



COUNTY OF LAKE
COMMUNITY DEVELOPMENT DEPARTMENT
Planning Division
Courthouse - 255 N. Forbes Street
Lakeport, California 95453
Telephone 707/263-2221 FAX 707/263-2225

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DEC 10 2019

LAKE COUNTY COMMUNITY
DEVELOPMENT DEPT

December 10, 2019

Lars Ewing
County of Lake Department of Public Services
333 2nd St
Lakeport, CA 95453

Subject: Agreement with Mitigation and Monitoring Plan for Middletown Trailside Park Improvements

The following Mitigation Measures have been proposed for your project in order to avoid potentially-significant effects on the environment. Please review the proposed measures and check the appropriate space at the end for your response.

AQ-1: Work practices shall implement standard fugitive dust control measures consistent with the rules and regulation of the Lake County Air Quality Management District at all times during construction to reduce the impact of fugitive dust emissions to a less than significant level in staging areas, work areas, and adjoining roads.

AQ-2: Vehicles and equipment shall be well maintained and in compliance with State emission requirements. A complete list of all equipment installed as operating, support, or emergency backup equipment shall be submitted to the LCAQMD including generators, diesel powered pumps, and diesel engines.

BIO-1. Prior to ground disturbance, a qualified botanist shall conduct special-status plant surveys within the appropriate identification periods for species with potential to occur within the Study Area. The survey(s) shall take place prior to the initiation of any ground disturbing activities. If no special-status plants are observed within the Study Area, then a letter report documenting the survey results shall be prepared and provided to the Community Development Department and no further measures are required. If special-status plants are observed within the Study Area, then the location of the special-status plants shall be marked with pin flags or other highly visible markers and may also be marked by GPS. If the special-status plants cannot be avoided by construction, then the Project proponent shall consult with CDFW and/or the USFWS to determine potential mitigation measures prior to disturbance.

BIO-2. Prior to ground disturbance, a qualified biologist shall conduct pre-construction surveys for California red-legged frog, foothill yellow-legged frog, nesting migratory birds and raptors including white-tailed kite and purple martin (during the nesting season which is generally February 1 to August 31), special-status bats, and western bumblebee within 14 days prior to the initiation of construction or ground disturbing activities. If construction or ground disturbing activities do not commence within 14 days, or halt for more than 7 days once initiated, then additional surveys are required prior to resuming or starting work. A follow-up survey for California red-legged frog and foothill yellow-legged frog should be conducted no more than 24 hours prior to the start of ground disturbing activities or construction.

a. If California red-legged frog and/or foothill yellow-legged frog are observed within the Study Area, then agency consultation may be required to determine appropriate buffers and additional avoidance measures to reduce impacts to these species during construction;

b. A qualified biologist will establish a species-specific no disturbance buffer prior to the initiation of any ground disturbing activities if nesting birds, including white-tailed kite and purple martin, special-status roosting bats, or western bumblebee nests are found within the Study Area.

BIO-3. For work in regulated aquatic features or any impacts to wetlands or other waters subject to USACE jurisdiction, the following permits shall be obtained:

- a. Section 404 Permit from USACE
- b. 401 Water Quality Certification from RWQCB
- c. Section 1600 Streambed Alteration Notification submitted to CDFW.

GEO-1: The permit holder shall protect the local watershed with the implementation of Best Management Practices (BMPs) consistent with County and State storm water drainage regulations to the maximum extent practicable. Typical BMPs include scheduling of activities, erosion and sediment control (placement of straw, mulch, reseeding, straw wattles, silt fencing and planting of native vegetation), and operation and maintenance procedures. The site shall be monitored during the rainy season (October 15-April 15) and erosion controls maintained. The BMPs shall prevent or reduce discharge of all construction or post-construction pollutants and hazardous materials offsite.

HAZ-1: Any spills of oils, fluids, fuel, concrete, or other hazardous construction material shall be immediately cleaned up. All equipment and materials shall be stored in staging areas away from any creek; vehicles and equipment shall receive proper and timely maintenance.

HAZ-2: Brush shall remain cut and removed and grass shall be mowed in the staging areas during construction activities.

HAZ-3: Vehicles and equipment shall be maintained and operated in a manner to prevent hot surfaces, sparks or any other heat sources from igniting grasses, brush or other highly combustible material.

HAZ-4: Vehicles and equipment shall be maintained and operated in a manner to prevent hot surfaces, sparks or any other heat sources from igniting grasses, brush or other highly combustible material.

Please note that other Conditions of Approval will be required pursuant to County Code.

☒ I agree to the proposed Mitigation Measures

☐ I am opposed to one or more of the proposed Mitigation Measures and have proposed the attached alternative mitigation(s) to reduce the potential impact(s) to a less than significant level.

Owner/Applicant Signature: _____

Owner/Applicant Signature: _____

Date: 12/10/19

Please complete this form and return the original document to the Community Development Department. If you have any questions please contact me at (707) 263-2221 or peggy.barthel@lakecountycalifornia.gov.

Sincerely,

Peggy Barthel
Associate Resource Planner