



Legislation Text

File #: 10-0302, **Version:** 1

Transportation Department recommending the Board authorize the Chair to sign an Agreement Regarding Proposed Stream Alteration, AGMT 10-52945, with the State of California, Department of Fish and Game for a term through December 31, 2014 for the Green Valley Road at Tennessee Creek - Bridge Replacement Project 77109 .

Fiscal Impact/Change to Net County Cost:

The application fee of \$4,000 required by the California Department of Fish and Game (DFG) was paid by the Transportation Department (DOT) in October 2009. There is no net cost to the County General Fund associated with this agenda item.

Reason for Recommendation:

DOT is advancing the design and construction of the Green Valley Road at Tennessee Creek - Bridge Replacement Project (Project). Planned activities include replacing the Green Valley Road Bridge over Tennessee Creek with a larger, wider concrete bridge to improve roadway safety. The Project will replace the 29.5-foot long by 19-foot wide, two-lane, reinforced concrete girder bridge with a 64-foot long by 52-foot wide, three-lane pre-stressed slab bridge.

DOT completed both California Environmental Quality Act (CEQA) and National Environmental Protection Act (NEPA) documentation for this project. The Board certified the documents in December of 2008.

The requirement for mitigating riparian and wetland habitats was determined in the environmental document and will be accomplished through implementation of a Revegetation Planting and Erosion Control Specification Plan to be completed within the Project boundaries.

In addition to the riparian revegetation plan there are other Mitigation Monitoring Program (MMP) requirements in the permit that follow the MMPs from the projects Mitigated Negative Declaration. These requirements will be implemented either through specific requirements in the construction specifications or procedures to be taken as a part of the construction administration.

DFG Code Section 1602 requires the issuance of a lake or streambed alteration agreement to any entity whose activities could adversely affect fish and wildlife resources. DFG has determined this Project could affect the natural habitat and flow of Tennessee Creek and will only allow work within the stream zone of Tennessee Creek from April 15 to October 15; which is traditionally a period of low stream flow and dry weather. DOT is requesting approval of the attached Agreement to advance the Project to construction.

Action to be taken following Board approval:

1. The Board Chair will sign two originals of the Agreement Regarding Proposed Stream Alteration between the County and DFG.
2. Board Clerk will forward both partially-executed original Agreements to DOT for DFG review and

approval.

3. DOT will return a fully-executed Agreement to the Board Clerk.

Contact:

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Director of Transportation

Concurrences: County Counsel and Risk Management