

**Notice of Determination****- 1 -****To:**

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

**From:**

Department of Fish and Wildlife (CDFW)  
North Central Region  
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Rancho Cordova, CA 95670  
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**Lead Agency:**

Department of Water Resources  
3310 El Camino Avenue, Suite 140  
Sacramento, CA 95821-6300  
Contact: Kristin Ford  
Phone: (916) 914-0220  
Email: Kristin.Ford@water.ca.gov

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

**State Clearinghouse Number:** 2024061069

**Project Title:** Butte Slough Outfall Gates Repair Project (California Endangered Species Act Incidental Take Permit No. 2081-2025-018-02 (ITP))

**Project Location:** The project is located at Butte Slough tributary to Sacramento River and Sacramento River, in the County of Colusa, State of California; 39.195171, -121.93597 (WGS 84 datum, decimal degrees); Assessor's Parcel Number 015-250-016-000.

**Project Description:** This proposed project involves maintenance repairs and improvements to address structural and operational degradation of the existing structure, as well as project site improvements. Maintenance repairs and improvements will include the installation of supplemental outlet headwall support, replacing the existing inlet catwalk, repairing the inlet slides gates, and installing water flow/condition monitoring equipment.

The Project will result in impacts to 1.13 acres of Chinook salmon Sacramento River spring run (*Oncorhynchus tshawytscha*) and Chinook salmon winter run (*O. tshawytscha*) habitat including temporary impacts to 1.06 acres; the Project will permanently remove 0.07 acres of Chinook salmon Sacramento River spring run and Chinook salmon winter run habitat. The project is expected to result in incidental take of Chinook salmon Sacramento River spring run and Chinook salmon winter run, which are designated as a threatened and endangered species under the California Endangered Species Act. 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.

This is to advise that CDFW, acting as a responsible agency approved the above-described project on the date signed below and has made the following determinations regarding the 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).

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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 made by CDFW pursuant to Public Resources Code § 21081(a).
7. A copy of a receipt showing prior payment was submitted to CDFW to show compliance with the environmental filing fee requirement of Fish and Game Code § 711.4.

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:  
*Morgan Kilgour*  
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Signature

Date: 5/7/2026

Morgan Kilgour, *Regional Manager*