

**DETERMINATION THAT AN ACTIVITY
IS EXEMPT FROM THE
CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)**

FILE NO.: WL83PV/ FS1600163

CP NO.: 17-02

ACTIVITY NAME: **Grayson Creek Landscape Improvements, near McDonalds Restaurant
- Flood Control Permit and License Agreement**

DATE: January 26, 2017

PREPARED BY: Trina R. Torres, Contra Costa County Public Works Department *AB*

This activity is not subject to the California Environmental Quality Act (CEQA) pursuant to Article 5, Section 15061 (b) (3) of the CEQA Guidelines. It can be seen with certainty that there is no possibility that the activity may have a significant adverse effect on the environment.

DESCRIPTION OF THE ACTIVITY:

The purpose of this activity is for Contra Costa County Flood Control and Water Conservation District (District) to issue a flood control permit to McDonald's USA (Developer) for the installation of a fence, trees, bushes, and irrigation on the east upper bank of Grayson Creek Channel, west of 624 Contra Costa Boulevard (APN 153-270-011); and, allow the District to enter into a license agreement with the City of Pleasant Hill (City) for use and maintenance of the landscaping, and trash collection.

The City wants the Developer to redevelop the presently abandoned site located at 624 Contra Costa Blvd., Pleasant Hill near McDonald's restaurant. Construction activities include clearing and grubbing, planting trees and shrubbery, and installing a mesh fence and an irrigation system. The issuance of a flood control permit will allow construction activities in the District right-of-way. The intent of the installation of the trees, shrubbery, and mesh fence is to prevent windborne trash getting into Grayson Creek Channel.

The District and the City will enter into a license agreement for joint use to allow the City to maintain the landscaping within District right-of-way. As a condition of the license agreement, the City will accept liability and indemnify the District for the landscaping; and outline the City's maintenance responsibilities for the landscape improvements to ensure they are maintained to District standards. The City will assign landscape maintenance work, fence repair, vegetation management, trash and debris removal to the Developer. The District will continue to maintain Grayson Creek Channel and its channel banks for flood control purposes.

This CEQA documentation covers issuance of the flood control permit, the license agreements, and associated real property transactions, including right-of-way only. The Developer will be responsible for any further CEQA analysis as well as obtaining any applicable County or regulatory permits for the Project.

LOCATION:

Grayson Creek Channel, near 624 Contra Costa Boulevard, Pleasant Hill CA (Figures 1 & 2).

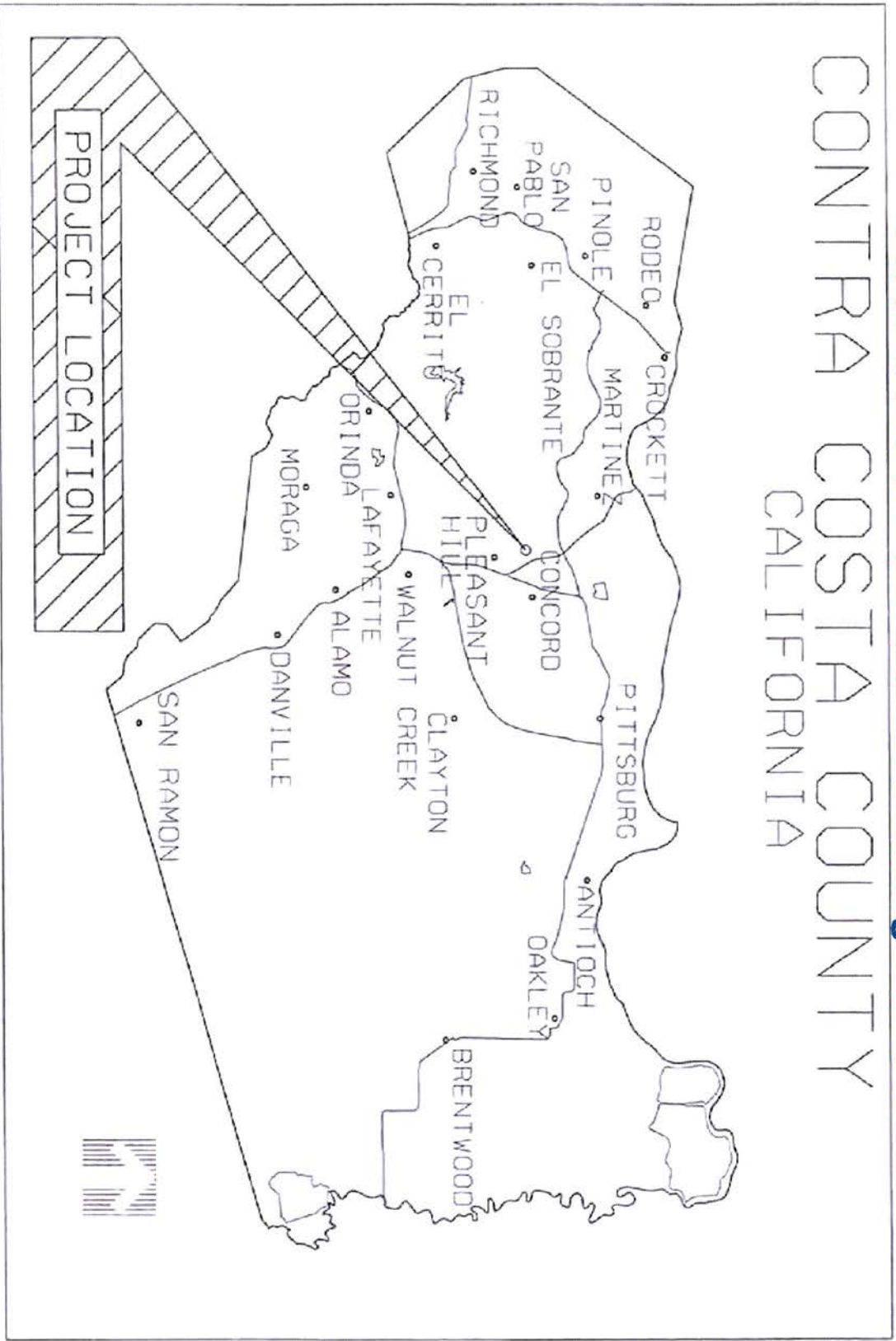
REVIEWED BY: 
Leigh Chavez
Public Works Department
Environmental Services Division Manager

DATE: 01/26/17

APPROVED BY: 
Dept. of Conservation and
Development Representative

DATE: 2-14-17

**Grayson Creek Landscape Improvements near McDonald's Restaurant
-Flood Control Permit & License Agreement**



CONTRA COSTA COUNTY
CALIFORNIA

LOCATION MAP

NO SCALE

Figure 1

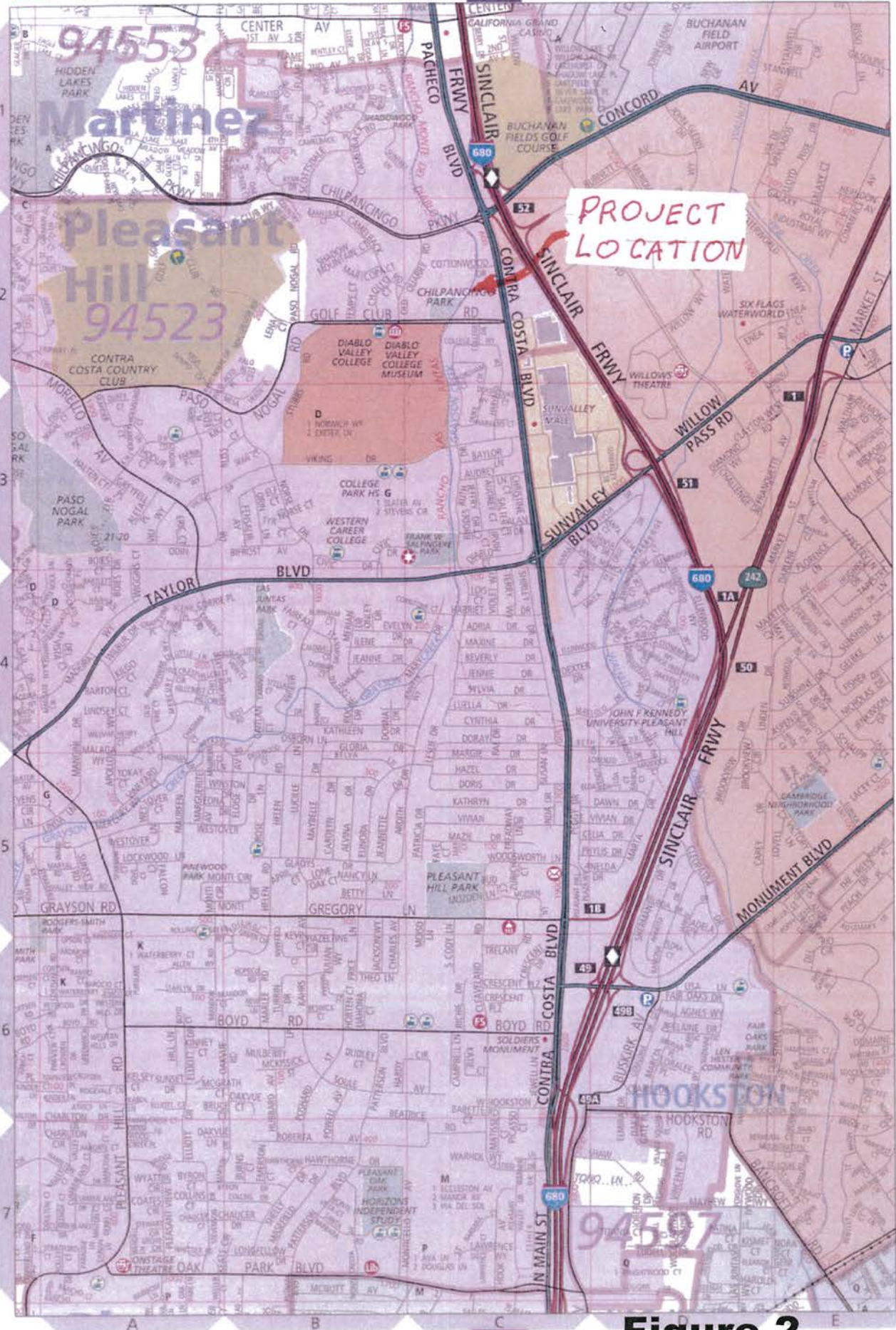


Figure 2

CALIFORNIA ENVIRONMENTAL QUALITY ACT
Notice of Exemption

To: Office of Planning and Research
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

From: Contra Costa County
Dept. of Conservation & Development
30 Muir Road
Martinez, CA 94553

County Clerk
County of: Contra Costa

Project Title: **Grayson Creek Landscape Improvements, near McDonalds Restaurant - Flood Control Permit and License Agreement**
Project No. WL83PV / FS1600163, CP# 17-02

Project Applicant: **Contra Costa County Public Works Department,**
255 Glacier Drive Martinez, CA 94553

Project Location: Grayson Creek Channel, near 624 Contra Costa Blvd., Pleasant Hill, Central Contra Costa County

Lead Agency: Contra Costa County Department of Conservation and Development

Description of Nature, Purpose and Beneficiaries of Project: The purpose of this activity is for Contra Costa County Flood Control and Water Conservation District (District) to issue a flood control permit to McDonald's USA (Developer) for the installation of a fence, trees, bushes, and irrigation on the east upper bank of Grayson Creek Channel, west of 624 Contra Costa Boulevard (APN 153-270-011); and, allow the District to enter into a license agreement with the City of Pleasant Hill (City) for use and maintenance of the landscaping, and trash collection.

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Name of Public Agency Approving Project: **Contra Costa County**
Name of Person or Agency Carrying Out Project: **Contra Costa County Public Works Department**

Exempt Status:

- | | |
|---|---|
| <input type="checkbox"/> Ministerial Project (Sec. 21080(b) (1); 15268; | <input type="checkbox"/> Categorical Exemption: <u>Class _____</u> |
| <input type="checkbox"/> Declared Emergency (Sec. 21080(b)(3); 15269(a); | <input type="checkbox"/> Other Statutory Exemption, Code No.: _____ |
| <input type="checkbox"/> Emergency Project (Sec. 21080(b)(4); 15269(b)(c)); | <input checked="" type="checkbox"/> Common Sense Exemption [Article 5, Section 15061 (b)(3)] |

Reasons why project is exempt: It can be seen with certainty that there is no possibility that the activity may have a significant adverse effect on the environment.

Lead Agency Contact Person: **Trina Torres - Public Works Dept.** Area Code/Telephone/Extension: **(925) 313-2176**

If filed by applicant:

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project? Yes No

Signature: _____ Date: _____ Title: _____

Contra Costa County Department of Conservation and Development

Signed by Lead Agency Signed by Applicant

AFFIDAVIT OF FILING AND POSTING

I declare that on _____ I received and posted this notice as required by California Public Resources Code Section 21152(c). Said notice will remain posted for 30 days from the filing date.

Signature

Title

Applicant:

Public Works Department
255 Glacier Drive
Martinez, CA 94553

Attn: **Trina Torres**
Environmental Services Division
Phone: (925) 313-2176

Department of Fish and Game Fees Due

- | |
|--|
| <input type="checkbox"/> EIR - \$3,271. ⁰⁰ |
| <input type="checkbox"/> Neg. Dec. - \$2,354. ⁷⁵ |
| <input type="checkbox"/> DeMinimis Findings - \$0 |
| <input checked="" type="checkbox"/> County Clerk - \$50 |
| <input checked="" type="checkbox"/> Conservation & Development - \$25 |

Total Due: \$75.⁰⁰
Total Paid \$ _____

Receipt #: _____