



RESOLUTION No. 23-041

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION AUTHORIZING A BUDGET EXPENDITURE OF \$37,517.25 FOR AN INCIDENTAL TAKE PERMIT FEE FOR THE DOG BAR ROAD BRIDGE OVER THE BEAR RIVER PROJECT-DISTRICT II

WHEREAS, the Department of Public Works plans to replace the structurally deficient bridge on Dog Bar Road that crosses the Bear River as shown in the 2022 Capital Improvement Plan; and

WHEREAS, as part of the environmental requirements for the California Environmental Quality Act, an Initial Study with Mitigated Negative Declaration (IS/MND) was completed and adopted by the Board of Supervisors on June 22, 2021, by Res. 21-268; and

WHEREAS, the IS/MND determined that the project will have a less than significant impacts with mitigation for the northeast/northern Sierra clade of the foothill yellow-legged frog (FYLF) with is state listed as a threatened species; and

WHEREAS, through a consultation with the California Department of Fish and Wildlife (CDFW) about potential project related impacts to the FYLF it has been determined that an Incidental Take Permit-2081 for the FYLF will be required; and

WHEREAS, for the size of the project and permit type the current 2023 permit fee as published by CDFW is \$37,517.25 and is due upon application submittal, see Exhibit A for fee schedule; and

WHEREAS, sufficient budget is available to fund this expenditure in Road Capital Improvement.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Nevada County Board of Supervisors authorizes the budget expenditure in the amount of \$37,517.25 for an Incidental Take Permit fee for the Dog Bar Road Bridge over the Bear River and authorizes the Auditor Controller to encumber the funds to:

1114-30154-702-3000 / 540712 \$37,517

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 24th day of January, 2023, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward C. Scofield, Lisa Swarthout,
Susan Hoek and Hardy Bullock.
Noes: None.
Absent: None.
Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER
Clerk of the Board of Supervisors

By: 


Edward C. Scofield, Chair

1/24/2023 cc: DPW*
AC*

Exhibit A

California Department of Fish and Wildlife 2023 CESA Fees for ITPs and CDs

Permit Type	Project Cost	Mitigate at CDFW-Approved Bank?	2022 Fee	2023 Fee
Consistency Determination	N/A	Yes	\$6,917.25	\$7,503.75
Consistency Determination	N/A	No	\$8,646.50	\$9,379.50
Incidental Take Permit	≤\$100,000.00	Yes	\$6,917.25	\$7,503.75
Incidental Take Permit	≤\$100,000.00	No	\$8,646.50	\$9,379.50
Incidental Take Permit	\$100,000.00-\$500,000.00	Yes	\$13,834.00	\$15,006.75
Incidental Take Permit	\$100,000.00-\$500,000.00	No	\$17,292.50	\$18,758.50
Incidental Take Permit	≥\$500,000.00	Yes	\$27,668.50	\$30,014.25
Incidental Take Permit	≥\$500,000.00	No	\$34,585.25	\$37,517.25
Incidental Take Permit Minor Amendment	N/A	N/A	\$8,646.50	\$9,379.50
Incidental Take Permit Major Amendment	N/A	N/A	\$17,292.50	\$18,758.50
Maximum Complexity Fee	N/A	N/A	\$11,528.50	\$12,505.75
Maximum Total Fee	N/A	N/A	\$40,349.50	\$43,770.25

*Voluntary restoration projects are not subject to CESA application fees.