Chappell B77E9A621TEF486... *Date:* 9/4/2025

Erin Chappell, *Regional Manager*

Date Received for filing at OPR: _____