

# Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: August 14-15, 2019

From: SUSAN BRANSEN, Executive Director

Reference Number: 2.2c.(2), Action

Prepared By: Jose Oseguera  
Assistant Deputy Director

Published Date: August 2, 2019

**Subject: Approval of Project for Future Consideration of Funding – Mitigated Negative Declaration for the Middletown Multi-Use Path Project (Resolution E-19-75)**

**Issue:**

Should the California Transportation Commission (Commission), as a Responsible Agency, accept the Mitigated Negative Declaration for the Middletown Multi-Use Path Project (Project) in Lake County and approve the Project for future consideration of funding?

**Recommendation:**

Staff recommends the Commission accept the Mitigated Negative Declaration and approve the Project for future consideration of funding.

**Background:**

The Lake County Community Development Department is the California Environmental Quality Act lead agency for the Project. The Project will construct a Class I multi-use path that is approximately 1-mile in length, including drainage and other improvements. The project is located along State Route 29 in Middletown from the intersection of Rancheria Road to the intersection of Central Park Road.

On July 12, 2019, the Lake County Community Development Department adopted a Mitigated Negative Declaration for the Project and found that the Project will not have a significant effect on the environment after mitigation.

Impacts that require mitigation measures to be reduced to less than significant levels relate to air quality, biological and cultural resources, geology, hazardous materials, noise, and transportation. Mitigation measures include, but are not limited to: restrict levels of fugitive dust during construction by watering exposed areas multiple times a day, conduct preconstruction surveys for protection of the Purple Martin, halt

construction immediately and consult with the Middletown Rancheria if artifacts are discovered, comply with county and state storm drainage requirements, restrict hazardous materials to staging areas to prevent water contamination, limit construction activities from 7:00 AM to 7:00 PM during the weekdays for noise abatement, and inform local fire districts of construction activities for alternate routing.

On July 16, 2019, the Lake County Community Development Department confirmed that the preferred alternative set forth in the final environmental document is consistent with the Project scope of work programmed by the Commission.

The Project is estimated to cost \$4,430,000 and is fully funded through construction with Active Transportation Program Funds.

Construction is estimated to begin in Fiscal Year 2020-21.

Attachments:

- Attachment A: Resolution E-19-75
- Attachment B: Notice of Determination
- Attachment C: Project Location Map

**CALIFORNIA TRANSPORTATION COMMISSION  
Resolution for Future Consideration of Funding**

**1 – Lake County  
Resolution E-19-75**

- 1.1 WHEREAS, the Lake County Community Development Department has completed a Mitigated Negative Declaration pursuant to the California Environmental Quality Act (CEQA) and the CEQA Guidelines for the Middletown Multi-Use Path Project (Project) in Lake County; and
  - 1.2 WHEREAS, the Lake County Community Development Department has certified that the Mitigated Negative Declaration has been completed pursuant to CEQA and the CEQA Guidelines; and
  - 1.3 WHEREAS, the Project is located along State Route 29 in Middletown from the intersection of Rancheria Road to the intersection of Central Park Road; and
  - 1.4 WHEREAS, the Project will construct a Class I multi-use path that is approximately 1-mile in length, including drainage and other improvements; and
  - 1.5 WHEREAS, on July 12, 2019, the Lake County Community Development Department found that the proposed Project would not have a significant effect on the environment after mitigation; and
  - 1.6 WHEREAS, on July 12, 2019, the Lake County Community Development Department adopted the Mitigated Negative Declaration; and
  - 1.7 WHEREAS, on July 16, 2019, the Lake County Community Development Department confirmed that the preferred alternative set forth in the final environmental document is consistent with the Project scope of work programmed by the California Transportation Commission (Commission); and
  - 1.8 WHEREAS, the Commission, as a Responsible Agency, has considered the information contained in the Mitigated Negative Declaration.
- 2.1 NOW, THEREFORE, BE IT RESOLVED that the Commission does hereby accept the Mitigated Negative Declaration and approves the above-referenced Project for future consideration of funding.

## NOTICE OF DETERMINATION

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To: Office of Planning and Research  
1400 Tenth Street, Room 121  
Sacramento, CA 95814

From: California Transportation Commission  
Attn: Jose Oseguera  
1120 N Street, MS 52  
Sacramento, CA 95814  
(916) 653-2094

**Subject: Filing of Notice of Determination in compliance with Section 21108 of the Public Resources Code.**

**Project Title:** Middletown Multi-Use Path Project

2019069003	Byron Turner	(707) 263-2221
<b>State Clearinghouse Number</b>	<b>Lead Agency Contact Person</b>	<b>Area Code/Telephone</b>

**Project Location** (include county): The project is located along State Route 29 in Middletown from the intersection of Rancheria Road to the intersection of Central Park Road.

**Project Description:** The project will construct a Class I multi-use path that is approximately 1-mile in length, including drainage and other improvements.

This is to advise that the California Transportation Commission has approved the above described project on

(  Lead Agency/  Responsible Agency)

August 14-15, 2019, and has made the following determinations regarding the above described project:

1. The project (  will/  will not) have a significant effect on the environment.
2.  An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.  
 A Mitigated Negative Declaration and Addendum was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures (  were/  were not) made a condition of the approval of the project.
4. Mitigation reporting or monitoring plan (  was /  was not) adopted for this project.
5. A Statement of Overriding Considerations (  was /  was not) adopted for this project.
6. Findings (  were/  were not) made pursuant to the provisions of CEQA.

The above identified document with comments and responses and record of project approval is available to the General Public at: 255 N. Forbes Street, Lakeport, CA 95453

SUSAN BRANSEN

*Signature (Public Agency)*

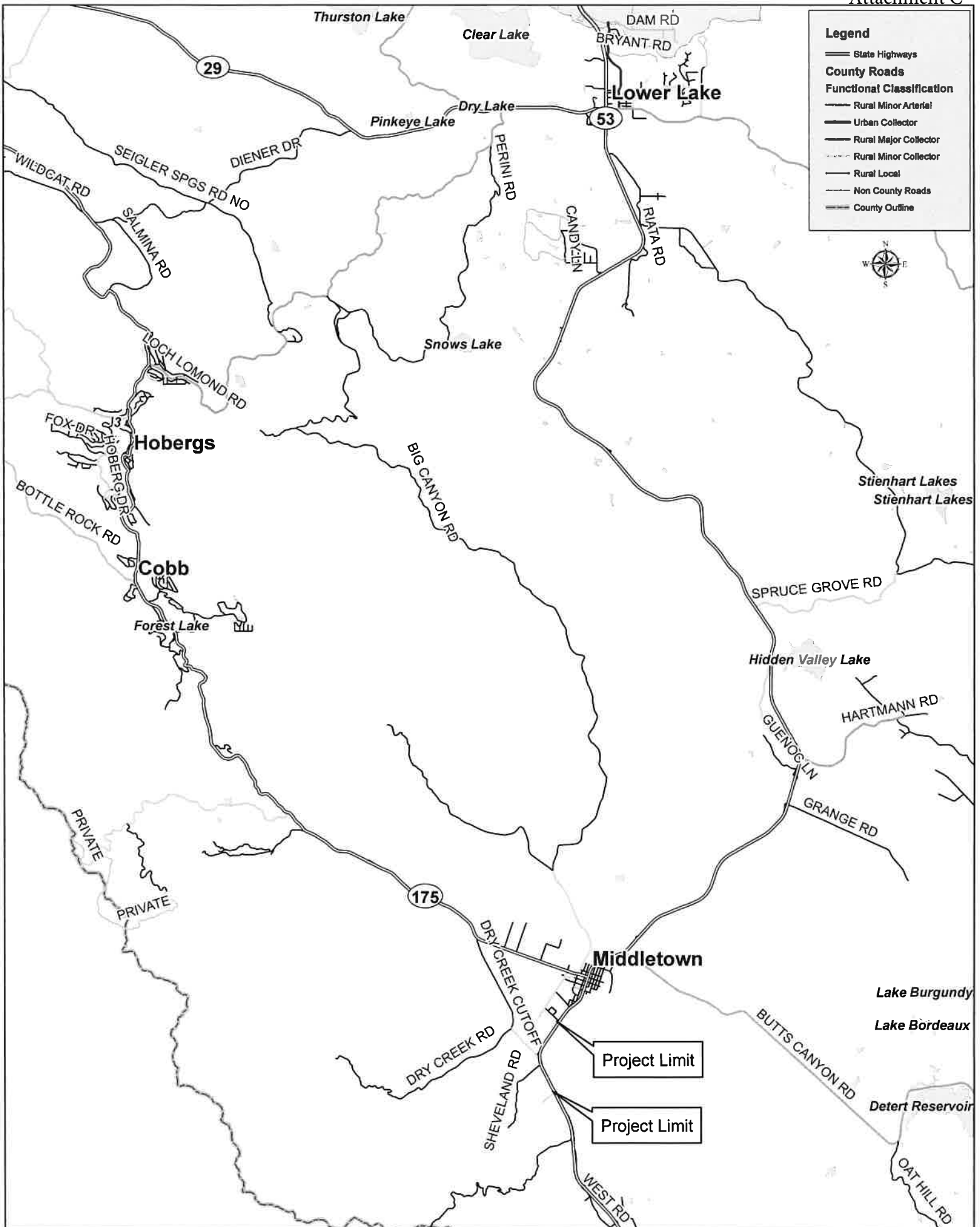
*Date*

Executive Director

California Transportation Commission

*Title*

Date received for filing at OPR:



**Middletown Multi Use Path Project, Lake County, CA  
Vicinity Map**

Reference Scale: 1 inch = 8,000 feet ( 1:96,000 )  
Projection: California State Plane Zone II - NAD 83 - Feet