

Notice of Determination

Appendix D

To:

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

County Clerk
County of: Butte
Address:

From:

Public Agency: Butte County Public Works
Address: 7 County Center Drive Oroville, CA 95965
Contact: Radley Ott
Phone: 538-7681

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: Stirling City Sewer Rehabilitation Project

Project Applicant: Butte County

Project Location (include county): Stirling City, Butte County, California

Project Description:

Stirling City Sewer Rehabilitation Project at Stirling City, Ca County Project: No. C-06-8376-110.

This is to advise that the County of Butte has approved the above (Lead Agency or Responsible Agency)

described project on 8/11/2020 and has made the following determinations regarding the above described project.

- 1. The project 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 made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan was adopted for this project.
5. A statement of Overriding Considerations was adopted for this project.
6. Findings were 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:

Butte County Public Works, 7 County Center Drive Oroville, CA 95965

Signature (Public Agency): Dennis Schmidt Title: Director of Public Works

Date: 9/2/2020 Date Received for filing at OPR:

**MITIGATED NEGATIVE DECLARATION REGARDING ENVIRONMENTAL  
IMPACTS**

Stirling City Sewer Rehabilitation Project

1. **NOTICE IS HEREBY GIVEN** that the project described below has been reviewed pursuant to the Provisions of the California Environmental Quality Act of 1970 (Public Resources Code 2110, et. Seq.) and a determination has been made that it will not have a significant effect upon the environment.
2. **DESCRIPTION OF PROJECT:** Stirling City Sewer Rehabilitation Project at Stirling City, CA. County Project: No. C-06-8376-110.
3. **LOCATION OF PROJECT:** The proposed project is located in Butte County, California, in the community of Stirling City.
4. **NAME AND ADDRESS OF PROJECT APPLICANT:**  
County of Butte - Department of Public Works  
7 County Center Drive  
Oroville, CA 95965
5. **MITIGATION MEASURES:**
  - a. As summarized on pages S1-S4 in the Draft Initial Study and Mitigated Negative Declaration (IS/MND).
6. A copy of the IS/MND regarding the environmental effect of this project is on file in the Department of Public Works at 7 County Center Drive, Oroville, CA.

This study was:

Adopted as presented.

Adopted with changes. Specific modifications and supporting reasons are attached.

7. A public hearing on this IS/MND was held by the decision making body.

**Hearing Body:** Butte County Board of Supervisors.

**Date:** August 11, 2020

**Determination:**

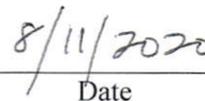
On the basis of the ISMND, the information presented at hearings, comments received on the proposal, and our own knowledge and independent research:

We find the proposed project **COULD NOT** have a significant effect on the environment, and a **NEGATIVE DECLARATION** is hereby adopted.

We find that the project **COULD** have a significant effect on the environment, but will not in this case because of attached mitigation measures described in item 5 above, which are by this reference made conditions of project approval. A **MITIGATED NEGATIVE DECLARATION** is hereby adopted.



Chair, Butte County Board of Supervisors



Date

**DECLARATION OF FEES DUE**  
(California Fish and Wildlife Code Section 711.4)

FOR CLERK USE ONLY

NAME AND ADDRESS OF LEAD AGENCY/APPLICANT

Project Title: *Stirling City Sewer Rehabilitation Project*  
FILING NO.



CLASSIFICATION OF ENVIRONMENTAL DOCUMENT:

1. NOTICE OF EXEMPTION/STATEMENT OF EXEMPTION  
 A. Statutorily or Categorically Exempt  
\$50.00 (Fifty Dollars) Butte County Clerk's Fee
2. NOTICE OF DETERMINATION - FEE REQUIRED  
 A. Negative Declaration  
\$2,406.75 (Two Thousand Four Hundred and Six Dollars and Seventy-Five Cents) State Filing Fee  
\$50.00 (Fifty Dollars) Butte County Clerk's Fee  
B. Environmental Impact Report  
\$3,343.25 (Three Thousand Three Hundred and Forty-Three Dollars and Twenty-Five Cents) State Filing Fee  
\$50.00 (Fifty Dollars) Butte County Clerk's Fee
3. OTHER (Specify) General Rule Exemption  
 \$50.00 (Fifty Dollars) Butte County Clerk's Fee

This form must be completed and submitted with all environmental documents filed with the Butte County Clerk's Office.

All applicable fees must be paid at the time of filing any environmental documents with the Butte County Clerk's Office.

One original and two (2) copies of all necessary documents are required for filing purposes.

The \$50.00 (Fifty Dollars) handling fee is required per filing in addition to the filing fee specified in Fish and Game Code Section 711.4 (d).

Make checks payable to Butte County Clerk-Recorder.



State of California - Department of Fish and Wildlife  
**2020 ENVIRONMENTAL FILING FEE CASH RECEIPT**  
 DFW 753.5a (REV. 06/01/20) Previously DFG 753.5a

**Print**    **StartOver**    **Save**

RECEIPT NUMBER:  
 04 — 09/03/2020 — 070  
 STATE CLEARINGHOUSE NUMBER (if applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY <b>Butte County Public Works</b>	LEAD AGENCY EMAIL	DATE <b>09/03/2020</b>
COUNTY/STATE AGENCY OF FILING <b>Butte</b>	DOCUMENT NUMBER	

PROJECT TITLE

**Stirling City Sewer Rehabilitation Project**

PROJECT APPLICANT NAME <b>Butte County</b>	PROJECT APPLICANT EMAIL	PHONE NUMBER <b>(530) 538-7681</b>
PROJECT APPLICANT ADDRESS <b>7 County Center Drive</b>	CITY <b>Oroville</b>	STATE <b>CA</b>
		ZIP CODE <b>95965</b>

PROJECT APPLICANT (Check appropriate box)

- Local Public Agency   
  School District   
  Other Special District   
  State Agency   
  Private Entity

CHECK APPLICABLE FEES:

- |   |            |          |          |
|---|------------|----------|----------|
| <input type="checkbox"/> Environmental Impact Report (EIR)  | \$3,343.25 | \$ _____ | 0.00     |
| <input checked="" type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)                                | \$2,406.75 | \$ _____ | 2,406.75 |
| <input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW         | \$1,136.50 | \$ _____ | 0.00     |
| <br>  |            |          |          |
| <input checked="" type="checkbox"/> Exempt from fee   |            |          |          |
| <input checked="" type="checkbox"/> Notice of Exemption (attach)  |            |          |          |
| <input type="checkbox"/> CDFW No Effect Determination (attach)  |            |          |          |
| <input type="checkbox"/> Fee previously paid (attach previously issued cash receipt copy)                   |            |          |          |
| <hr/>   |            |          |          |
| <input type="checkbox"/> Water Right Application or Petition Fee (State Water Resources Control Board only) | \$850.00   | \$ _____ | 0.00     |
| <input checked="" type="checkbox"/> County documentary handling fee   |            | \$ _____ | 50.00    |
| <input type="checkbox"/> Other  |            | \$ _____ |          |

PAYMENT METHOD:

- Cash   
  Credit   
  Check   
  Other

**TOTAL RECEIVED \$ 2,456.75**

SIGNATURE <b>X J. RAMIREZ</b>	AGENCY OF FILING PRINTED NAME AND TITLE <b>J. Ramirez, Butte County Deputy Clerk Recorder</b>
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**2020 ENVIRONMENTAL FILING FEE CASH RECEIPT**

DFW 753.5a (REV. 06/01/20) Previously DFG 753.5a

**NOTICE**

Each project applicant shall remit to the county clerk the environmental filing fee before or at the time of filing a Notice of Determination (Pub. Resources Code, § 21152; Fish & G. Code, § 711.4, subdivision (d); Cal. Code Regs., tit. 14, § 753.5). Without the appropriate fee, statutory or categorical exemption, or a valid No Effect Determination issued by the California Department of Fish and Wildlife (CDFW), the Notice of Determination is not operative, vested, or final, and shall not be accepted by the county clerk.

**COUNTY DOCUMENTARY HANDLING FEE**

The county clerk may charge a documentary handling fee of fifty dollars (\$50) per filing in addition to the environmental filing fee (Fish & G. Code, § 711.4, subd. (e); Cal. Code Regs., tit. 14, § 753.5, subd. (g)(1)). A county board of supervisors shall have the authority to increase or decrease the fee or charge, that is otherwise authorized to be levied by another provision of law, in the amount reasonably necessary to recover the cost of providing any product or service or the cost of enforcing any regulation for which the fee or charge is levied (Gov. Code, § 54985, subd. (a)).

**COLLECTION PROCEDURES FOR COUNTY GOVERNMENTS**

**Filing Notice of Determination (NOD):**

- Collect environmental filing fee or copy of previously issued cash receipt. *(Do not collect fee if project applicant presents a No Effect Determination signed by CDFW. An additional fee is required for each separate environmental document. An addendum is not considered a separate environmental document. Checks should be made payable to the county.)*
- Issue cash receipt to project applicant.
- Attach copy of cash receipt and, if applicable, previously issued cash receipt, to NOD.
- Mail filing fees for CRP document to CDFW prior to filing the NOD or equivalent final approval (Cal. Code Regs. Tit. 14, § 753.5 (b)(5)). The CRP should request receipt from CDFW to show proof of payment for filing the NOD or equivalent approval. Please mail payment to address below made attention to the Cash Receipts Unit of the Accounting Services Branch.

If the project applicant presents a **No Effect Determination** signed by CDFW, also:

- Attach No Effect Determination to NOD *(no environmental filing fee is due)*.

**Filing Notice of Exemption (NOE)** *(Statutorily or categorically exempt project (Cal. Code Regs., tit. 14, §§ 15260-15285, 15300-15333))*

- Issue cash receipt to project applicant.
- Attach copy of cash receipt to NOE *(no environmental filing fee is due)*.

**Within 30 days after the end of each month in which the environmental filing fees are collected**, each county shall summarize and record the amount collected on the monthly State of California Form No. CA25 (TC31) and remit the amount collected to the State Treasurer. Identify the remittance on Form No. CA25 as "Environmental Document Filing Fees" per Fish and Game Code section 711.4.

**The county clerk shall mail the following documents to CDFW on a monthly basis:**

- ✓ A photocopy of the monthly State of California Form No. CA25 (TC31)
- ✓ CDFW/ASB copies of all cash receipts (including all voided receipts)
- ✓ A copy of all CDFW No Effect Determinations filed in lieu of fee payment
- ✓ A copy of all NODs filed with the county during the preceding month
- ✓ A list of the name, address and telephone number of all project applicants for which an NOD has been filed. If this information is contained on the cash receipt filed with CDFW under California Code of Regulations, title 14, section 753.5, subdivision (e)(6), no additional information is required.

**DOCUMENT RETENTION**

The county shall retain two copies of the cash receipt (for lead agency and county clerk) and a copy of all documents described above for at least 12 months.

**RECEIPT NUMBER**

- # The first two digits automatically populate by making the appropriate selection in the County/State Agency of Filing drop down menu.
- # The next eight digits automatically populate when a date is entered.
- # The last three digits correspond with the sequential order of issuance for each calendar year. For example, the first receipt number issued on January 1 should end in 001. If a county issued 252 receipts for the year ending on December 31, the last receipt number should end in 252. CDFW recommends that counties and state agencies 1) save a local copy of this form, and 2) track receipt numbers on a spreadsheet tabbed by month to ensure accuracy.

**DO NOT COMBINE THE ENVIRONMENTAL FEES WITH THE STATE SHARE OF FISH AND WILDLIFE FEES.**

**Mail to:**

California Department of Fish and Wildlife  
Accounting Services Branch  
P.O. Box 944209  
Sacramento, California 94244-2090