

Notice of Determination

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

State Clearinghouse Number (SCH No.): 2020050510

Project Title: Permit No. 19999 – California Department of Transportation Binney Junction Project
Telecommunications Utility Relocation

Project Applicant: Cogent Communications, Steve Evanchik, 801 Newhall St, 650-940-1972
sevanchik@cogentco.com

Lead Agency: California Department of Transportation, 703 B Street, Marysville, CA 95901; Marta Martinez-Topete,
Environmental Scientist, 530-720-2870, marta.martinez-topete@dot.ca.gov

Project Location: The project site is located at the northern edge of the City of Marysville near B Street/State Route 70 and the waterside slope of the Simmerly Slough Unit 1 levee that is adjacent to East 24th Street, Marysville, Yuba County (39.16069, -121.590442).

Project Description: Approval of Permit No. 19999, under California Code of Regulations, Title 23, Article 3, Section 6, for work within an adopted plan of flood control: Cogent proposes to install two 2-inch diameter high-density polyethylene (HDPE) conduits underground and new fiber cables on joint use utility poles, and to abandon in place existing fiber optic facilities as part of the Caltrans SR 70 Binney Junction Project (Permit 19755) which was approved by the Board in August 2025.

This is to advise that the Board, as the **Responsible Agency**, approved the above-described project on April 24, 2026 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 general public at the lead agency’s office listed above. The Board’s administrative record related to the Board permit is available for public review at the Board’s office.

Chris Lief

4/24/2026

Signature Chris Lief, Executive Officer Date

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