

Notice of Determination

To:
Office of Planning and Research
For U.S. Mail:
P.O. Box 3044
Sacramento, CA 95812-3044

From:
Department of Fish and Wildlife
Bay Delta Region
2825 Cordelia Road, Suite 100
Fairfield, CA 95434
Contact: Mayra Molina
Phone: (707) 428-2067



Street Address:
1400 Tenth Street
Sacramento, CA 95814

Lead Agency
Santa Clara Valley Water District
5750 Almaden Expwy, San Jose, CA 95118
Contact: Alex Hunt
Phone: (408) 630-3007

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

State Clearinghouse Number: 2018052025

Project Title: Uvas Creek Levee Rehabilitation Project (Lake or Streambed Alteration Agreement No. 1600-2018-0390-R3)

Project Location (include county): The project is located along a setback levee that borders Uvas Creek. The project is approximately 1.35 miles in length and located east of Miller Avenue in the City of Gilroy, County of Santa Clara, State of California, Latitude: 36.993470, Longitude: -121.577973.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement number 1600-2018-0390-R3, pursuant to section 1602 of the Fish and Game Code to the project Applicant, Ngoc Nguyen, Santa Clara Valley Water District.

The Uvas Creek Levee Rehabilitation Project (Project) will involve reconstruction of approximately 4,200 linear feet of the inboard side of the Uvas Creek levee. Vegetation mowing and pruning may be required along with repair of the existing access road on top of the levee.

This is to advise that CDFW, acting as a Responsible Agency, approved the above described project on May 20, 2019 and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

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.
2. CDFW considered the mitigated negative declaration / negative declaration prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures were / were not made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan was / was not adopted by CDFW for this project.
5. A statement of overriding considerations was not adopted by CDFW for this project.
6. Findings were not made by CDFW pursuant to California Code of Regulations section 15091.

The mitigated negative declaration / negative declaration prepared for the project is available to the general public at the office location listed above for the Lead Agency. CDFW's record of project approval as Responsible Agency is available at CDFW's regional office.

Signature

Date: May 20, 2019

Craig J. Weightman, Environmental Program Manager *Governor's Office of Planning & Research*

MAY 31 2019

Date Received for filing at OPR: _____

STATE CLEARINGHOUSE