



STATE OF CALIFORNIA
DEPARTMENT OF FISH AND WILDLIFE

GAVIN NEWSOM, Governor
MEGHAN HERTEL, Director

Bay Delta Region
2825 Cordelia Road, Suite 100
Fairfield, CA 94534
wildlife.ca.gov

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

NOTICE OF EXEMPTION

Project Title: 413 Fulton Creek and Deck Repairs Project (Notification of Lake or Streambed Alteration, No. EPIMS-SMO-55105-R3)

Project Location (San Mateo County): The project is located at Cherry Creek, in the County of San Mateo, State of California; Latitude 37.56254, Longitude -122.35263; 413 Fulton Road, San Mateo, CA 94402; Assessor's Parcel Number [APN] 031-094-260.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement EPIMS Notification No. EPIMS-SMO-55105-R3, pursuant to Section 1602 of the Fish and Game Code to Mika Derynck.

The Project will remove the deck and unpermitted revetments from within Cherry Canyon Creek (Creek), widen the Creek, and replace them with a smaller deck along with planted boulders at 413 Fulton Road in the City of San Mateo, San Mateo County. This reach of the Creek consists of unpermitted retaining walls and hardscape of differing ages and materials, including a 46-foot section of concrete channel bed. The existing hardscape has caused the development of multiple large scour holes and has the potential to be undermined further. The deck currently overhangs and shades approximately 54 square feet of the creek, and it will be removed and replaced with a smaller deck that will not overhang the Creek. The removal of unpermitted concrete hardscape will allow the Creek to widen, and this will expand the area below the top of bank by 34 square feet.

Public Agency Approving Project: CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE

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Person or Public Agency Carrying Out Project:

Mika Derynck

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akefudal@mac.com

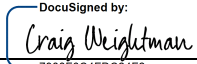
413 Fulton Road

San Mateo, CA 94402

Exempt Status: On December 8, 2025, the SF Bay Regional Water Board, the Lead Agency, determined that the Project is categorically exempt pursuant to California Code of Regulations, Title 14, section 15304, Class 4. The Lead Agency determined that the Project meets certain qualifying criteria for the exemption. Pursuant to Public Resources Code section 21080.1(a), the Lead Agency is responsible for determining whether the Project is exempt from CEQA and that determination shall be final and conclusive on all persons, including Responsible Agencies. As a result, CDFW, acting as a Responsible Agency, is bound by the Lead Agency's determination that the Project is exempt from CEQA.

CDFW Contact Person: Shannon Husband (Environmental Scientist), 707-337-1364,

Shannon.Husband@wildlife.ca.gov

Signature:  Date: 7/31/2026

Craig Weightman, Environmental Program Manager

Date received for filing at LCI: