

Notice of Determination

To:

Office of Land Use and Climate
Innovation
[CEQA Submit](#)

From:

Department of Fish and Wildlife
North Central Region
1701 Nimbus Road, Suite A
Rancho Cordova, CA 95670
Will Kanz
Will.Kanz@wildlife.ca.gov
(916) 880-8981



Lead Agency:

Yuba County Water Agency
1220 F Street
Marysville, CA 95901
Jacob Vander Meulen
Environmental Manager
jvandermeulen@yubawater.org
(530) 443-7412

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

State Clearinghouse Number: 2019129049

Project Title: Log Cabin and Our House Diversion Dams Sediment Management Plan, Fish Release Outlets Modifications, and Lohman Ridge Diversion Tunnel Intake Modifications Project (California Endangered Species Act Incidental Take Permit No. 2081-2025-026-02 (ITP))

Project Location (Yuba County, Nevada County, and Sierra County): The Project is located along Oregon Creek and the Middle Yuba River on Yuba County Water Agency (Yuba Water), Tahoe National Forest, and private lands in Yuba County, Nevada County and Sierra County.

Project Description: The California Department of Fish and Wildlife (CDFW) has issued an ITP (No. 2081-2025-026-02), pursuant to Section 2081(b) of the Fish and Game Code to the project Applicant, Yuba Water.

The Project involves passage of sediment, planned mechanical removal of sediment, unplanned urgent maintenance, remedial actions for the blockage of dam outlets, fish release outlet modifications, and diversion tunnel intake modifications. It is expected that on average, there will be a sediment passage event every 10 years, and every 6 years there will be mechanical removal events at each impoundment.

The Project will result in temporary impacts to 13.67 acres of foothill yellow-legged frog (FYLF)(*Rana boylei*) habitat. The project is expected to result in incidental take of FYLF, which is designated as a threatened species under the California Endangered Species Act (CESA). The ITP referenced above as issued by CDFW authorizes incidental take of species listed under CESA that may occur as a result of Project implementation.

Notice of Determination**- 2 -**

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on the date signed below 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. A mitigated negative declaration 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 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:

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

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.

DocuSigned by:



C3A86764C0AD4F6...

Signature: _____

Date: 2/11/2026

Morgan Kilgour, Regional Manager