

Notice of Determination

Appendix D

To:

Office of Planning and Research
U.S. Mail: _____ *Street Address:* _____
 P.O. Box 3044 1400 Tenth St., Rm 113
 Sacramento, CA 95812-3044 Sacramento, CA 95814

County Clerk
 County of: _____
 Address: _____

From:

Public Agency: _____
 Address: _____

 Contact: _____
 Phone: _____

Lead Agency (if different from above): _____
 Address: _____

 Contact: _____
 Phone: _____

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (if submitted to State Clearinghouse): _____

Project Title: _____

Project Applicant: _____

Project Location (include county): _____


Project Description:

This is to advise that the _____ has approved the above
 (Lead Agency or Responsible Agency)

described project on _____ and has made the following determinations regarding the above
 (date)
 described project.

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 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.

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:

 Signature (Public Agency):  Title: _____

Date: _____ Date Received for filing at OPR: _____



Coastal San Luis Resource Conservation District

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RESOLUTION 26-01

RESOLUTION OF THE BOARD OF DIRECTORS
ACKNOWLEDGING CONSISTENCY OF THE LOWER CHORRO CREEK FLOODPLAIN RESILIENCE PROJECT (PROJECT) WITH THE STATEWIDE RESTORATION GENERAL ORDER (SRGO) PROGRAMMATIC ENVIRONMENTAL IMPACT REPORT (PEIR)

WHEREAS, CSLRCD is the CEQA Lead Agency pursuing the Project, a restoration project along lower Chorro Creek and San Bernardo Creek; and

WHEREAS, The State Water Resources Control Board (State Water Board) developed a SRGO to improve the efficiency of regulatory reviews for projects throughout the state that would restore aquatic or riparian resource functions and/or services.

WHEREAS, The State Water Board, as the CEQA lead agency (for Order development), prepared a PEIR pursuant to and consistent with the requirements of Section 15168 of the State CEQA Guidelines and a Statement of Overriding Considerations (SOC) was adopted under the PEIR.

WHEREAS, Region 3 of the Regional Water Quality Control Board, which is responsible for carrying out SRGO requests, concurred with CSLRCD staff's determination that the Project is consistent with the PEIR.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of CSLRCD hereby determines that the Project activities and potential impacts associated with the Project are within the scope of the PEIR and SOC. All Project impacts are anticipated to be less than significant or less than significant with mitigation identified in the PEIR with the exception of potential impacts on sensitive species. The consistency evaluation demonstrated the Project is consistent with the PEIR. See attachment A to this Resolution for a list of mitigation measures from the PEIR which are applicable and would be implemented by the Project.

CERTIFICATIONS

I HEREBY CERTIFY THAT THE FOREGOING resolution was duly adopted by a majority of the Board of Directors of the CSLRCD on the 27th day of March 2026.

motion by Director Hawlik, and seconded by Director Chipping. Motion passed by the following vote:

AYES: Vice-President Munds, Directors Chipping, Wolff & Hawlik
NOES: None

ABSTAIN: President + Rogues
ABSENT: Directors Chesini & Bell

[Signature of Ron Munds]
Ron Munds
Vice President, Board of Directors

[Signature of Amanda Cempa]
Attest:
Amanda Cempa, Board Secretary

MEMORANDUM

Date: March 19, 2026
To: Hallie Richard, CSLRCD
From: Lucy Barraza and Scott Smith, Stillwater Sciences
Subject: Lower Chorro Creek Floodplain Resilience Project – SRGO PEIR Summary

SRGO PEIR Summary

The Coastal San Luis Resource Conservation District (RCD) is pursuing the Lower Chorro Creek Floodplain Resilience Project (Project), a restoration project along lower Chorro Creek and San Bernardo Creek. The Project is currently in the design and planning phase and is currently being designed to 65 percent. RCD is serving as the CEQA lead agency for this Project.

The State Water Resources Control Board (State Water Board) developed a Statewide Restoration General Order (SRGO) to improve the efficiency of regulatory reviews for projects throughout the state that would restore aquatic or riparian resource functions and/or services. The Order establishes an authorization process for eligible environmentally beneficial restoration project types and associated measures to protect species and the environment.

The State Water Board, as the CEQA lead agency (for Order development), prepared a Program Environmental Impact Report (PEIR) pursuant to and consistent with the requirements of Section 15168 of the State CEQA Guidelines.

If the CEQA lead agency determines, under State CEQA Guidelines Section 15162, that the individual restoration project would result in no new significant effects and/or require no new mitigation measures beyond those identified in the PEIR, the activity could be approved as being within the scope of the PEIR. In such a case, the project would not require a new or additional environmental review (e.g., EIR, negative declaration, or mitigated negative declaration) and the CEQA lead agency would use the PEIR for the project's CEQA compliance.

RCD staff and the Project consultant conducted a consistency evaluation for the Project to determine if the project activities and potential impacts associated with the Project are within the scope of the PEIR. The consistency evaluation demonstrated the Project is consistent with the PEIR. All Project impacts are anticipated to be less than significant or less than significant with mitigation identified in the PEIR with the exception of potential impacts on species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Wildlife or U.S. Fish and Wildlife Service (USFWS). Although general and species protection measures required by

the SRGO and USFWS and National Marine Fisheries (NMFS) Programmatic Biological Opinions for restoration projects would most likely minimize or avoid impacts to special-status species, RCD identified impacts to special-status plant and wildlife species as significant and unavoidable out of an abundance of caution, which is consistent with the findings in the PEIR. Impacts to biological resources will be further evaluated as each phase of the project is further designed. Region 3 of the Regional Water Quality Control Board, who are responsible for carrying out SRGO requests, concurred with RCD's determination that the Project is consistent with the PEIR.

The following mitigation measures from the PEIR are applicable and would be implemented by the Project:

- AES-1 Minimize Degradation of Visual Quality
- CUL-1 Conduct Inventory and Significance Evaluation of Architectural Resources
- CUL-2 Conduct Inventory and Significance Evaluation of Archeological Resources
- CUL-3 Implement Measures to Protect Archeological Resources During Project Construction or Operation
- CUL-4 Implement Measures to Protect Human Remains during Project Construction or Operation
- GEO-3 Conduct Individual Restoration Project Geotechnical Investigation and Report
- GEO-4 Adhere to International Building Code
- GEO-5 Conduct Expansive Clay Investigation
- GEO-9 Conduct a General Project Level Analysis
- GEO-10 Conduct Paleontological Resources Worker Training
- HAZ-5 Coordinate with Applicable Federal, State, and Local Agencies and Districts
- NOISE-1 Minimize Noise Conflicts
- NOISE-3 Prepare Preconstruction Safety Plans
- TRA-1 Prepare Construction Traffic Management Plan
- TCR-1 Conduct Inventory and Significance Evaluation of Tribal Cultural Resources with Tribes that are Culturally and Geographically Affiliated with the Project Vicinity
- TCR-2 Implement Measures to Protect Tribal Cultural Resources during Project Construction or Operation

In summary, the RCD staff have made the following determinations regarding the Lower Chorro Creek Floodplain Resiliency Project:

1. The PEIR for the Statewide Restoration General Order as prepared by State Water Resources Control Board was considered to satisfy the CEQA requirement for this Project.
2. The Project meets the definition of a restoration project and meets all other applicable assumptions in the SRGO PEIR.

3. The Project will not result in any new or more severe environmental effects which were not previously analyzed as significant effects in the PEIR.
4. No additional CEQA review is required for the Project.
5. Mitigation measures were made a condition of the approval of the PEIR.
6. A mitigation reporting or monitoring plan was adopted under the PEIR.
7. A Statement of Overriding Considerations was adopted under the PEIR.
8. Findings were made pursuant to the provisions of CEQA.

Sections	Notes/Comments	Is there at least one "Potentially Significant Impact"?	Are there mitigation measures (y/n)
	Summary:	Yes	
I. Aesthetics		No	Y
II. Agriculture and Forestry Resources		No	N
III. Air Quality		No	N
IV. Biological Resources	PEIR identified as SU	Yes	N
V. Cultural Resources		No	Y
VI. Energy		No	N
VII. Geology and Soils		No	Y
VIII. Greenhouse Gas Emissions		No	N
IX. Hazards and Hazardous Materials		No	Y
X. Hydrology and Water Quality		No	N
XI. Land Use and Planning		No	N
XII. Mineral Resources		No	N
XIII. Noise		No	Y
XIV. Population and Housing		No	
XV. Public Services		No	N
XVI. Recreation		No	N
XVII. Transportation		No	Y
XVIII. Tribal and Cultural Resources		No	Y
XIX. Utilities and Service Systems		No	N
XX. Wildfire		No	Y
XXI. Mandatory Findings of Significance		No	N

Resources	Mitigation Measures
Aesthetics	AES-1 Minimize Degradation of Visual Quality
	AES-2 Avoid Effects of Project Lighting
Agriculture and Forestry	AG-1 Minimize and Avoid Loss of Special Designation Farmland
	AG-2 Minimize Impacts on Lands Protected by Agricultural Zoning or Williamson Act Contract
	GEO-6 Implement Measures for Waterway Construction Activities
Air Quality	AIR-2 Minimize Construction Air Pollutant Emissions
	AIR-1 Minimize Conflicts with Applicable Air Quality Plans
	AIR-3 Minimize GHG Emissions
Biological - Terrestrial (General)	TERR-1 Coordinate with CDFW, USFWS, and Permittees Regarding HCPs, NCCPs, and Other Conservation Plans
	SPM-1 Preconstruction Surveys
	SPM-2 Environmentally Sensitive Areas and/or Wildlife Exclusion
	SPM-3 Species Protection Construction Work Windows
	SPM-4 Species Capture, Handline and Translocation
	SPM-5 Special Status Species Entrapment Prevention
SPM-6 Airborne Noise Reduction	
Biological - Terrestrial (Amphibians)	AMP-1 Wildlife Passage Design
	AMP-2 Rain Event Limitations
	AMP-3 Pre-Construction Survey
	AMP-4 Disease Prevention and Decontamination
	AMP-5 Lighting
	AMP-6 Clearing and Grubbing Vegetation
	AMP-7 Pump Screens
	AMP-8 Removal of Non-native Invasive Species
	AMP-9 Placement of Suitable Erosion Control Material
	AMP-10 Encounters with Species
	AMP-11 Species Observations and Handling Protocol
Biological - Terrestrial (Reptiles)	REP-1 Pre-Construction Survey
	REP-2 Environmentally Sensitive and Wildlife Exclusion Area
	REP-3 Clearing and Grubbing Vegetation
	REP-4 Prohibited Use of Rodenticides
	REP-5 Species Observations and Encounters
	REP-6 Species Handling and Relocation
Biological - Terrestrial (Birds)	BIRD-1 Habitat Assessment
	BIRD-2 Nest Protection Work Window
	BIRD-3 Work Area Limits
	BIRD-4 Site Access Restrictions
	BIRD-5 Monitoring
Biological - Terrestrial (Mammals)	MAM-1 Conduct Habitat Assessment
	MAM-2 Avoidance Areas
	MAM-3 Use of Handheld Tools
	MAM-4 Species Trapping and Relocating
	MAM-5 Reporting Requirements
Biological - Terrestrial	INVERT-1 Implement California Freshwater Shrimp Measures
	INVERT-2 Implement Vernal Pool Branchiopods Measures

(Invertebrates)	INVERT-3 Implement Valley Elderberry Longhorn Beetle Protocol
	INVERT-4 Implement Butterfly Protection Measures
Biological - Terrestrial (Fishes)	FISH-1 Habitat Disturbance Avoidance and Minimization
	FISH-2 Habitat Assessment and Surveys
	FISH-3 Fish Capture and Relocation
	FISH-4 Reporting
Biological - Terrestrial (Plants)	PLANT-1 Habitat Assessment and Surveys
	PLANT-2 Seasonal Avoidance of Vernal Pool Plant Species and Other Annual and Perennial Species
	PLANT-3 Exclusion Buffer Establishment
	PLANT-4 Work Restrictions in the Exclusion Buffer
	PLANT-5 Biological Monitoring
	PLANT-6 Herbicide Application, Clearing, and Ground Disturbance
Cultural	CUL-1 Conduct Inventory and Significance Evaluation of Architectural Resources
	CUL-2 Conduct Inventory and Significance Evaluation of Archaeological Resources
	CUL-3 Implement Measures to Protect Archaeological Resources during Project Construction or Operation
	CUL-4 Implement Measures to Protect Human Remains during Project Construction or Operation
Geology and Soils	GEO-1 Include Geotechnical Design Recommendations
	GEO-2 Comply with the Alquist-Priolo Act
	GEO-3 Conduct Individual Restoration Project Geotechnical Investigation and Report
	GEO-4 Adhere to International Building Code
	GEO-5 Conduct Expansive Clay Investigation
	GEO-6 Implement Measures for Waterway Construction Activities
	GEO-7 Implement Measures for Levee Construction and Other Fill Embankment Designs
	GEO-8 Assess the Presence of Highly Organic Soils
	GEO-9 Conduct a General Project Level Analysis
	GEO-10 Conduct Paleontological Resources Worker Training
Hazards and Hazardous Materials	HAZ-1 Prepare and Implement a Health and Safety Plan and Provide Qualified Oversight of Fill Removal Related to Earthmoving Activities
	HAZ-2 Notify Appropriate Federal, State, and Local Agencies if Contaminated Soils are Identified, and Complete Recommended Remediation Activities
	HAZ-3 Notify Appropriate Federal, State, and Local Agencies if Accidental Discharges of Hazardous Materials
	HAZ-4 Establish Airport Operation Area Buffer Zones
	HAZ-5 Coordinate with Applicable Federal, State, and Local Agencies and Districts
	HAZ-6 Prepare and Implement a Vector Management Plan
Mineral	MIN-1 Minimize Potential Impacts from Loss of a Known Mineral Resource
	MIN-2 Minimize Potential Impacts from the Loss of a Locally-Important Mineral Resource Recovery Site
Noise	NOISE-1 Minimize Noise Conflicts
	NOISE-2 Minimize Operations and Maintenance Noise Conflicts
	NOISE-3 Prepare Preconstruction Safety Plans
Recreation	REC-1 Minimize Impairment, Degradation, or Elimination of Recreational Resources
	REC-2 Minimize Impacts on Existing Recreational Resources
	TRA-1 Prepare Construction Traffic Management Plan
	TRA-2 Prepare Waterway Traffic Control Plan

Transportation	TRA-3 Develop Channel Closure Plan for Affected Facilities
	TRA-4 Reduce Project Effects on Boat Passage and Transit Facilities
	TRA-5 Minimize Effects on Trails and Bicycle and Pedestrian Circulation and Identify Alternatives
	TRA-6 Reduce Emissions
	TRA-7 Conduct Routine Inspections
	TRA-8 Repair Damaged Roadways and Trails Following Construction
Tribal Cultural	TCR-1 Conduct Inventory and Significance Evaluation of Tribal Cultural Resources with Tribes that are Culturally and Geographically Affiliated with the Project Vicinity
	TCR-2 Implement Measures to Protect Tribal Cultural Resources during Project Construction or Operation
Wildfire	FIRE-1 Develop and Implement a Fire Prevention Plan