

**Notice of Determination**

**Appendix D**

**TO:** Office of Land Use and Climate Innovation  
 State Clearinghouse  
 P.O. Box 3044, Room 113  
 Sacramento, CA 95812-3044

**FROM:** Central Valley Flood Protection Board (Board)  
 3310 El Camino Avenue, Suite 170  
 Sacramento, CA 95821  
 Angela Nguyen-Tan, (916) 837-3717  
 Angela.Nguyen-Tan@cvflood.ca.gov

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

**State Clearinghouse Number (SCH No.):** 2020050510

**Project Title:** Permit No. 19755 – State Route (SR) 70 Binney Junction Project

**Project Applicant:** California Department of Transportation (CalTrans)

**Lead Agency/Address/Contact Person:** CalTrans, 703 B Street, Marysville, CA 95678; Marta Martinez-Topete, Environmental Scientist; (530) 720-2870; marta.martinez-topete@dot.ca.gov

**Project Location/City/County:** The proposed project is located along the waterside and landside embankments of the Simmerly Slough levee near its intersection with State Route 70, in the City of Marysville, from 0.1 mile south of 14th Street to just north of Cemetery Road, in Yuba County.

**Project Description:** Approval of Permit No. 19755, under California Code of Regulations, Title 23, Article 3, Section 6, for work within an adopted plan of flood control: To construct the State Route (SR) 70 Binney Junction Project which includes construction of a setback levee adjacent to the east finger levee to allow for the realignment of SR 70; installation of cutoff walls within the east setback and west finger levees and portions of the Marysville Ring Levee; construction of a pump station and discharge pipe through the west finger levee; removal or abandonment of portions of an existing culvert and remove an existing headwall crossing under the finger levee; removal of the existing pump station and discharge pipe; replacing the floodgate and pipe gate; realignment of a portion of the Marysville Ring levee in vicinity of new floodgate structure; realignment of portions of 24th Street to avoid project impacts to railroad and levee; removal of portions of an existing storm drain and the placement several drainage inlets to capture runoff; construction of new levee crown access ramp; replacement of the Marysville and Binney Junction underpass; placement of fill for the Union Pacific Railroad track relocation; lowering the roadway profile at the Marysville and Binney Junction underpass; and the use of land for a staging area adjacent to the east “finger” levee in Marysville along SR 70.

This is to advise that the Board, as the **Responsible Agency**, approved the above-described project on 8/22/25 and made the following determinations regarding the above-described project:

1. The project [ will /  will not] have a significant effect on the environment (This determination is limited to effects within the Board’s permitting jurisdiction as a responsible agency).
2. [ An Environmental Impact Report (EIR) /  A Mitigated Negative Declaration] was prepared by the lead agency for the original project.
3. Additional mitigation measures [ were /  were not] made a condition of the Board’s approval of the project.
4. A Mitigation Monitoring and Reporting Plan [ was /  was not] adopted by the Board for this project
5. A Statement of Overriding Considerations [ was /  was not] adopted by the Board for this project.
6. Findings [ were /  were not] made by the Board pursuant to the provisions of CEQA.

**Responsible Agency Statement:** The EIR, prepared by the lead agency for the project, is available to the public at the lead agency’s office listed above. The Board’s administrative record related to the permit is available for public review at the Board’s office.

*Chris Lief*

8/22/2025

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Signature                      Chris Lief, Executive Officer                      Date

Authority cited: Sections 21083, Public Resources Code.; Reference: Sections 21100-21174, Public Resources Code.