

# Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: May 17-18, 2023

From: TANISHA TAYLOR, Interim Executive Director

Reference Number: 2.2c.(4), Action

Prepared By: Jose Oseguera  
Assistant Deputy Director

Published Date: May 5, 2023

Subject: Approval of Project for Future Funding Consideration – Mitigated Negative Declaration for the Mariposa Creek Parkway Phase III and Trailhead Project, Resolution E-23-66

## **Recommendation:**

Staff recommends the California Transportation Commission (Commission), as a Responsible Agency, accept the Mitigated Negative Declaration for the Mariposa Creek Parkway Phase III and Trailhead Project (Project) in Mariposa County and approve the Project for future funding consideration.

## **Issue:**

Mariposa County (County) is the California Environmental Quality Act lead agency for the Project. The Project will construct a multi-use bicycle and pedestrian trail, including a pedestrian only secondary trail to interconnect segments of 8<sup>th</sup> Street, State Route 140/State Route 49, and the Joe Howard Bridge. The Project is located along Mariposa Creek in downtown Mariposa, Mariposa County.

For all projects that are anticipated to be funded through a program under the purview of the Commission, full compliance with the California Environmental Quality Act is required. The Commission will not allocate funds to projects for design, right-of-way, or construction until the environmental document is complete, and the Commission has approved the environmentally cleared project for future funding consideration.

## **Background:**

On March 23, 2023, the Mariposa County Board of Supervisors adopted the Mitigated Negative Declaration for the Project and found that the Project would 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 aesthetics, biological and cultural resources, geology, hazardous materials and noise. Mitigation measures include the following: require that all outdoor lighting comply with International Dark Sky Association standards, conduct preconstruction surveys for the

protection of the Western Pond Turtle, cease construction activities and contract with a qualified archaeologist if Native American remains or artifacts are unearthed during construction, prepare a Sedimentation Control Plan, require fire-focused landscaping to minimize opportunities for wildfires, and install sound control devices on heavy equipment prior to construction.

On April 10, 2023, the County 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 \$5,176,000 and is funded through construction with Active Transportation Program – Cycle V Funds (\$4,415,000) and Local Funds (\$761,000).

Construction is estimated to begin in fiscal year 2024-25.

Attachments:

- Attachment A: Resolution E-23-66
- Attachment B: Notice of Determination
- Attachment C: Project Location Map

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

**10 – Mariposa County  
Resolution E-23-66**

- 1.1 WHEREAS, Mariposa County (County) has completed a Mitigated Negative Declaration pursuant to the California Environmental Quality Act (CEQA) and the CEQA Guidelines for the Mariposa Creek Parkway Phase III and Trailhead Project (Project) in Mariposa County; and
- 1.2 WHEREAS, the County 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 Mariposa Creek in downtown Mariposa, Mariposa County; and
- 1.4 WHEREAS, the Project will construct a multi-use bicycle and pedestrian trail, including a pedestrian only secondary trail to interconnect segments of 8<sup>th</sup> Street, State Route 140/State Route 49, and the Joe Howard Bridge; and
- 1.5 WHEREAS, the California Transportation Commission (Commission), as a Responsible Agency, has considered the information contained in the Mitigated Negative Declaration; and
- 1.6 WHEREAS, on March 23, 2023, the Mariposa County Board of Supervisors found that the proposed Project would not have a significant effect on the environment after mitigation and adopted the Mitigated Negative Declaration; and
- 1.7 WHEREAS, on April 10, 2023, the County confirmed that the preferred alternative set forth in the Mitigated Negative Declaration is consistent with the Project scope of work programmed by the 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 funding consideration.

## 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:** Mariposa Creek Parkway Phase III and Trailhead Project

2023020034	Mikey Goralnik	(209) 742-1222
<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 Mariposa Creek in downtown Mariposa, Mariposa County.

**Project Description:** The project will construct a multi-use bicycle and pedestrian trail, including a pedestrian only secondary trail to interconnect segments of 8<sup>th</sup> Street, State Route 140/State Route 49, and the Joe Howard Bridge.

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

(☐ Lead Agency/ ☒ Responsible Agency)

May 17-18, 2023, 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. ☐ A Final Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.  
☒ A Mitigated Negative Declaration 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: 4639 Ben Hur Road, Mariposa, CA 95338

TANISHA TAYLOR

*Signature (Public Agency)*

*Date*

Interim Executive Director  
California Transportation Commission

*Title*

Date received for filing at OPR:

# Mariposa Creek Parkway Phase III and Trailhead Project

