CALIFORNIA ENVIRONMENTAL QUALITY ACT
NOTICE OF DETERMINATION

To: ☒ Office of Planning and Research
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

☒ County Clerk
County of: Contra Costa

From: Contra Costa County
Department of Conservation & Development
30 Muir Road
Martinez, CA 94553

State Clearinghouse Number: 2019049002

Project Title: Lower Marsh Creek Stream Corridor Restoration Program

Project No. WO8277, CP# 19-13

Project Applicant: Contra Costa County Flood Control and Water Conservation District

Lead Agency: Contra Costa County Department of Conservation and Development, 30 Muir Road, Martinez, CA 94553

Project Location: Marsh Creek from Balfour Road in Brentwood to the Contra Costa Canal just north of Cypress Road in Oakley; Sand Creek from Highway 4 in Brentwood to its confluence with Marsh Creek in Brentwood; Deer Creek from the Deer Creek Detention Basin in Brentwood to its confluence with Marsh Creek, Contra Costa County

Project Description: The Lower Marsh Creek Stream Corridor Restoration Program (Program) is a creek restoration and flood risk reduction Program proposed by the Contra Costa County Flood Control and Water Conservation District ("District") and American Rivers, a national nonprofit organization that protects wild rivers, restores damaged rivers, and conserves clean water for people and nature. The goal of the Program is to incentivize willing landowners and developers to work with the District and other local partners to improve Marsh, Deer, and Sand creeks. Implementation of the proposed Program will result in: 1) improved habitat conditions for fish, birds, reptiles, and amphibians by providing a mosaic of riparian, floodplain, wetland, and aquatic habitat types for these species to utilize, 2) expanded channel capacity to meet or exceed flood channel conveyance capacity, 3) improved local water quality by shading the creek and reducing mobilization of fine sediments, and 4) improved public recreational opportunities. The CEQA document has been developed to put in place the environmental compliance mechanism necessary to alleviate uncertainty and complexity associated with implementing creek restoration projects, which would further incentivize landowners and developers to participate. Construction would occur during the summer and fall months and occur over an approximately a 45-working day period. Excavation and grading activities would occur during the dry season (July to October) with plant restoration occurring afterwards (November to December). Construction activities will be generally limited to the hours between 7:00 a.m. to 5:00 p.m. Real property transactions, including right-of-way acquisition and temporary construction easements for access and staging areas and permanent easements for access and maintenance may be necessary in support of Program projects.

The project was approved on: 11/19/2019

1. The project [☐ will ☒ will not] have a significant effect on the environment.
2. ☐ An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
   ☒ A Mitigated Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [☒ were ☐ were not] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [☒ was ☐ was not] adopted for this project.
5. A statement of Overriding Considerations [☐ was ☒ was not] adopted for this project.
6. Findings [☒ were ☐ were not] made pursuant to the provisions of CEQA.

FILED
NOV 21 2019
J.E. CANCIAMILLA COUNTY CLERK
CONTRA COSTA COUNTY
BY _____ DEPUTY

Notice of Determination sent to Office of Planning and Research.*

This is to certify that the final EIR with comments and responses and record of project approval, or the Negative Declaration, is available to the General Public at:

Contra Costa County Public Works Department
255 Glacier Drive, Martinez, CA 94553

Signature (Contra Costa County): Teresa B Moreno Title: Principal Planner

Date: 11/20/2019 Date Received for filing at OPR: Governor's Office of Planning & Research NOV 26 2019

AFFIDAVIT OF FILING AND POSTING

NOV 21 2019

STATE CLEARINGHOUSE

I declare that on _____ I received and posted this notice as required by California Public Resources Code Section 21152(c). Said notice will remain posted for 30 days from the filing date.

Signature _____ Title: Deputy Clerk

*Notice of Determination may be sent by fax to (916) 323-3018, if followed up with a duplicate mailed copy.

Applicant:	**Department of Fish and Game Fees Due**	
CCC Public Works Department/Flood Control and Water Conservation District 255 Glacier Drive Martinez, CA 94553 **Attn: Claudia Gemberling** **Environmental Services Division** **Phone: (925) 313-2192**	☐ EIR - $3,271.00 ☒ **Neg. Dec. - $2,354.75** ☐ DeMinimis Findings - $0 ☒ **County Clerk - $50** ☒ **Conservation & Development - $25**	**Total Due: $2,429.75** Total Paid $ _____ Receipt #: _____

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Authority cited: Sections 21083, Public Resources Code.
Reference Section 21000-21174, Public Resources Code.

Form updated March 18, 2019

State of California - Department of Fish and Wildlife

2019 ENVIRONMENTAL FILING FEE CASH RECEIPT

DFW 753.5a (REV. 12/01/18) Previously DFG 753.5a

StartOver | Print

RECEIPT NUMBER:
07 — 11-21-2019 — 390

STATE CLEARINGHOUSE NUMBER *(If applicable)*
2019049002

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY	LEAD AGENCY EMAIL	DATE
CCC Department of Conservation and Development		11-21-2019

COUNTY/STATE AGENCY OF FILING	DOCUMENT NUMBER
Contra Costa	2019-474

PROJECT TITLE

Lower Marsh Creek Stream Corridor Restoration Program

PROJECT APPLICANT NAME	PROJECT APPLICANT EMAIL	PHONE NUMBER
CCC Public Works Dept/Flood Control and Water Conservation District		(925) 313-2192

PROJECT APPLICANT ADDRESS	CITY	STATE	ZIP CODE
255 Glacier Drive	Martinez	Ca	94553

PROJECT APPLICANT *(Check appropriate box)*

☑ Local Public Agency ☐ School District ☐ Other Special District ☐ State Agency ☐ Private Entity

CHECK APPLICABLE FEES:

☐ Environmental Impact Report (EIR)	$3,271.00	$	0.00
☑ Mitigated/Negative Declaration (MND)(ND)	$2,354.75	$	2,354.75
☐ Certified Regulatory Program (CRP) document - payment due directly to CDFW	$1,112.00	$	0.00

☐ Exempt from fee
- ☐ Notice of Exemption (attach)
- ☐ CDFW No Effect Determination (attach)

☐ Fee previously paid (attach previously issued cash receipt copy)

☐ Water Right Application or Petition Fee (State Water Resources Control Board only)	$850.00	$	0.00
☑ County documentary handling fee		$	50.00
☐ Other		$	

PAYMENT METHOD:

☐ Cash ☐ Credit ☐ Check ☑ Other jv145600 **TOTAL RECEIVED** $ 2,404.75

SIGNATURE	AGENCY OF FILING PRINTED NAME AND TITLE
X	P. Cornelius, Deputy Clerk

County Receipt Number 3634590

ORIGINAL - PROJECT APPLICANT | COPY - CDFW/ASB | COPY - LEAD AGENCY | COPY - COUNTY CLERK | DFW 753.5a (Rev. 12012018)