

Proposed Instream Wood Restoration Project

Is Project Funded by DFG Fisheries Restoration Grant Program?

Yes

Is Project in the Coastal Development Zone

No

Yes

Likely only CA Department of Fish and Game Lake or Streambed Alteration Agreement needed

CA Department of Fish and Game Lake or Streambed Alteration Agreement and Coastal Development Permit needed

No

Is Project implemented within a Partners in Restoration Permit Coordination Program?

Yes

All permits likely addressed

No

Individual Permits Required

Federal

State of California

Local Permits

US Army Corps 404/Section 10 Authorization, if Project may affect listed species, or will generate fill

Yes

Will Project potentially affect listed species?

No

Only 404 permit needed

Interagency Endangered Species Act (ESA) Consultation

Does Project have potential to affect US Fish & Wildlife Service listed species? (e.g., Northern spotted owl, CA red-legged frog)

No

No further consultation needed

Yes

Can avoidance/protection measures be implemented?

Yes

Likely can do Informal Interagency ESA Consultation (30-60 days)

Formal Interagency ESA Consultation (Section 7 BO ~135 days)

Assume Project will have potential to affect National Marine Fisheries Service (NMFS) listed salmonids

Does Project comply with NMFS 2006 Programmatic Biological Opinion (BO)?

No

Interagency ESA Consultation (Section 7 BO ~135 Days)

Yes

Fill out Programmatic BO template and submit to NOAA Restoration Center and Army Corps with 404 application

Regional Water Quality Control Boards

If Project requires Army Corps 404 Nationwide Permit

Project requires 401 Certification

Is Project categorically exempt from CA Environ. Quality Act (CEQA) Section 15333 (Small Habitat Restoration Projects)?

No

401 Certification Application

Yes

File Notice of Intent under Sm. Hab. Rest. Projects Order (30 days)

California Department of Fish and Game

CEQA for Project funded, sponsored, or permitted by a State or Local Agency

Will project result in < 5 acres of disturbance, and meet other CEQA Categorical Exemption (Cat Ex) 15333 requirements?

Yes

Use CEQA CAT EX 15333

No

Prep Initial Study

Prepare Negative Declaration or Mitigated Negative Declaration

Env. Impact Report

CA Endangered Species Act – Does Project have potential for take of listed species?

Yes

CA Listed Salmonids?

Yes

Does Project comply with NMFS Programmatic BO for Sm. Hab. Rest. Projects?

Yes

DFG sends letter to Corps affirming Consistency under Consistency Determination 2080-2006-021-03

No

No Further Consultation Needed

Listed Non-salmonids?

Yes

Incidental Take Permit; or Consistency Determination if species is also Federally listed

Yes

CA Listed Non-salmonids?

No

No Further Consultation Needed

Section 1600 Streambed Alteration Agreement

Required for projects, diverting/obstructing flow, or changing/using stream, river, or lake, or depositing material in stream, lake or river

Coastal Commission, County or Municipal Planning Office

Is Project in the Coastal Development Zone?

Yes

Coastal Zone Development Permit or equivalent

No

Local permits may apply (e.g. grading, erosion control etc...)