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Notice of Determination **Appendix D**

TO: Office of Land Use and Climate Innovation
State Clearinghouse
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

FROM: Central Valley Flood Protection Board (Board)
3310 El Camino Avenue, Suite 170
Sacramento, CA 95821
Angela Nguyen-Tan, (916) 837-3717
Angela.Nguyen-Tan@cvflood.ca.gov

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

State Clearinghouse Number (SCH No.): 2009112025

Project Title: Permit No. 20033: American River Watershed Common Features Project / Natomas Post-Authorization Change Report / Natomas Levee Improvement Program / Landside Improvements Project Phase 4b: Overhead and Underground Communication Utilities Project

Project Applicant: MCI Metro Access Transmission Services, LLC

Lead Agency/Address: Sacramento Area Flood Control Agency, 1007 7th Street, 7th Floor, Sacramento, CA 95814

Lead Agency Contact Person: John Bassett, Director of Engineering, (916) 874-7606, bassetj@saccounty.net

Project Location/City/County: The project is located at 1405-1425 Garden Highway in Sacramento, CA 95833, in Sacramento County (38.604659, -121.519816)

Project Description: Approval of Permit No. 20033, under California Code of Regulations, Title 23, Article 3, Section 6, for work within an adopted plan of flood control: To remove and replace 15 existing steel streetlight poles (Caltrans Type 15; 8-in diameter, 34-ft length, 5-ft embedment depth) along the landside edge of levee crown on Garden Highway (5-ft from edge of pavement) from Gateway Oaks Drive to Truxel Road as part of the USACE Reach I Contract 2 Project. Replacement poles will be auger drilled and existing streetlights to be removed off site by the Contractor.

This is to advise that the Board, as the **Responsible Agency**, approved the above-described project on 12/30/2025 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 the Board's permitting jurisdiction as a responsible agency).
2. [☒ An Environmental Impact Report (EIR) / ☐ A Mitigated Negative Declaration] was prepared by the lead agency for the original project.
3. Additional mitigation measures [☐ were / ☒ were not] made a condition of the Board's approval of the project.
4. A Mitigation Monitoring and Reporting Plan [☐ was / ☒ was not] adopted by the Board for this project
5. A Statement of Overriding Considerations [☐ was / ☒ was not] adopted by the Board for this project.
6. Findings [☒ were / ☐ were not] made by the Board pursuant to the provisions of CEQA.

Responsible Agency Statement: The EIR prepared by the Lead agency for the project is available to the public at the Lead agency's office listed above. The Board's administrative record related to the encroachment permit is available for public review at the Board's office.

Andrea K Buckley 12/30/2025

Signature Chris Lief, Executive Officer Date

Signed by Andrea Buckley for and on behalf of Chris Lief

Authority cited: Sections 21083, Public Resources Code.

Reference: Sections 21100-21174, Public Resources Code.