STATE OF CALIFORNIA
DEPARTMENT OF FISH AND WILDLIFE

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To:
Office of Land Use and Climate Innovation
CEQA Submit

From:
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NOTICE OF DETERMINATION

Subject: Filing of Notice of Determination Pursuant to Section 21108 of the Public Resources Code

State Clearinghouse Number: 2007072036

Project Title: San Francisco Bay and Delta Sand Mining Project (Project; California Endangered Species Act Incidental Take Permit No. 2081(b)-2026-020-07 (ITP))

Project Location (Marin and San Francisco Counties): The Project is located on four California State Land Commission Leases in Central San Francisco Bay between Angel Island in the north and the Presidio of San Francisco to the south.

Project Description: The California Department of Fish and Wildlife (CDFW) has issued an ITP (No. 2081(b)-2026-020-07), pursuant to Section 2081(b) of the Fish and Game Code to Martin Marietta Marine Operations, LLC (Permittee).

The Project involves continued commercial hydraulic sand mining operations on four California State Land Commission Leases, comprised of nine separate parcels, in Central San Francisco Bay between Angel Island and the Presidio of San Francisco. Project activities include hydraulic sand mining and sand offloading. This operation provides local marine aggregate for use in highway construction, building construction, base and fill material, ingredient in ready-mix concrete and asphalt, and climate resiliency projects within the greater San Francisco Bay Area.

The Project will result in impacts to Central Valley spring-run Chinook salmon (*Oncorhynchus tshawytscha*), Sacramento River winter-run Chinook salmon (*Oncorhynchus tshawytscha*), longfin smelt (*Spirinchus thaleichthys*), and white sturgeon (*Acipenser transmontanus*) and their habitat. The Project is expected to result in incidental take of white sturgeon, which are designated as a candidate species, Central Valley spring-run Chinook salmon and longfin smelt, which are designated as a threatened species, and Sacramento River winter-run Chinook salmon, which are designated as an endangered species under the California Endangered Species Act. The ITP referenced above as issued by CDFW authorizes incidental take of species listed under California Endangered Species Act that may occur as a result of Project implementation.

This is to advise that CDFW, acting as a Responsible Agency, approved the Project described above on October 28, 2026 and has made the following determinations regarding the above-described Project:

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. An environmental impact report **was** prepared by the lead agency for the original Project.
3. Additional mitigation measures **were** made a condition of CDFW's approval of the Project.
4. A Mitigation Reporting or Monitoring Plan **was** adopted by CDFW for this Project.
5. A Statement of Overriding Considerations **was not** adopted by CDFW for this Project.
6. Findings **were** made by CDFW pursuant to Public Resources Code § 21081(a).
7. Compliance with the environmental filing fee requirement at Fish and Game Code § 711.4: The Permittee submitted **a copy of the receipt showing payment of the filing fee to CDFW.**

The environmental impact report prepared by the California State Lands Commission for the Project is available to the general public at the office location listed above for California State Lands Commission. 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:  *Date: 10/28/2026*

Craig Shuman, D. Env., Regional Manager