

OROVILLE VETERANS' MEMORIAL PARK

Supplemental Benefits Fund – 2015 NOFA

Grant Application



Grant Application Submitted by:

Stu Shaner, President

Oroville Veterans' Memorial Park Committee

OROVILLE VETERANS MEMORIAL PARK
Supplemental Benefits Fund – 2015 Grant Application
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**Supplemental Benefits Fund
Oroville, California**

**2015
Project Application Form**

**MAXIMUM REQUEST \$75,000
APPLICATIONS MUST BE RECEIVED NO LATER
THAN 4:00 P.M. THURSDAY, August 27, 2015**

Amount Requested: \$ _____

NOTE: (1) Please complete all requested information; (2) If the question is not applicable to your request enter N/A; (3) If additional space is required please attach additional pages with a reference to the section that you are continuing.

1. Name of Applicant and Associated Entity (if any)

2. Legal status: _____

3. Contact Information

a. Mailing address:

b. Telephone number

c. Email

1. PROJECT DESCRIPTION

(The Project Description may vary widely in length depending on the size and scope of the project that will be funded and the size of the grant being requested. A useful structure to assist the readers and decision makers is to break the project down into component goals, each with their own heading and complete description. If applicable, comments about staff experience and how the overall project will be measured and sustained)

1. PROJECT DESCRIPTION

(The Project Description may vary widely in length depending on the size and scope of the project that will be funded and the size of the grant being requested. A useful structure to assist the readers and decision makers is to break the project down into component goals, each with their own heading and complete description. If applicable, comments about staff experience and how the overall project will be measured and sustained)

The Oroville Veterans' Memorial Park, located at 2450 Montgomery Street, Oroville, CA, is a project created by veterans and non-veterans alike who joined together in 2001 to form a non-profit organization, the Oroville Veterans' Memorial Committee. The Committee is dedicated to building a memorial park in Oroville, California to properly honor our veterans of military service. The Committee is gathering names and historical information of those veterans who died serving their country. They will be honored, name by name, on special monuments in the park. This is the least we can do for those who gave the most and the most we can do for those about whom we know so little and who gave so much.

Project Construction: The project began site preparation in 2008. Groundbreaking began in the spring of 2010. To date the Park includes finished parking lots with 33 spaces, grassy areas with native landscaping, a retaining wall above the Feather River and a Park and Ride Facility. The official opening of the Park occurred on April 14, 2014. The components of the project yet to be constructed include paving final parking area, decorative fencing on the river overlook, a pavilion, honor lists, memorial tile walls and a restroom facility.

Accessibility: The Veterans' Memorial Park is accessible by vehicle, public transit, bicycle, on foot and other modes of transportation. It is connected to the riverfront promenade by an 8-foot wide concrete path. An vehicle entrance and drop-off area from Montgomery Street has been constructed. Parking for the facility has been completed along the levee and provides access from Montgomery Street and from the Feather River Trail. The Park property is a portion of a Class I Bike Path and Trail. The bike path is located on the south side of the Feather River and connects to multi-use recreational trails at its southwestern end near Oro Dam Boulevard/Highway 162 and its northeastern end along the northern project boundary. A turnaround loop, designed to comply with the Americans with Disabilities Act (ADA) is provided at the end of the paved portion of the path. A multi-use trail continues east, outside of the project boundaries and parallel to the Feather River. Previously unpaved, that trail has been improved. The Park project has ADA accessible parking and ADA compliant paths to public transit (there is currently a bus stop across the street from the site and a bus stop 100 yards west of the site).

Community Enhancement: The Veterans' Memorial Park project is part of a comprehensive, regional initiative to protect and enhance the State's natural heritage and State Park System. The Park project will provide an inviting stopping and parking point for visitors to the State's Lake Oroville Project area. It is estimated that there may be several thousand visitors attending events and local festivals such as the Salmon Festival, Feather Fiesta Days, Bounty of Butte County and Sierra Oro Farm Trail. In addition, the Park is close to nearby schools, thus increasing the opportunities for providing physical activity for local school children.

Continued on separate page 2a and 2b.

1. PROJECT DESCRIPTION CONT'D:

Park and Ride Facility: The Park and Ride facility is comprised of two parking lots that will provide a total of 33 parking spaces, four of which will be ADA accessible parking stalls. In addition to vehicular parking, bicycle lockers will be provided. A shelter or a transit stop has been constructed within 50 feet of the Park and Ride facility on Montgomery Street. The Park and Ride facility has paved drive isles and parking, concrete sidewalks, landscaping and parking lot safety lighting. The facility is compliant with the Americans with Disabilities Act (ADA), California Accessibility Guidelines and Federal Design Guidelines. The project provides needed ADA accessible parking facilities for the downtown Oroville area.

Environmental Enhancement and Mitigation: The Park project aids in improving air quality and will reduce water consumption by the addition of native landscaping to the public land, drought resistant plants and trees and subsurface irrigation and drip. The Park project has shade structures and transit shelters designed to keep the visitors out of the climate elements. The Park project will contribute to the reduction of greenhouse gas emissions, heat island mitigation and provide multiple benefits by enhancing the tree canopy and access to transit services and park trails. The Park project is located in the 500-year flood plain, but a levee protects the property. The one hundred degree summer weather was considered during the planning and design of the Park project by incorporating native, drought resistant plants and trees as noted above.

Management and Maintenance: The County has prior experience building and maintaining parks and Park and Ride facilities and will provide on-going operations and maintenance to the Veterans' Memorial Park. The County currently owns and operates community facilities, including five Veterans' Memorial Halls and the Southside Community Center. Management of the parking lot and trailhead facilities will be the responsibility of the County, including cleaning, repairs, facility maintenance and landscape maintenance. The County is well-versed in all aspects of maintaining and managing the trailhead, with the County General Services Department responsible for over 100 County-owned facilities and related infrastructure. On-going maintenance and repairs will be funded in the General Services Department's annual budget. The trails and bike path are managed and maintained by the Feather River Recreation and Park District, an agency that has been managing and maintaining parks and facilities since 1953.

The park requires minimal annual maintenance. Natural stone and concrete was used in place of wood to ensure structures would have long-lasting life and minimal maintenance cost. Drought-tolerant landscaping of native plants, shrubs and trees need less water than other types of landscaping. Cost estimates for annual maintenance are provided on Page 50.

Primary Goal: The primary goal of the Veterans' Memorial Park project is to give honor and praise to those veterans, both living and deceased, who gave so much to us and our country.

Oroville Veterans' Memorial Park
Supplemental Benefits Fund Project Application

1. PROJECT DESCRIPTION CONT'D:

Secondary Goals: a) Establish a vital public area that enhances Butte County, the City of Oroville and the neighborhood it which it is located, b) Serve the public by providing additional parking, tourism and park trail access along the Feather River and help re-establish downtown Oroville as a recreational, cultural and residential area for the region.

2. CONSISTENCY WITH SBF GOALS

Place a check-mark next to each of the SBF Goals that are consistent with your request

- Provide multiple recreational opportunities that utilize and enhance access to existing resources within the boundaries of the Feather River Plan. (SBF 2014)
- Encourage secure and managed access for all segments of the populations, with connections to the surrounding community and future development. (SBF 2014)
- Ensures the continued success of habitat restoration and improve the ecological health of the river and floodplain in concert with river restoration goals. (SBF 2014)
- Ensures proposed projects complement the Department of Water Resources (DWR) Recreation Management Plan (RMP). (RFSP/2010)
- Maximizes SBF funding capacity by demonstrating leverage – the project has multiple sources of funding, of which SBF funding is only a part. (RFSP/2010)
- Generates other benefits and revenue(s) to the local community. (RFSP/2010)

SBF 2014 = Refined goals approved October 1, 2014

RFSP = Regional Fund Strategic Plan approved April 27, 2010

3. PROJECT SELECTION CRITERIA

A. ABILITY TO ATTRACT MATCHING FUNDS

Please quantify the amount of matching funds, or value, of the non-SBF funding as compared to the total project cost. The matching funds amount should be expressed as a dollar and percentage value. Please note that the matching value may include donated time, materials, or other in-kind donations, that are used to complete the project. Documentation may be requested to support the matching estimates provided.

CONFIRMED FUNDS: \$ _____ % _____

ESTIMATED FUNDS: \$ _____ % _____

CONFIRMED IN-KIND VALUE: \$ _____ % _____

ESTIMATED IN-KIND VALUE: \$ _____ % _____

Comments (optional)

4. PROJECT SELECTION CRITERIA, CONTINUED

B. NEXUS TO THE FEATHER RIVER

A project's nexus to the Feather River will be evaluated using the following criteria.
(Nexus = connection, link; refer to the SBF Vision Statement for additional clarification)

1. Physical proximity to the river,
2. Link to river recreation, and
3. Other river nexus, such as riparian restoration.

Please explain how the proposed project has a nexus with the Feather River. You may include maps, other graphic detail, or additional information that demonstrates the project's nexus with the Feather River.

5. PROJECT SELECTION CRITERIA, CONTINUED
C. ENHANCE QUALITY OF LIFE FOR LOCAL RESIDENTS
& ATTRACT VISITORS

Please describe how the proposed project will enhance the quality of life for local residents and how the project will help to attract visitors to the region. SBF approved projects are intended to be recreational & related projects that help stimulate economic development in the Oroville region. Considerations might include:

1. Availability of the project to local residents.
2. Increase in levels of service to local residents.
3. Project uniqueness.
4. Appeal to visitors (local, regional, and others).

6. OPTIONAL ADDITIONAL INFORMATION

You may provide any pertinent studies, data, or other information that might help the SBF Steering Committee evaluate the value of the proposed project as identified by the evaluation criterion described above and in the SBF Regional Fund Strategic Plan. While additional supplemental information might help with the project evaluation, providing additional information does not guarantee that a proposed project would receive more favorable consideration than if the additional material were not provided.

**NOTE: COMPLETE ITEMS (6-8)
ONLY IF THEY ARE APPLICABLE TO YOUR REQUEST**

7. PROJECT READINESS:

Status of Project Planning:	Anticipated Date	Prepared by
Planning Studies	_____	_____
Preliminary Design	_____	_____
Cost Analysis	_____	_____
Final Design	_____	_____
Construction Bids Submitted	_____	_____
Construction Period	_____	_____
First year of Stabilized Operations	_____	_____

8. CEQA CLEARANCE

CEQA Clearance(s) Required & Date Obtained or Anticipated:
(CEQA = California Environmental Quality Act)

Notice of Exemption	_____
Negative Declaration	_____
EIR	_____
Unknown	_____

9. FUNDING FOR OPERATIONS AND MAINTENANCE

Identify the source(s) of funding for the operations and maintenance of the project and indicate whether or not the funding has been secured:

PRIMARY FUNDING SOURCE(S)	HAS FUNDING BEEN SECURED?
___ Public Agency: _____	___ Yes ___ No
___ Private Entity: _____	___ Yes ___ No
___ Other (Provide details)	

9. FUNDING FOR OPERATIONS AND MAINTENANCE CONT'D:

As noted in Section 4, sources for funding for the Park include the following:

Congestion Mitigation Air Quality (CMAQ) federal funds (Federal Project Number: CML-5912(098)) was approved for \$588,603 for construction of two parking areas, landscape, lighting and connection to the recreational trails. Construction of the parking lots began in early summer 2013.

Through the County of Butte, the Oroville Veterans' Memorial Park project was approved for Housing and Urban Development (HUD) grant funds for \$142,500 to design and construct the retaining wall that was completed in December of 2011.

The City of Oroville donated \$120,000 to match the HUD grant funds to help construct the retaining wall and invested another \$25,000 toward sidewalk improvements in and around the Veterans' Memorial Park Project.

The Oroville Veterans' Memorial Park Committee has volunteered labor and has donated \$25,000 toward the project. They continue to raise funds to support the completion of this project.

The County of Butte, directly and indirectly, has contributed over one million dollars in funds toward the Veterans' Memorial Park and continues to support the completion of this project. The Veterans' Memorial Park Committee and the Oroville Veterans' Memorial Hall Committee have both been active in the design, planning and fundraising for this project. The project has received and welcomes volunteer labor and donated materials.

Additional funding in the amount of \$1,507,872 is needed to complete the Park project.

The \$111,000 that the Veterans' Memorial Park Organization is requesting at this time would be used toward creating ADA access to the Memorial Park's Overlook area as follows: Railings - \$4,000, Concrete Seating Wall - \$39,000 and Concrete Walkway - \$120,000.

The Veterans' Memorial Park Committee will also request SBF funding to complete the entire project in the coming year as FERC licensing is signed by the National Oceanic and Atmospheric Administration signatory per the FERC and the SBF Agreement with the Dept. of Water Resources (DWR), State Water Contractors (SWC) and other stakeholder-signers of the license. The entire Veterans' Memorial Park Committee humbly requests the award of the \$111,000 in order to complete this phase of the Park project. The Committee, all veterans and patriotic Americans thank you. "All gave some; some gave all." They are always in our thoughts and prayers and in our hearts forever.



THE BEAUTIFUL FEATHER FIVER



APPLICANT ACKNOWLEDGEMENT AND SIGNATURE

Authorized Signature

Date

Name and Title (Please type or print)

**SEND COMPLETED APPLICATION PLUS ONE
PRINTED COPY AND ONE ELECTRONIC COPY
(DVD, CD, FLASHDRIVE) BY 4:00 P.M. (PST)
THURSDAY, AUGUST 27, 2015**

To:
City of Oroville
Supplemental Benefits Fund
Fund Administrator
1735 Montgomery Street
Oroville, Ca 95965

FAXED OR ELECTRONICALLY TRANSMITTED COPIES WILL NOT BE ACCEPTED



SBF USE ONLY

Date Received: _____

How Received: _____

Has the applicant provided all information requested in the Preliminary Application?

___ Yes ___ No

Notes:

Record of follow-up:

Date: _____

Issue: Discussed: _____

Date: _____

Issue: Discussed: _____

Supplemental Benefits Fund
Attn: Bob Marciniak
1735 Montgomery Street
Oroville, CA 95965

December 1, 2014

Dear SBF Committee

Subject: Oroville Veterans' Memorial Park Project
SBF Grant Application

Growing up in Oroville, I sometimes wondered why we didn't have in Oroville what I saw at age 5, 7½, 31, 38, 46 and the last trip in 2006, in New Brighton, Pennsylvania: a Veterans' Memorial Park that took up a whole city block. So I knew Oroville needed one. After talking to Ronnie Scharbor about it in 2000, I bumped into Peter Maki along the Feather River. I said, "Peter, let's build a Veterans' Memorial in Oroville. I need a Co-Chair, you. He immediately stuck out his hand and said, "Let's do it." We each talked to others; many WWII men, American Legion, Veterans of Foreign Wars and just civilians like me.

We had our first meeting June 17, 2001 at the Veterans' Hall on Montgomery Street. We soon got a 501c and all that it takes to be a legal non-profit club. We set up club guidelines. To be a member anyone who came to two meetings was a member. No dues, no riding a goat, etc. I was elected President, Co-Chair, Peter Maki, Ronnie Scharbor, Treasurer and Ted Grainger, Chaplin and soon we elected Stan Rhinehart as Secretary. Every meeting would start with a prayer and flag salute and close with a prayer. With a \$500 donation, we soon opened a bank account. At first the City of Oroville was our lead agency and the names to be honored would be those that died in the service of our country from the Oroville High School District from WWI to the present. I made sure we would honor those that died while training in Butte County. There's more than you would think. We acquired a \$557,000 Parks Grant through Proposition 12, thanks to committee members Bob Sharkey and Peter Maki and others. We voted to build a separate wall and we would sell 6"x12" granite tiles. The tiles would have 4 lines of print for \$60 to honor any American that served in the United States Armed Forces, going back to the Revolutionary War.

Over the years, we had many ups and downs. Just to get all the property seemed impossible at times. But we persevered and got the City of Oroville to help. But soon I saw the need to go County-wide. It was the only way to go. The committee voted yes. We voted to name our memorial the Oroville Veterans' Memorial Park for All of Butte County. We have raised money, but the majority of the \$2 million we have spent already came from the taxpayers of America through grants from the State and Federal Government. Peter left to wander the land and another founding member, Bill Connelly, who I asked, said he would be glad to be my Co-Chairman, it was a good day for me and the Committee. We have never missed a monthly meeting, going on 14 years.

To date we have finished the block wall over-looking the river, two parking lots, sidewalks are finished, the grass is laid and we have made a good start on Arlin Rhine Memorial Drive that's paved.

I spoke above of the many obstacles in our way in building a lasting memorial that would truly reflect on what I call the Heroes of America. The ones who, through their blood and hardships, brought America the freedoms we now take for granted. No one gave these to us but our men and women who served our great country in war and peace. Can we, who never served,

imagine giving up our lives, our freedoms to come and go as told for 3 to 4 to 20 years or more. Sure I had bosses to tell me what to do, but I could, and have, told them, "I'm out of here." Not our service men and women. My thoughts go to our paratroopers; when you are told to jump, you better jump. We have no draft now but still young American's have stepped across that line so to speak, to serve their country all over the world, heroes all.

The Medal of Honor, given for action above and beyond the call of duty, so rare, so deserving; 480 or so in WWII, 106 in Korea, two Oroville men were awarded this honor posthumously. Many Butte County men fit the criteria, but the documentation to get this medal is overwhelming. The two from Butte County are First Lt. Thomas Wigle and Private First Class Robert Harley Young.

You can read their stories and all 500 plus pages I've written and much more on our web site, www.OrovilleVeteransMemorialPark.org, created by my friend and Oroville Veterans' Memorial Park for All of Butte County, Committee member, Daryl Autrey. It is unbelievable. It is very important to get this memorial finished. All the men of WWI back to the Revolutionary War have passed on. The WWII men and women are now over 85 years old. Those who served in Korea are close to 80 or older. Most that served in Vietnam are over 60 years old. We must get it done. Twelve of our Oroville Veterans' Memorial Park Committee for All of Butte County have passed on, eight of them WWII Men. People who bought tiles in our Memorial Wall have passed on. One lady in her 90's called me and said, "Stu when can I see my tile that I bought years ago for my husband, now he is gone and I'm going blind?" We need help.

Thanks,

A handwritten signature in black ink that reads "Stu Shaner". The signature is written in a cursive, slightly slanted style.

Stu Shaner, President
Oroville Veterans' Memorial Park Committee

Supplemental Benefits Fund
Attn: Bob Marciniak
1735 Montgomery Street
Oroville, CA 95965

December 1, 2014

Dear SBF Committee:

Subject: Oroville Veterans' Memorial Park Project
SBF Grant Application

The Veterans' Park project concept began as "just a park" with a short list of less than 30 names of Oroville's military men and women, who never returned home, with the intention of highlighting these names on a memorial plaque or monument.

A website was established to display the few known names of mostly forgotten veterans. The list began growing as information was contributed by committee research and by family members and friends who visited the website. The scope of the project grew further when Butte County's veterans were included in the list of names. We now have over 500 individuals on record. Website visitors from all over the world have contacted us to exchange information on Butte County's veterans (<http://www.oroilleveteransmemorialpark.org/>).

In addition to information on our county's veterans, items of related historical interest are posted on the Park website. Included is Stu Shaner's weekly news byline featuring old news items about Butte County's veterans. There are narratives, photos and documents donated by veteran's families and friends.

Memorial Tiles donated by friends and relatives of service men and women and engraved with names of veterans are held in storage, waiting to be mounted on a wall that will be erected when the park is completed. Until the tile wall is built, a representation of all the tiles can be viewed on the committee's website.

http://www.oroilleveteransmemorialpark.org/tiles/tiles_all.htm

The Park website receives inquiries from potential visitors from outside Butte County, wanting to know when the park will be finished. We are nearly there.

Sincerely,



Daryl Autrey

**AGREEMENT BETWEEN
CITY OF OROVILLE AND
OROVILLE VETERANS' MEMORIAL PARK COMMITTEE**

(Supplemental Benefits Fund Agreement No. XXXX)

THIS AGREEMENT is entered into as of the 3rd day of March 2015, between the City of Oroville (City) and the Oroville Veteran's Memorial Park Committee (Grantee). City and Grantee hereby agree as follows:

RECITALS

- A. Pursuant to the provisions of Standard Agreement No. 4600007302 between the California Department of Water Resources (DWR) and City, the Supplemental Benefits Fund Steering Committee has awarded the Grantee with a grant of \$37,000.00 towards the construction of the flag pole monument (Project) as described in Exhibit A (page 47 and Page 50) attached to this Agreement; and
 - B. In order to implement the grant award, City, as the Supplemental Benefits Fund Administrator, and Grantee are entering into this Agreement.
1. **Purpose.** The purpose of this Agreement is to provide a Supplemental Benefits Fund (SBF) grant to Grantee towards the construction of the flag pole monument at the Oroville Veterans' Memorial Park in Oroville, California. Grantee agrees to use the grant funds received from City in accordance with the terms of this Agreement. Except as expressly provided in this Agreement, City shall have no obligation to reimburse or otherwise pay for any assistance or cooperation relating to the implementation of the Project.
 2. **Grant Amount.** City, as the administrator of the Supplemental Benefits Fund, shall provide a grant in the amount of \$37,000.00 to Grantee towards the construction of the flag pole monument at the Oroville Veterans' Memorial Park in Oroville, California

3. **Term of Agreement.** The term of this Agreement will begin on March 3, 2015 and terminate on March 3, 2016, or upon completion of the Project, whichever occurs first. The term may be amended only in writing by City and Grantee with the approval of the Supplemental Benefits Fund Steering Committee.

4. **Incorporation of Provisions.** This Agreement incorporates:
 - Exhibit A. Project
 - Exhibit B. Standard Provisions
 - Exhibit C. Work Plan and Budget
 - Exhibit D. Payment Request Transmittal

5. **Grantees Responsibilities:** Grantee shall implement work on the Project as specified in a Work Plan and Budget set forth in Exhibit C.

6. **Project Manager:**
The Project Manager for Grantee is:
Stu Shaner, President Oroville Veterans' Memorial Park

Grantee hereby delegates authority to the Project Manager to manage performance under the Agreement and to delegate authority to others to provide management and support services required for performance of the work and administration of the Agreement. The delegation of authority to submit invoices requires written consent by Grantee which will be provided to the City.

Grantee may change the foregoing delegation by a thirty (30) day prior written notice to City.

City of Oroville
SBF Fund Administrator
1735 Montgomery Street
Oroville, California 95965

Notices by Grantee's Project Manager shall be sent to:

City of Oroville
SBF Fund Administrator
1735 Montgomery Street
Oroville, California 95965

Notices by City shall be sent to:

Stu Shaner, President
Oroville Veterans' Memorial Committee
P.O. Box 2586
Oroville, CA 95965

7. **CEQA Compliance.** Prior to implementation of the Project, *if appropriate*, Grantee shall comply with all applicable requirements of the California Environmental Quality Act (CEQA) (California Public Resources Code Sections 21000-21177) and other applicable federal, State and local laws, rules and regulations. **Note:** *CEQA Compliance was provided in the grant application.*

8. **Quarterly Reports.** Grantee shall submit detailed quarterly progress reports relating to the Project for review and approval by City. The quarterly reports shall be provided to the Supplemental Benefits Fund Steering Committee for information purposes and comments, as appropriate. The quarterly progress reports shall summarize expenditures; itemize completed activities, on-going activities, and problems to be resolved. Expense reports shall include a detailed description of work performed on the Project and an accounting of expenses incurred for each activity. The Project expense reports shall also include, but not be limited to, contractors and vendor invoices, employee time sheets, receipts for equipment and supplies, and true-up of actual expenses versus projected expenses.

9. **Matching Funds Requirement.** This SBF Grant has a 25% matching funds requirement (\$9,250.00 cash or in-kind). If a payment request is presented without substantiation of the 25% matching funds requirement the payment request will be reduced by 25%.
10. **Method of Payment.** All payments from City to Grantee shall be as reimbursement for actual expenditures by Grantee relating to carrying out the Project in accordance with this Agreement. City shall make payments to Grantee with funds on deposit with the City from DWR in accordance with Standard Agreement No. 4600007302. In order to process Grantee's request for reimbursement, Grantee shall deliver proof of completion, or progress of the work, proof of payment and an original invoice for the work. Within ten (10) days after receipt of a reimbursement request from Grantee, City shall determine whether the request satisfies all the requirements for reimbursement under the Agreement. If City determines that the request meets all such requirements, City shall provide the amount requested by Grantee at the next available bi-weekly check cycle. In no event shall City be obligated to make reimbursement payments to Grantee from any City funds as a result of this Agreement.

Grantee may submit invoices to City no more than once every thirty (30) days.

11. **Final Written Report.** Upon completion of the Project, Grantee shall provide a final written report in a format as directed by City that includes (but is not limited to) the following: (1) a description of conditions before the Project was executed, (2) a summary of the planning work and techniques used, (3) a description of the completed Project, (4) an analysis of the techniques used, and (5) a description of planned long-term monitoring and maintenance of the Project.

The report shall include a complete list of all the costs of the Project and proof of payment of such costs, photographs of restoration activities and techniques and shall include photographs of community participation in planning activities of the

Project. Grantee shall provide Project photos showing the monthly progress of the Project.

12. **Work Plan and Budget.** Items included in the attached Work Plan and Budget, Exhibit C, and designated for funding by City may be undertaken by Grantee only after City's written approval.
13. **Maintenance.** Grantee agrees to maintain the Project in good condition.
14. **Insurance.** Before and during construction of the Project, Grantee or Grantee's contractor shall obtain and maintain. If appropriate, insurance coverage.
15. **Funding Acknowledgement.** The Grantee agrees to post in a prominent place the SBF plaque containing the SBF logo and acknowledging that funding for the project, in part, was provided by the State Water Contractors (SWC) and the Department of Water Resources (DWR).
16. **Public Accessibility.** Grantee, its successors and/or assigns, shall make the Project available to the public in perpetuity. This section shall survive termination of this Agreement.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed on the date first written above.

CITY OF OROVILLE

**OROVILLE VETERAN'S
MEMORIAL COMMITTEE**

By: _____
Linda L. Dahlmeier, Mayor

By: _____
Stu Shaner, President

SUPPLEMENTAL BENEFITS FUND

By: _____
David Pittman, SBF Chairperson

By: _____

By: _____

APPROVED AS TO FORM:

By: _____
Scott Huber

ATTEST:

By: _____
Randy Murphy, City Clerk

- Attachments: Exhibit A – Project
 Exhibit B – Standard Provisions
 Exhibit C – Work Plan and Budget
 Exhibit D – Payment Request Transmittal

EXHIBIT A
PROJECT DESCRIPTION
(The following excerpts are from the grant application)

1. PROJECT DESCRIPTION

(The Project Description may vary widely in length depending on the size and scope of the project that will be funded and the size of the grant being requested. A useful structure to assist the readers and decision makers is to break the project down into component goals, each with their own heading and complete description. If applicable, comments about staff experience and how the overall project will be measured and sustained)

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Community Enhancement: The Veterans' Memorial Park project is part of a comprehensive, regional initiative to protect and enhance the State's natural heritage and State Park System. The Park project will provide an inviting stopping and parking point for visitors to the State's Lake Oroville Project area. It is estimated that there may be several thousand visitors attending events and local festivals such as the Salmon Festival, Feather Fiesta Days, Bounty of Butte County and Sierra Oro Farm Trail. In addition, the Park is close to nearby schools, thus increasing the opportunities for providing physical activity for local school children.

Continued on separate page 2a and 2b.

1. PROJECT DESCRIPTION CONT'D:

Park and Ride Facility: The Park and Ride facility is comprised of two parking lots that will provide a total of 33 parking spaces, four of which will be ADA accessible parking stalls. In addition to vehicular parking, bicycle lockers will be provided. A shelter or a transit stop has been constructed within 50 feet of the Park and Ride facility on Montgomery Street. The Park and Ride facility has paved drive isles and parking, concrete sidewalks, landscaping and parking lot safety lighting. The facility is compliant with the Americans with Disabilities Act (ADA), California Accessibility Guidelines and Federal Design Guidelines. The project provides needed ADA accessible parking facilities for the downtown Oroville area.

Environmental Enhancement and Mitigation: The Park project aids in improving air quality and will reduce water consumption by the addition of native landscaping to the public land, drought resistant plants and trees and subsurface irrigation and drip. The Park project has shade structures and transit shelters designed to keep the visitors out of the climate elements. The Park project will contribute to the reduction of greenhouse gas emissions, heat island mitigation and provide multiple benefits by enhancing the tree canopy and access to transit services and park trails. The Park project is located in the 500-year flood plain, but a levee protects the property. The one hundred degree summer weather was considered during the planning and design of the Park project by incorporating native, drought resistant plants and trees as noted above.

Management and Maintenance: The County has prior experience building and maintaining parks and Park and Ride facilities and will provide on-going operations and maintenance to the Veterans' Memorial Park. The County currently owns and operates community facilities, including five Veterans' Memorial Halls and the Southside Community Center. Management of the parking lot and trailhead facilities will be the responsibility of the County, including cleaning, repairs, facility maintenance and landscape maintenance. The County is well-versed in all aspects of maintaining and managing the trailhead, with the County General Services Department responsible for over 100 County-owned facilities and related infrastructure. On-going maintenance and repairs will be funded in the General Services Department's annual budget. The trails and bike path are managed and maintained by the Feather River Recreation and Park District, an agency that has been managing and maintaining parks and facilities since 1953.

The park requires minimal annual maintenance. Natural stone and concrete was used in place of wood to ensure structures would have long-lasting life and minimal maintenance cost. Drought-tolerant landscaping of native plants, shrubs and trees need less water than other types of landscaping. Cost estimates for annual maintenance are provided on Page 50.

Primary Goal: The primary goal of the Veterans' Memorial Park project is to give honor and praise to those veterans, both living and deceased, who gave so much to us and our country.

Continuation of Section 1, page 2a

Oroville Veterans' Memorial Park
Supplemental Benefits Fund Project Application

1. PROJECT DESCRIPTION CONT'D:

Secondary Goals: a) Establish a vital public area that enhances Butte County, the City of Oroville and the neighborhood it which it is located, b) Serve the public by providing additional parking, tourism and park trail access along the Feather River and help re-establish downtown Oroville as a recreational, cultural and residential area for the region.

Continuation of Section 1, page 2b

Oroville Veterans' Memorial Park
PROJECT COST ESTIMATE (Itemized)

Project Elements	Unit Price	Units*	Quant.	Total Project Costs	EEMP Grant	Applicant Match	Funding Source Housing and Urban Development (HUD) Grant	Funding Source Congestion Mitigation Air Quality (CMAQ)	City of Oroville Donation	Oroville Veterans Memorial Park Committee Donation	Other Funds	In Kind Donations
PRE-CONSTRUCTION (not to exceed 25% of grant)												
Direct Project Management & Administration												
Staff Time	\$ 72.00		450	\$ 32,400								
Incidental Charges	\$ 3,000.00		1	\$ 3,000								
Consultants	\$ 150.00		150	\$ 22,500								
Subtotal				\$ 57,900								
Planning, Design & Permitting												
Staff Time	\$ 72.00		450	\$ 32,400								
Consultants	\$ 150.00		1000	\$ 150,000								
Permit Costs	\$ 52,497.00		1	\$ 52,497								
Subtotal				\$ 234,897								
CEQA Compliance												
Staff Time	\$ 72.00		40	\$ 2,880								
Consultants				\$ -								
Subtotal				\$ 2,880								
Subtotal Pre-construction Costs (25% of grant)				\$ 295,677	\$ 72,470		\$ 14,784	\$ 93,569			\$ 114,854	
CONSTRUCTION												
Implementation - Contracted (Refer to Estimate Phase Drawing)												
Site Work	\$ 526,900.00		1	\$ 526,900		\$ 46,775		\$ 369,033			\$ 111,092	
Montgomery Street sidewalk improvements and entrance into park	\$ 25,000.00		1	\$ 25,000					\$ 25,000			
VMP Montgomery Street Park Area												
Landscape	\$ 11,555.00	LS	1	\$ 11,555	\$ 11,555							
Concrete Seat wall	\$ 72.00	LF	794.44444	\$ 57,200	\$ 57,200							
Concrete walkway	\$ 17.37	SF	2360	\$ 41,000	\$ 41,000							
Concrete Curt	\$ 25.00	LF	200	\$ 5,000	\$ 5,000							
Signage, Statues, Flag poles, Misc	\$ 79,000.00		1	\$ 79,000							\$ 79,000	
VMP Center Park Area												
Landscape	\$ 6,000.00	LS	1	\$ 6,000	\$ 6,000							
Concrete walkway	\$ 18.85	SF	2000	\$ 37,692	\$ 37,692							
Concrete Stairs & Railings	\$ 20,000.00	LS	1	\$ 20,000	\$ 20,000							
Signage, Statues, Misc	\$ 60,000.00		1	\$ 60,000							\$ 60,000	
VMP Trail/River Overlook Park Area												
Retaining Wall	\$ 272,716.00		1	\$ 272,716		\$ 127,716			\$ 120,000	\$ 25,000		
Landscape	\$ 15,320.00	LS	1	\$ 15,320							\$ 15,320	
Concrete Seat wall	\$ 100.00	LF	395	\$ 39,500							\$ 39,500	
Concrete walkway	\$ 30.00	SF	4000	\$ 120,000							\$ 120,000	
Concrete Column	\$ 5,000.00	EA	7	\$ 35,000							\$ 35,000	
Railing	\$ 40.00	LF	120	\$ 4,800							\$ 4,800	
Concrete Stairs & flatwork	\$ 19,423.00	LS	1	\$ 19,423							\$ 19,423	
Signage, Statues, Flag poles, Wall of Honor, Misc	\$ 245,000.00		1	\$ 245,000							\$ 245,000	
Parking Lot #1 (East lot)	\$ 63,555.00		1	\$ 63,555				\$ 63,555				
Parking Lot #2 (Center lot)	\$ 62,445.00		1	\$ 62,445				\$ 62,445				
Parking Lot #3 (North lot)	\$ 546,090.00		1	\$ 546,090							\$ 546,090	



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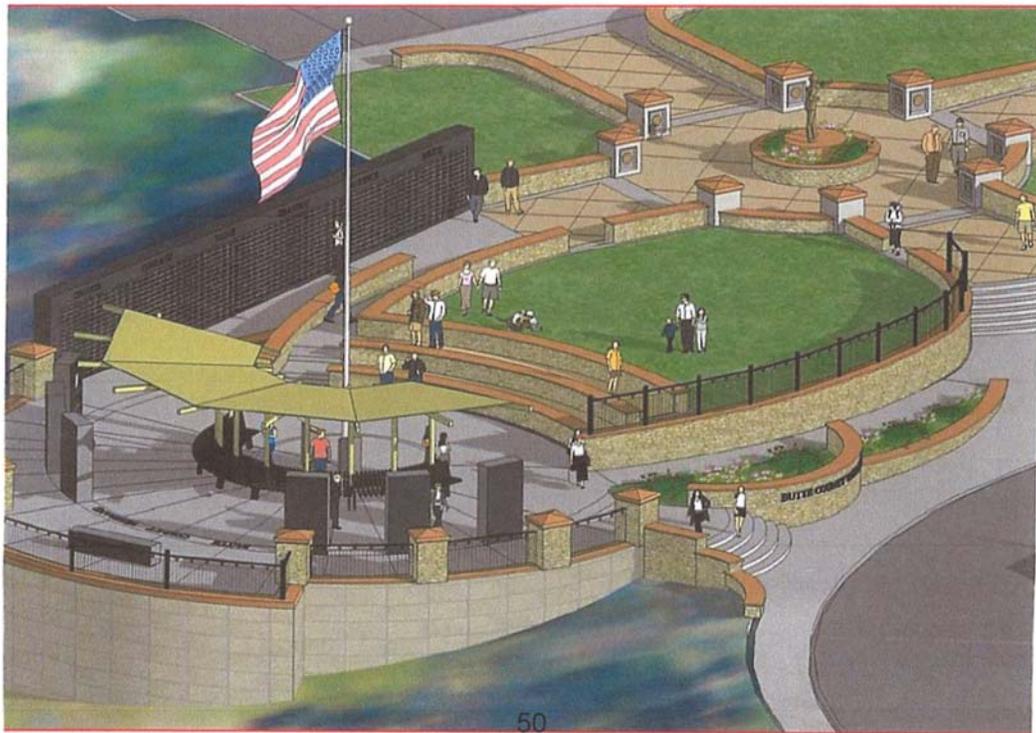
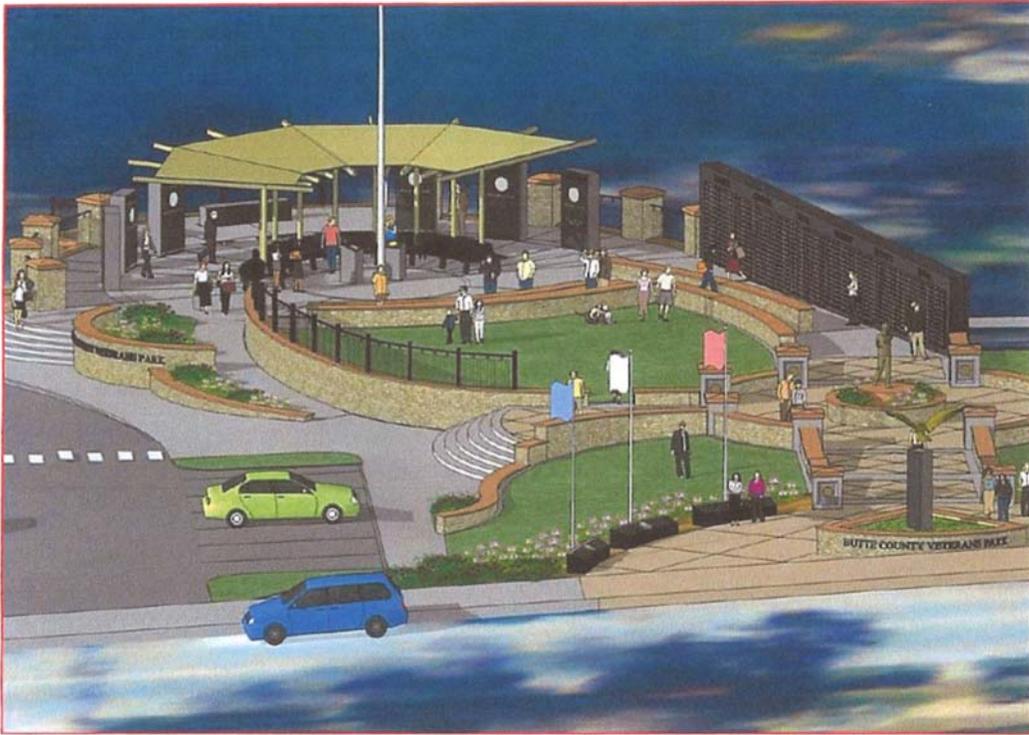


EXHIBIT B STANDARD PROVISIONS

AMENDMENT: No amendment or variation of the terms of this Agreement shall be valid unless made in writing, signed by the parties. No oral understanding or agreement not incorporated in the agreement is binding on either party.

ASSIGNMENT: This Agreement is not assignable by Grantee either in whole or in part. Any attempted assignment shall be void.

AUDIT: City shall have the right to review and to copy any records and supporting documentation pertaining to the performance of this Agreement. Grantee agrees to maintain such records for possible audit for a minimum of three (3) years after final payment, unless a longer period of records retention is stipulated. Grantee agrees to allow City's auditor(s) access to such records during normal business hours and to allow interviews of any employees who might reasonably have information related to such records. Further, Grantee agrees to include a similar right of City to audit records and interview staff in any subcontract related to performance of this Agreement.

INDEMNIFICATION: Grantee agrees to indemnify, defend and save harmless City, its officers, agents and employees from any and all liability, lawsuits, claims and losses or costs, including attorney's fees, resulting from the actions, negligence or omissions of Grantee, its officers, employees, agents, contractors, subcontractors, suppliers, laborers, and any other person, firm or corporation furnishing or supplying work services, materials, or supplies in connection with this Agreement.

DISPUTES: Grantee shall continue with the responsibilities under this Agreement during any dispute with the City.

TERMINATION FOR CAUSE: The City may terminate this Agreement and be relieved of any payments to Grantee if the Grantee fails to perform the requirements of this Agreement at the time and in the manner herein provided.

INDEPENDENT CONTRACTOR: In carrying out this Agreement, Grantee and its agents, employees, and contractors shall act as independent contractors and not as officers, employees or agents of the City.

TIMELINESS: Time is of the essence in this Agreement.

GOVERNING LAW: This Agreement is governed by and shall be interpreted in accordance with the laws of the State of California.

UNENFORCEABLE PROVISION: In the event that any provision of this Agreement is unenforceable or held to be unenforceable, the parties agree that all other provisions of this Agreement shall continue in full force and effect.

COMPLIANCE WITH LAWS: Grantee shall be responsible for all environmental compliance for the Project.

Grantee shall observe and comply with all federal, state, city, and county laws, rules or regulations applicable to the Project, including, without limitation, storm water pollution prevention plan laws, public bidding laws, California Government Code Section 4450 et seq. relating to disability access laws, Americans with Disabilities Act (ADA), and California Labor Code sections 1720 et seq. requiring the payment of prevailing wage rates. Any work done that does not comply with any laws, rules or regulations shall be remedied solely at the Grantee's expense.

NOTICE OF DEFAULT: Subject to any extension of time permitted by this Agreement, a failure or delay by Grantee or City to perform any material term or provision of this Agreement constitutes a material default of this Agreement. In the event of a material default of this Agreement by Grantee or City, either party shall give written notice to the other party of such default specifying the details of the default.

CURE AND REMEDIES: In the event Grantee or City fails to perform any material obligation as set forth in this Agreement, that party shall be in default of this Agreement. In the event that Grantee or City receives written notice of default from the other party, thereafter, that party shall have thirty (30) days within which to cure such default to the reasonable satisfaction of the other party. If the default is not cured within thirty (30) days, Grantee and City shall submit the default to nonbinding mediation. Within thirty (30) days, Grantee and City shall mutually select a disinterested third person with some professional experience related to the subject matter of the default as mediator, and commence mediation. If mediation fails to resolve the default within fifteen (15) days, the non-defaulting party may elect to terminate this Agreement.

UNAVOIDABLE DELAYS: Neither Grantee nor City shall be considered in breach or default in its obligations, nor shall there be deemed a failure to satisfy conditions, with respect to the beginning or completion of obligations under this Agreement, or progress with respect thereto, in the event of “unavoidable delay” in the performance of such obligations, or satisfaction of such conditions, due to unforeseeable causes beyond its control and without its fault or negligence, including, but not limited to, acts of God or of the public enemy, acts of government agencies, acts of other parties, fires, floods, drought, epidemics, quarantine restrictions, strikes, freight embargoes and unusually severe weather or delays of subcontractors due to such causes; it being the purpose and intent of this provision that in the event of the occurrence of any such unavoidable delay, the time or times for the satisfaction of conditions to this Agreement shall be extended for the period of the unavoidable delay.

**EXHIBIT C
WORKPLAN & BUDGET**

(To be provided)

**EXHIBIT D
PAYMENT REQUEST TRANSMITTAL
SBF GRANT APPROVED 02/04/2015
NOT TO EXCEED \$37,000.00**

Submit at: Completion or as a progress payment request

Date:

To: City of Oroville
SBF Fund Administrator
1735 Montgomery Street
Oroville, CA 95965

From: Oroville Veterans' Memorial Committee
PO Box 2586
Oroville, CA 95965

Subject: Request for Reimbursement

Project: **SBF G**rant of \$37,000 to be used towards construction of a flagpole monument at the Oroville Veterans' Memorial Park Oroville, CA

Amount Requested: \$

Summary of Reimbursement Request:

(The summary should include progress, to date and any or all applicable invoices, canceled checks to substantiate the reimbursement request)



CEQA Compliance Certification Form

Applicant/Grantee: Butte County

Project Name: Oroville Veterans Memorial Park

Project Address: 2450 Montgomery Street, Oroville, CA

When was CEQA analysis completed for this project? Date: 01/03/2007

What documents were filed for this project's CEQA analysis: (check all that apply)

- Initial Study Notice of Exemption Negative Declaration
- Mitigated Negative Declaration Environmental Impact Report
- Other _____

Please attach the Notice of Exemption or the Notice of Determination as appropriate.

If these forms were not completed please attach a letter from the Lead Agency explaining why, certifying the project has complied with CEQA and noting the date that the project was approved by the Lead Agency.

Lead Agency Contact Information:

Agency Name: City of Oroville

Contact Person: Don Rust

Mailing Address: 1735 Montgomery Street, Oroville, CA 95965

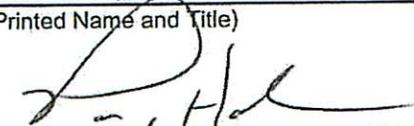
Phone: 530 -538 -2,433 Email: rustdl@cityoforoville.org

Certification:

I hereby certify that the Lead Agency listed above has determined that it has complied with the California Environmental Quality Act (CEQA) for the project identified above and that the project is described in adequate and sufficient detail to allow the project's construction or acquisition.

I certify that the CEQA analysis for this project encompasses all aspects of the work to be completed with grant funds.

Paul Hahn, Chief Administrative Officer
(Printed Name and Title)



AUTHORIZED REPRESENTATIVE (Signature)

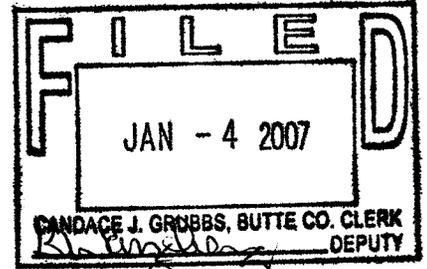
06/27/2011
DATE

DECLARATION OF FEES DUE
(California Fish and Game Code Section 711.4)

FOR CLERK USE ONLY

NAME AND ADDRESS OF LEAD AGENCY/APPLICANT

City of Oroville
1735 Montgomery Street
Oroville, CA 95965
(530)538-2430



Project: Oroville Riverfront Park Project – Final Improvement Plans

City of Oroville
1735 Montgomery Street
Oroville, CA 95965
(530)538-2430

POSTED 1/4/07 THROUGH 3/1/07

FILING NO.

CLASSIFICATION OF ENVIRONMENTAL DOCUMENT:

1. NOTICE OF EXEMPTION / STATEMENT OF EXEMPTION
 - A. Statutorily or Categorically Exempt
\$36.00 (Thirty-Six Dollars) Butte County Clerk's Filing Fee

2. NOTICE OF DETERMINATION - FEE REQUIRED
 - A. Negative Declaration
\$1,800.00 (Eighteen Hundred Dollars) State Filing Fee
\$36.00 (Thirty-Six Dollars) Butte County Clerk's Filing Fee
 - B. Environmental Impact Report
\$2,500.00 (Twenty-Five Hundred Fifty Dollars) State Filing Fee
\$36.00 (Thirty-Six Dollars) Butte County Clerk's Filing Fee

3. OTHER (Specify) General Rule Exemption
\$36.00 (Thirty-Six Dollars) Butte County Clerk's Filing Fee

TWO COPIES OF THIS FORM MUST BE COMPLETED AND SUBMITTED WITH ALL ENVIRONMENTAL DOCUMENTS FILED WITH THE BUTTE COUNTY CLERK'S OFFICE.

ALL APPLICABLE FEES MUST BE PAID AT THE TIME OF FILING ANY ENVIRONMENTAL DOCUMENTS WITH THE BUTTE COUNTY CLERK'S OFFICE.

THREE COPIES OF ALL NECESSARY DOCUMENTS ARE REQUIRED FOR FILING PURPOSES.

THE \$36.00 HANDLING FEE IS REQUIRED PER FILING IN ADDITION TO THE FILING FEE SPECIFIED IN FISH AND GAME CODE SECTION 711.4(d)

MAKE CHECKS PAYABLE TO COUNTY OF BUTTE.
(1/15/91)

NOTICE OF DETERMINATION

TO: Office of Planning and Research
P.O. Box 3044
Sacramento, CA 95812-3044

From: City of Oroville, Planning Division
1735 Montgomery Street
Oroville, CA 95965
(530) 538-2430

County Clerk
County of Butte
25 County Center Drive
Oroville, CA 95965

DATE RECEIVED FOR FILING

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

Project Title: **Oroville Riverfront Park Project – Final Improvement Plan**

State Clearinghouse Number (If submitted to State Clearinghouse): 200611240

Contact Person: Craig Sanders, Planning Consultant, City of Oroville (530) 538-2430

Project Location: The proposed Oroville Riverfront Park – Final Improvement Plan (referred to as “the Project”) is located in the City of Oroville in Butte County. The proposed project area is located in downtown Oroville, north of Montgomery Street and south of the Feather River. Specifically, the project boundaries are west of the intersection of Feather River Boulevard and Stafford Street, then easterly approximately 5,500 feet along the top of the levee of the Feather River to just past the Veteran’s Memorial Building, located just west of the intersection of Montgomery and Table Mountain Boulevard. On USGS topographical mapping, the location in Township and Range System is the south half of sections 7 & 8 of T. 19 N. R. 4 E.

Project Description: The Oroville Riverfront Park calls for a number of improvements on top of the Feather River adjunct to Oroville’s downtown area. The elements included in the Oroville Riverfront Park provide for improved circulation and riverfront access, as well as a public plaza area atop the levee. These elements include:

- 1) Improvements to and re-construction of portions of Arlin Rhine Drive and other connector streets downtown,
- 2) A continuous waterfront promenade with overlooks at the northern ends of key streets intersecting the levee,
- 3) Access stairways at the end of those streets to the top of the levee
- 4) Centennial Plaza in the center of the project,
- 5) Parking and landscape improvements along the top of the levee, and
- 6) Construction of Veteran’s Memorial Park surrounding the Veterans Building at the eastern end of the project area.

The first construction phase will be Centennial Plaza which is approximately one and a half acres in size, with Arlin Rhine Drive forming the south boundary of the plaza and the north edge of the levee forming the north boundary. The alignment of Arlin Rhine Drive will be shifted south of its present location to create space for the plaza on top of the levee which is approximately 120 feet wide at this location. Also at the point where Arlin Rhine Drive passes by Centennial Plaza, there would be 20 foot- wide of paving to allow two-way auto access around the plaza.

This expansion of the inland edge of the levee would be required to accommodate the road alignment and

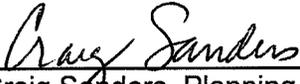
approximately 15,000 cubic yards of fill material will be needed to accommodate the proposed improvements. The fill would allow for a gradual gradient from the levee toward Safford Street. The realignment of Arlin Rhine Drive would also necessitate the removal of six cedar trees along the southern flank of the levee, as well as a radio tower that is no longer in operation, located east of the corner of Lincoln Street and the levee.

An overlook gazebo will be perched on the north edge of the levee, supported by pylons that will not encroach below the ordinary high-water flood mark (OHWM) of 160' elevation. The overlook structure within the plaza would be identical to the other overlook structures along the riverfront promenade. Additionally, there will be construction of a stairway to connect the top of the levee and Broderick Street and the end of 1st Avenue. Two handicapped parking spaces will be located on the landward side of the Arlin Rhine Drive alignment.

This is to advise that on December 28, 2006, the City Council of the City of Oroville made the following determinations regarding the project:

1. The project will not have a significant effect on the environment.
2. A Negative Declaration was prepared for this project and adopted pursuant to the provisions of CEQA.
3. Mitigation measures were, were not, made a condition of approval of the project.
4. A statement of Overriding Considerations was, was not, adopted for this project.

This is to certify that the Negative Declaration, Final EIR with comments and responses, and record of project approval is available to the General Public at the Planning Department, 1735 Montgomery Street, Oroville, California.



Craig Sanders, Planning Consultant

01/03/07

Date

DEPARTMENT OF TRANSPORTATION

DISTRICT 3
703 B STREET
MARYSVILLE, CA 95901-0911
PHONE (530) 741-7113
FAX (530) 741-4457
TTY (530) 741-4509



*Flex your power!
Be energy efficient!*

February 25, 2013

03-But
CML 5912 (098)
Oroville Park and Ride Project

Jennifer Wilson
Butte County
2081 2nd Street
Oroville, CA 95965

Dear Ms. Wilson:

Enclosed is a copy of the approved Preliminary Environmental Studies (PES) form for the Butte County Park and Ride Project. Our evaluation was based on information contained in the PES form and a field review.

We agree with the determination that the project qualifies for a Categorical Exclusion (CE) in accordance with the Code of Federal Regulations Title 23, Section 771.117(c)(13). It is evident that no significant environmental impacts could occur as a result of this project. A copy of the approved CE is enclosed for your files. Butte County is responsible for ensuring that all required minimization measures are incorporated into PS&E and included in the construction contract.

This completes the requirement for conformance with the National Environmental Policy Act and other federal environmentally related processes.

Questions may be directed to Cara Lambirth, Caltrans Environmental Coordinator, at (530) 741-4109.

Sincerely,

A handwritten signature in cursive script that reads "Susan D. Bauer".

Susan D. Bauer, Chief
Environmental Management, M-1 Branch
Enclosures

Cc: Felicia Haslem, Local Assistance

CATEGORICAL EXEMPTION/CATEGORICAL EXCLUSION DETERMINATION FORM

03-But		CML 5912 (098)	
Dist.-Co.-Rte. (or Local Agency)	P./M/P.M.	E.A. (State project)	Federal-Aid Project No. (Local project)/ Proj. No. /Project No.
PROJECT DESCRIPTION: (Briefly describe project, purpose, location, limits, right-of-way requirements, and activities involved in this box. Use Continuation Sheet, if necessary)			
Butte County proposes construction of a park and ride facility in the City of Oroville on the north side of Montgomery Street just west of Table Mountain Boulevard. The proposed facility is comprised of two parking lots that will provide a total of 33 parking spaces, four of which will be ADA accessible parking stalls. The western parking lot will consist of 12 parking spaces and the eastern lot, 21 spaces. In addition to vehicular parking, a bicycle rack will be provided. The park and ride facility construction activities will include installation of paved drive isles and parking, concrete sidewalks, (continued)			
CEQA COMPLIANCE (for State Projects only)			
Based on an examination of this proposal, supporting information, and the following statements (See 14 CCR 15300 et seq.):			
<ul style="list-style-type: none"> • If this project falls within exempt class 3, 4, 5, 6 or 11, it does not impact an environmental resource of hazardous or critical concern where designated, precisely mapped and officially adopted pursuant to law. • There will not be a significant cumulative effect by this project and successive projects of the same type in the same place, over time. • There is not a reasonable possibility that the project will have a significant effect on the environment due to unusual circumstances. • This project does not damage a scenic resource within an officially designated state scenic highway. • This project is not located on a site included on any list compiled pursuant to Govt. Code § 65962.5 ("Cortese List"). • This project does not cause a substantial adverse change in the significance of a historical resource. 			
CALTRANS CEQA DETERMINATION (Check one)			
<input type="checkbox"/> Exempt by Statute. (PRC 21080[b]; 14 CCR 15260 et seq.)			
Based on an examination of this proposal, supporting information, and the above statements, the project is:			
<input type="checkbox"/> Categorically Exempt. Class _____. (PRC 21084; 14 CCR 15300 et seq.)			
<input type="checkbox"/> Categorically Exempt. General Rule exemption. [This project does not fall within an exempt class, but it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment (CCR 15061[b][3])]			
_____ Print Name: Environmental Branch Chief		_____ Print Name: Project Manager/DLA Engineer	
_____ Signature	_____ Date	_____ Signature	_____ Date
NEPA COMPLIANCE			
In accordance with 23 CFR 771.117, and based on an examination of this proposal and supporting information, the State has determined that this project:			
<ul style="list-style-type: none"> • does not individually or cumulatively have a significant impact on the environment as defined by NEPA and is excluded from the requirements to prepare an Environmental Assessment (EA) or Environmental Impact Statement (EIS), and • has considered unusual circumstances pursuant to 23 CFR 771.117(b) (http://www.fhwa.dot.gov/hep/23cfr771.htm - sec.771.117). 			
In non-attainment or maintenance areas for Federal air quality standards, the project is either exempt from all conformity requirements, or conformity analysis has been completed pursuant to 42 USC 7506(c) and 40 CFR 93.126, 40 CFR 93.127, 40 CFR 93.128.			
CALTRANS NEPA DETERMINATION (Check one)			
<input checked="" type="checkbox"/> 23 USC 326: The State has been assigned, and hereby certifies that it has carried out, the responsibility to make this determination pursuant to Chapter 3 of Title 23, United States Code, Section 326 and a Memorandum of Understanding (MOU) dated June 7, 2010, executed between the FHWA and the State. The State has determined that the project is a Categorical Exclusion under:			
<input checked="" type="checkbox"/> 23 CFR 771.117(c): activity (c) (13)			
<input type="checkbox"/> 23 CFR 771.117(d): activity (d) ()			
<input type="checkbox"/> Activity ____ listed in Appendix A of the MOU between FHWA and the State			
<input type="checkbox"/> 23 USC 327: Based on an examination of this proposal and supporting information, the State has determined that the project is a CE under 23 USC 327.			
Susan D. Bauer		Felicia Haslem	
_____ Print Name: Environmental Branch Chief		_____ Print Name: Project Manager/DLA Engineer	
_____ Signature	_____ Date	_____ Signature	_____ Date
Date of Categorical Exclusion Checklist completion:		Date of ECR or equivalent:	

Briefly list environmental commitments on continuation sheet. Reference additional information, as appropriate (e.g., air quality studies, documentation of conformity exemption, FHWA conformity determination if 23 USC 327 project; §106 commitments; §4(f); §7 results; Wetlands Finding; Floodplain Finding; additional studies; and design conditions).
Revised October 2012

**CATEGORICAL EXEMPTION/CATEGORICAL EXCLUSION DETERMINATION FORM
Continuation Sheet**

03-But		CML 5912 (098)	
Dist.-Co.-Rte. (or Local Agency)	P./M/P.M.	E.A. (State project) /Project No.	Federal-Aid Project No. (Local project)/ Proj. No.

Continued from page 1:

landscaping, parking lot safety lighting, bike rack and storm drainage facilities. A pathway will be constructed between the park and ride parking lots until final construction of the Veterans Memorial Park. Veterans Memorial Park will be constructed between the two parking lots proposed by this project. No right of way will be acquired for the project since all work will be done within County owned property. Based on project evaluation, it has been determined that no adverse environmental impacts will result from the proposed project with implementation of the following minimization measures:

Biology

Measure 1: Minimization Measure for Valley Elderberry Longhorn Beetle (VELB)

- One elderberry shrub is located in the survey area on the north side of an existing dirt walking trail, adjacent to the ESL. To ensure no indirect impacts occur to the elderberry shrub, Environmentally Sensitive Area (ESA) fencing will be installed approximately 42 feet from the dripline of the shrub during construction and cleanup activities. Construction personnel, equipment, and stored material will not be allowed within the ESA fencing. Furthermore, no pesticides or herbicides will be used within the elderberry shrub ESA fencing.
- Dust control measures will be taken during the construction activities to prevent excess dust, and, thus, indirect impacts to VELB. However, the dirt walking trail abutting the shrub, which is not associated with the project regularly produces minimal amounts of dust from the hikers and pedestrians using the trail.

With the enforcement of the above described minimization measures, no impacts to VLEB will occur due to the proposed project.

Measure 2: Minimization Measure for Migratory Bird Treaty Act (MBTA)

- To the extent practicable, vegetation disturbance, grading, and other construction activities shall be scheduled to avoid breeding and nesting activities, which typically occur from February 15th through September 1st. If construction occurs outside of the breeding and nesting season (i.e., construction occurs September 2nd through February 28th) no further mitigation is necessary. If work involving tree/shrub removal or grading activities that would impact ground nesting species must occur between February 28th and September 1st, the following measure will be implemented:
 - A qualified biologist will conduct a minimum of one pre-construction survey for nesting migratory birds within the project area. The survey should be conducted a minimum of 15 days and no more than 30 days prior to the initiation of construction. If an active nest is found, appropriate conservation measures (as determined by a qualified biologist) will be implemented. These measures may include, but are not limited to: establishing a construction-free buffer zone around the active nest site, biological monitoring of the active nest site, and delaying construction activities in the vicinity of the active nest site until the young have fledged.

Section 4(f) Consideration

Feather River Recreation and Parks District, the jurisdictional agency for the public bike trail affected by the project, has agreed with Caltrans 4(f) de minimis determination that the activities, features and attributes of the recreational bike path will not be adversely affected by the Oroville Park and Ride Project.



State of California—The Resources Agency
 DEPARTMENT OF FISH AND GAME
2012 ENVIRONMENTAL FILING FEE CASH RECEIPT

RECEIPT# **433095**
 STATE CLEARING HOUSE # (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY

LEAD AGENCY: Butte County General Service Department DATE: 11-28-12
 COUNTY/STATE AGENCY OF FILING: Butte County Recorder DOCUMENT NUMBER:
 PROJECT TITLE: Park & Ride Facility at Oroville Veterans Hall
 PROJECT APPLICANT NAME: Butte County General Service Department PHONE NUMBER: ()
 PROJECT APPLICANT ADDRESS: 2081 2nd St CITY: Oroville STATE: CA ZIP CODE: 95965

PROJECT APPLICANT (Check appropriate box):
 Local Public Agency School District Other Special District State Agency Private Entity

CHECK APPLICABLE FEES:

<input type="checkbox"/> Environmental Impact Report (EIR)	\$2,919.00	\$ _____
<input type="checkbox"/> Mitigated/Negative Declaration (ND)(MND)	\$2,101.50	\$ _____
<input type="checkbox"/> Application Fee Water Diversion (State Water Resources Control Board Only)	\$850.00	\$ _____
<input type="checkbox"/> Projects Subject to Certified Regulatory Programs (CRP)	\$992.50	\$ _____
<input checked="" type="checkbox"/> County Administrative Fee	\$50.00	\$ <u>50.00</u>
<input type="checkbox"/> Project that is exempt from fees		
<input type="checkbox"/> Notice of Exemption		
<input type="checkbox"/> DFG No Effect Determination (Form Attached)		
<input type="checkbox"/> Other _____		\$ _____

PAYMENT METHOD:
 Cash Credit Check Other Journal TOTAL RECEIVED \$ 50.00

SIGNATURE: X TITLE: _____

WHITE - PROJECT APPLICANT YELLOW - DFG/ASB PINK - LEAD AGENCY GOLDEN ROD - COUNTY CLERK DFG 753.5a (Rev. 11/11)

- \$1,000 State Filing Fee
- \$50.00 Clerk's Documentary Handling Fee
- () B. Environmental Impact Report
- \$2500.00 State Filing Fee
- \$50.00 Clerk's Documentary Handling Fee
- 3. () OTHER (Specify) _____
- \$50.00 Clerk's Documentary Handling Fee

- PAYMENT / NON-PAYMENT OF FEES:
1. () PAYMENT: The above fees have been paid. See attached receipt(s) #
 2. () NON-PAYMENT: The above fees are required. Not paid.

Chief Planning Official

By: **Tim Snellings, Development Services**
 Title: **Director**
 Lead Agency: **Butte County Department of Development Services**
 Date: **November 28, 2012**

TWO COPIES OF THIS FORM MUST BE COMPLETED AND SUBMITTED WITH ALL ENVIRONMENTAL DOCUMENTS FILED WITH THE BUTTE COUNTY CLERK'S OFFICE.

THREE COPIES OF ALL NECESSARY DOCUMENTATION ARE REQUIRED FOR FILING.

ALL APPLICABLE FEES ARE DUE AND PAYABLE PRIOR TO THE FILING OF ANY ENVIRONMENTAL DOCUMENT WITH THE BUTTE COUNTY CLERK'S OFFICE. MAKE CHECKS PAYABLE TO THE COUNTY OF BUTTE.

D
CLERK
ITY

Recorder's Department
County of
Butte

CANDACE J. GRUBBS
County Clerk-Recorder

*** Duplicate Receipt ***

1 FISH AND GAME CLERKS FEE 50.00

TOTAL 50.00

JOURNAL 50.00

CHANGE 0.00

11/28/2012 4:01PM 2012112800114
CW ECR-REC17

Thank You
Have a Nice Day!

Requested By:
BUTTE COUNTY GENERAL SERVICES

ENVIRONMENTAL FEE CASH RECEIPT

RECEIPT# **433095**

STATE CLEARING HOUSE # (If applicable)

DEPARTMENT Service Department DATE 11-28-12
DOCUMENT NUMBER

LOCATION Oraville Veterans Hall PHONE NUMBER ()
CITY Oraville STATE CA ZIP CODE 95965

Entity Type: Other Special District State Agency Private Entity

State Filing Fee	\$2,919.00	\$	
Clerk's Documentary Handling Fee	\$2,101.50	\$	
Environmental Impact Report	\$850.00	\$	
State Filing Fee	\$992.50	\$	
Clerk's Documentary Handling Fee	\$50.00	\$	<u>50.00</u>

PAYMENT METHOD:

Cash Credit Check Other Journal

TOTAL RECEIVED \$ 50.00

SIGNATURE

X

TITLE

WHITE - PROJECT APPLICANT YELLOW - DFG/ASB PINK - LEAD AGENCY GOLDEN ROD - COUNTY CLERK DFG 753.5a (Rev. 11/11)

- 2. () B. \$1,800 State Filing Fee
\$50.00 Clerk's Documentary Handling Fee
Environmental Impact Report
\$2500.00 State Filing Fee
\$50.00 Clerk's Documentary Handling Fee
- 3. () OTHER (Specify) _____
\$50.00 Clerk's Documentary Handling Fee

PAYMENT / NON-PAYMENT OF FEES:

- 1. () PAYMENT: The above fees have been paid.
See attached receipt(s) # _____
- 2. () NON-PAYMENT: The above fees are required. Not paid.

Chief Planning Official

By: Tim Snellings, Development Services
Title: Director
Lead Agency: Butte County Department of Development Services
Date: November 28, 2012

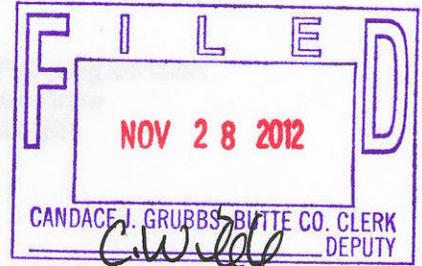
TWO COPIES OF THIS FORM MUST BE COMPLETED AND SUBMITTED WITH **ALL ENVIRONMENTAL DOCUMENTS** FILED WITH THE BUTTE COUNTY CLERK'S OFFICE.

THREE COPIES OF ALL NECESSARY DOCUMENTATION ARE REQUIRED FOR FILING.

ALL APPLICABLE FEES ARE DUE AND PAYABLE PRIOR TO THE FILING OF ANY ENVIRONMENTAL DOCUMENT WITH THE BUTTE COUNTY CLERK'S OFFICE. MAKE CHECKS PAYABLE TO THE COUNTY OF BUTTE.

DECLARATION OF FEES DUE
(California Fish and Game Code Section 711.4)

Butte County General Service Department
2081 2nd Street
Oroville, CA 95965



FILING NO. _____

Project Title/File Number: Park and Ride Facility at Oroville Veterans Hall
COUNTY CEQA DOCUMENT, CEQA12-0002

APN: 012-041-004, -005 and -019

CLASSIFICATION OF ENVIRONMENTAL DOCUMENT:

1. NOTICE OF EXEMPTION/STATEMENT OF EXEMPTION
 A. Statutorily or Categorically Exempt
\$50.00 Clerk's Documentary Handling Fee
 B. De Minimis Impact - Certificate of Fee Exemption
\$50.00 Clerk's Documentary Handling Fee

2. NOTICE OF DETERMINATION - FEE REQUIRED
 A. Negative Declaration
\$1,800 State Filing Fee
\$50.00 Clerk's Documentary Handling Fee
 B. Environmental Impact Report
\$2500.00 State Filing Fee
\$50.00 Clerk's Documentary Handling Fee

3. OTHER (Specify) _____
\$50.00 Clerk's Documentary Handling Fee

PAYMENT / NON-PAYMENT OF FEES:

1. PAYMENT: The above fees have been paid.
See attached receipt(s) #

2. NON-PAYMENT: The above fees are required. Not paid.

Chief Planning Official

By: Tim Snellings, Development Services
Title: Director
Lead Agency: Butte County Department of Development Services
Date: November 28, 2012

TWO COPIES OF THIS FORM MUST BE COMPLETED AND SUBMITTED WITH ALL ENVIRONMENTAL DOCUMENTS FILED WITH THE BUTTE COUNTY CLERK'S OFFICE.

THREE COPIES OF ALL NECESSARY DOCUMENTATION ARE REQUIRED FOR FILING.

ALL APPLICABLE FEES ARE DUE AND PAYABLE PRIOR TO THE FILING OF ANY ENVIRONMENTAL DOCUMENT WITH THE BUTTE COUNTY CLERK'S OFFICE. MAKE CHECKS PAYABLE TO THE COUNTY OF BUTTE.

NOTICE OF EXEMPTION

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

FROM: Butte County Planning Division
7 County Center Drive
Oroville, CA 95965

 X County Clerk
County of Butte
25 County Center Drive
Oroville, CA 95965

Project Title: Park and Ride Facility at Oroville Veterans Hall CEQA12-0002

Assessor's Parcel No.: 012-041-004, -005, and -019

Applicant Butte County General Services Department
2081 2nd Street
Oroville, CA 95965

Project Location-Specific: 2450 MONTGOMERY ST OROVILLE, CA 95965

Project Location-City: Oroville

Project Location-County: Butte

Description of Nature, Purpose and Beneficiaries of Project: The Butte County General Services Department (County) is proposing construct a 0.8 acre park and ride facility, on County owned property, on the north side of Montgomery Street, west of Table Mountain Boulevard, within the City of Oroville city limits. In addition to 33 vehicular parking spaces, a bicycle rack and bus shelter will be constructed. The park and ride facility will have asphalt-paved drive isles and parking, concrete sidewalks, parking lot safety lighting, and landscaping. This project will receive federal funding under the Congestion Mitigation Air Quality Grant Program (CMAQ), Federal Project Number: CML-5912(098).

Name of Person or Agency Approving Project: Butte County Board of Supervisors

Exempt Status: (Check One)

- Ministerial (Sec. 15073)
- Declared Emergency [Sec. 15071(a)]
- Emergency Project [Sec. 15071 (b) and (c)]
- X Categorical Exemption. State type and section number: 15303(e) and 15311
- Statutorily Exempt – 15274(a)

Reasons why project is exempt: Park and Ride facility is accessory to the Oroville Veteran's Hall. A Mitigated Negative Declaration was prepared and certified for the Oroville Riverfront Park Project, of which the park and ride facility is a part, in October 2006. The park and ride facility is compatible with the determinations and measures contained in the earlier Mitigated Negative Declaration.

Contact Person: Stacey Jolliffe

Telephone: (530) 538-7601

If filed by applicant:

1. Attach certified document of exemption finding.
2. Has a notice of exemption been filed by the public agency approving the project?
Yes No

Date Received For Filing: _____


Charles Thistlethwaite, Development Services
Planning Manager

CTIPS ID# CML-5912(098)

ICR Consideration Date September 2012

Project Description

The Butte County General Services Department (County) is proposing to construct a 0.8 acre park and ride facility. The project site is located on Butte County property, in the downtown Oroville area on the north side of Montgomery Street, west of Table Mountain Boulevard; on existing spoil piles on the south side of the Feather River.

The park and ride facility is ultimately part of the broader Oroville Riverfront Park Master Plan, which includes the Veterans Memorial Park (VMP). The proposed park and ride facility improvements will tie into the future VMP. The future VMP consists of constructing a park that features war monuments and a memorial wall, a restroom, a lookout area, access road, and parking lots, two of which comprise the park and ride facility.

Although the proposed project is a part of the overall VMP; project activities include the following components, which are explained in detail further below:

- Lot line adjustment.
- Grading of 1.9 acres will encompass the proposed park and ride facility (including two lots) and a future parking lot (not a part of this project) west of the site that connects to an existing pedestrian/bicycle path and Arlin Rhine Drive. The extent of grading is necessary in order to adequately balance the earthwork on the site.
- Construction of a 33-parking space park and ride facility on 0.8-acre (consisting of two lots; a western lot with approximately 12 parking spaces and an eastern lot with approximately 21 parking spaces).
- Installation of storm drainage facilities.

This particular location was selected based upon its proximity to transit resources and the downtown Oroville area. The proposed project will provide benefits to local motorists, including both Butte County and City of Oroville residents, as it will provide a safe and secure location to carpool and access transit services. The proposed facility will be Americans with Disabilities Act (ADA) compliant with both California Accessibility Guidelines and Federal Design Guidelines. The project will provide needed ADA accessible parking facilities in the downtown Oroville area.

Park and Ride Facility

The proposed park and ride facility is comprised of two parking lots that will provide a total of 33 parking spaces, four of which will be ADA accessible parking stalls. In addition to vehicular parking, bicycle lockers will be provided. The park and ride facility will have paved drive isles and parking, concrete sidewalks, landscaping and parking lot safety lighting. A pathway will be constructed between the park and ride parking lots, until final construction of the VMP, which will be located between the two lots. This project will receive federal funding under the Congestion Mitigation Air Quality Grant Program (CMAQ), Federal Project Number: CML-5912(098). Access to the site will use the existing driveways off of Montgomery Street. All staging areas and construction activities will occur within the County owned property. As part of this project work in the right-of-way will be limited to connection to utilities such as electrical.

A majority of the site was graded and cleared of vegetation as part of the construction of the retaining wall. Upon completion of the retaining wall, the site was hydro-seeded in order to stabilize the disturbed soil. Although the park and ride improvements encompass 0.8-acre, approximately 1.9 acres will be disturbed to balance the cut and fill needed for the project. The cut will be kept to approximately three feet in depth. The maximum depth of fill is proposed to be six feet in the areas adjacent to the newly constructed retaining wall. The project would not alter the integrity of the existing spoils upon which the site is located.

Type of Project					
The proposed project is the construction of a park and ride facility on Butte County property in the downtown Oroville area.					
County Butte		Narrative Location/Route & Postmiles The project site is located on Butte County property, in the downtown Oroville area on the north side of Montgomery Street, west of Table Mountain Boulevard.			
Caltrans Projects – EA#					
Lead Agency: Butte County General Services Department					
Contact Person Dennis Schmidt		Phone# (530) 538-2761		Email DSchmidt@buttecounty.net	
Fax#					
Federal Action for which Project-Level PM Conformity is Needed <i>(check appropriate box)</i>					
<input checked="" type="checkbox"/>	Categorical Exclusion (NEPA)	<input type="checkbox"/>	EA or Draft EIS	<input type="checkbox"/>	FONSI or Final EIS
<input type="checkbox"/>	PS&E or Construction	<input type="checkbox"/>			
Other					
Scheduled Date of Federal Action:					
NEPA Delegation – Project Type <i>(check appropriate box)</i>					
<input type="checkbox"/>		<input checked="" type="checkbox"/>		<input type="checkbox"/>	
Exempt		Section 6004 – Categorical Exemption		Section 6005 – Non-Categorical Exemption	
Current Programming Dates <i>(as appropriate)</i>					
	PE/Environmental		ENG	ROW	CON
Start					
End					
Project Purpose and Need (Summary):					
The park and ride facility will assist both the County and the City of Oroville to meet the ridesharing needs of the community. The park and ride lots were planned to be parking facilities for the Veterans Memorial Park and the broader Oroville Riverfront Park Master Plan. The project also increases available parking within the area.					
Surrounding Land Use/Traffic Generators <i>(especially effect on diesel traffic)</i>					
The project is located in the downtown Oroville area, which is predominantly retail and commercial land uses; it would not disproportionately affect low-income and minority populations. The project enhances access to transit and ridesharing services.					
The project will not affect side streets or driveways and will not affect access to adjacent properties. Construction staging areas and activities will be located on the project site. Traffic along Montgomery Street will be maintained during all construction activities. Construction activities will be short-term as will the potential diesel construction emissions. No connection points or major intersections will be altered due to the proposed project.					

Opening Year: Build and No Build LOS, AADT, % and # trucks, truck AADT of proposed facility

RTP Horizon Year / Design Year: Build and No Build LOS, AADT, % and # trucks, truck AADT of proposed facility

Opening Year: If facility is an interchange(s) or intersection(s), Build and No Build cross-street AADT, % and # trucks, truck AADT

RTP Horizon Year / Design Year: If facility is an interchange (s) or intersection(s), Build and No Build cross-street AADT, % and # trucks, truck AADT

Describe potential traffic redistribution effects of congestion relief (*impact on other facilities*)

The project would provide greater connectivity between the eastern and western ends of the Oroville Riverfront Park area. No neighborhoods or communities will be disrupted or divided by the proposed project. The project will not affect side streets or driveways and will not affect access to adjacent properties.

Comments/Explanation/Details

The proposed project is not considered a project of air quality concern (POAQC) for the following reasons:

EPA's final rule defines the projects of air quality concern that require a $PM_{2.5}$ or PM_{10} hot-spot analysis in 40 CFR 93.123(b)(1) as:

(iii) New bus and rail terminals and transfer points that have a significant number of diesel vehicles congregating at a single location,

There will not be significant increases in diesel traffic as a result of this project. The proposed project provides opportunities for local residents to carpool, vanpool, and/or use existing transit facilities. There are two existing bus stops located adjacent to the project site on Montgomery Street. These stops service two routes, Route 20: Chico-Oroville and Route 31: Paradise-Oroville.

The proposed park and ride facility is part of the Veterans Memorial Park project, identified in the Oroville Riverfront Park Master Plan. The Veterans Memorial Park included parking facilities. CEQA documentation was completed for the Riverfront Master Plan, including a traffic analysis. Under existing plus buildout of the Riverfront Master Plan, intersections within the project are expected to operate between LOS A-C.

A complete Air Quality Conformity Analysis Report for the Oroville Park and Ride Facility is attached to this form.

Air Quality Conformity Analysis for Oroville Park and Ride Facility

Project Description

General Project Description:

The proposed park and ride facility is comprised of two parking lots that will provide a total of 33 parking spaces, four of which will be ADA accessible parking stalls. In addition to vehicular parking, bicycle lockers will be provided. The park and ride facility will have paved drive isles and parking, concrete sidewalks, landscaping and parking lot safety lighting. A pathway will be constructed between the park and ride parking lots, until final construction of the VMP, which will be located between the two lots.

Land Use Description:

The proposed project is to construct a 0.8 acre park and ride facility. The project site is located on Butte County property, in the downtown Oroville area on the north side of Montgomery Street, west of Table Mountain Boulevard; on existing spoil piles on the south side of the Feather River.

Regulations

Butte County is currently designated “basic subpart 1 non-attainment” for ozone under EPA’s 8-hour ozone rule. Because of this designation, transportation projects occurring within Butte County are subject to an air quality conformity determination for the ozone precursors Reactive Organic Gases (ROG) and Oxides of Nitrogen (NO_x).

This project will receive federal funding under the Congestion Mitigation Air Quality Grant Program (CMAQ), Federal Project Number: CML-5912(098).

All projects that are funded or approved by the Federal Highway Administration (FHWA) or Federal Transit Administration (FTA) must follow the procedures and criteria specified in Subpart A. This "Transportation Conformity Rule" requires projects that are not fully exempt from conformity requirements to have a project-level conformity analysis.

Methodology

This Air Quality Conformity Analysis contains the information that is required by FHWA to make an air quality conformity determination for the Oroville Park and Ride Facility pursuant to Section 6005 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU). This analysis has been prepared to be consistent with FHWA’s June 21, 2007 guidance on Project-Level Conformity Determinations and NEPA Assumption and Conformity Analysis Documentation checklist.

The project is non-exempt from conformity under EPA's Transportation Conformity Rule. However, the project is not regionally significant since it is not located along a principal arterial, does not serve fixed guideway transit, and is not modeled within the Butte County Association of Governments (BCAG) travel model. This project is not currently included in BCAG 2008 Regional Transportation Plan (RTP). Therefore, a project level conformity analysis is required.

Analysis

Air Quality Status and Criteria Pollutants

The proposed project is located in an area that is nonattainment for ozone and fine particulate matter (PM_{2.5}) and a maintenance area for carbon monoxide in the Chico Urbanized area. The project is outside of the Chico Urbanized area which is discussed below. This analysis focuses on ozone, PM_{2.5} and CO criteria pollutant(s).

Ozone

Previously, under EPA's 1-hour ozone rule, Butte County was designated "nonattainment – transitional" (Section 185a) and was not required to develop an attainment SIP with an emissions budget. Since no emissions budget exists from a prior SIP submittal that has been found adequate by EPA, or was part of an approved SIP, an interim conformity test applies. In order to make a conformity determination under the federal 8-hour standard, future emissions of reactive organic gases (ROG) and nitrogen oxides (NO_x) must be no greater than 2002 emissions levels, or the build/no-build test must be passed.

For project level conformity analysis the air quality emissions of the Oroville Park and Ride Facility must be considered. The congestion benefits of park and ride lots are associated with reductions in freeway and arterial vehicles miles traveled (VMT) during peak periods when commuters use the park and ride lots. This project improves air quality by reducing the number of vehicle miles traveled each day. The Oroville Park and Ride Facility will therefore reduce ROG and NO_x, ozone precursor emissions.

Carbon Monoxide

As a result of a 1998 SIP revision approved by EPA, Butte County (Chico Urbanized area) was redesignated from non-attainment to attainment with a Maintenance SIP for carbon monoxide (CO). In 2007, the 1998 Maintenance SIP was updated by ARB and approved by EPA for the second decade of the maintenance period. Conformity applies for CO through 2018. The current emission budget is for the second Maintenance SIP. As a maintenance area, BCAG continues to be required to demonstrate conformity for CO.

The Oroville Park and Ride Facility is outside of the Chico Urbanized area. It should be noted that the Oroville Park and Ride Facility will provide emission reductions resulting from the decrease in emissions associated with auto trips replaced by the carpool or shuttle service after adjusting for the increase in emissions associated with the shuttle vehicle itself and auto access trips.

Fine Particulate Matter PM_{2.5}

The project is located in a PM_{2.5} nonattainment area. The following provides guidance on PM hot-spot analysis.

Qualitative particulate matter (PM) hot-spot analysis is required under the EPA Transportation Conformity rule for Projects of Air Quality Concern (POAQC), as described in EPA's Final Rule of March 10, 2006 (U.S. EPA Guidance of March 29, 2006). The project will be submitted to the Butte County Area Governments (BCAG) for an Interagency Consultation Review (ICR).

Projects that are not POAQC do not require detailed PM hot-spot analysis. The proposed project is not considered a POAQC because it does not meet the definition of a POAQC as defined in EPA's Transportation Conformity Guidance. The Oroville Park and Ride Facility will reduce PM_{2.5} emissions. This finding is described in the ICR form submitted to the BCAG.

Construction-Related Emissions

The project is located in a PM_{2.5} nonattainment area. In accordance with FHWA's June 21, 2007 guidance on Project-Level Conformity Determinations if the project will be under construction for 5 years or less construction-related emissions are not required in the analysis. As construction of the project is expected to last less than one year, construction-related emissions are not required.

Conclusion

The proposed project is not considered a project of air quality concern (POAQC) for the following reasons:

EPA's final rule defines the projects of air quality concern that require a PM_{2.5} or PM₁₀ hot-spot analysis in 40 CFR 93.123(b)(1) as:

(iii) New bus and rail terminals and transfer points that have a significant number of diesel vehicles congregating at a single location.

There will not be significant increases in diesel traffic as a result of this project. The proposed project provides opportunities for local residents to carpool, vanpool, and/or use existing transit facilities. There are two existing bus stops located adjacent to the project site on Montgomery Street. These stops service two routes, Route 20: Chico-Oroville and Route 31: Paradise-Oroville.

The proposed park and ride facility is part of the Veterans Memorial Park project, identified in the Oroville Riverfront Park Master Plan. The Veterans Memorial Park included parking facilities. CEQA documentation was completed for the Riverfront Master Plan, including a traffic analysis. Under existing plus buildout of the Riverfront Master Plan, intersections within the project are expected to operate between LOS A-C.

The results from this conformity analysis show that the future emissions of the ozone precursors ROG and NO_x, PM_{2.5} emissions will be reduced below existing levels. The analysis concludes

that the project is not a project of air quality concern and that no additional hot-spot analysis will be required.

Montgomery Street Park and Ride Facility

NES (MI)

**Butte County, CA
Caltrans District 3**

Natural Environment Study
(Minimal Impacts)



**September 2012
Revised: October 2012**

Prepared for:

**Butte County Department of General Services
Attn: Dennis Schmidt
2081 2nd Street
Oroville, CA 95965**

Prepared by:

NorthStar Environmental

Montgomery Street Park and Ride Facility

NES (MI)

Natural Environment Study

(Minimal Impacts)

Oroville, Butte County, CA

Caltrans District 3

Revised: October 2012

STATE OF CALIFORNIA
Department of Transportation

Prepared By: Elena Gregg, Senior Botanist
(530) 343-8327
NorthStar Engineering
111 Mission Ranch Blvd, Ste. 100
Chico, CA 95926

Recommended
for Approval By: _____ Date: _____

Brooks Taylor, District Biologist
California Department of Transportation, District 3
Environmental Management, M1 Branch
703 B Street, Marysville, CA 95901
(530) 741-4449

Approved By: _____ Date: _____

Susan Bauer, District Environmental Branch Chief
California Department of Transportation, District 3
Environmental Management, M1 Branch
703 B Street, Marysville, CA 95901
(530) 741-4449

List of Abbreviated Terms

ADA	Americans with Disabilities Act
Caltrans	California Department of Transportation
CDFG	California Department of Fish and Game
CEQA	California Environmental Quality Act
CESA	California Endangered Species Act
City	City of Oroville
CMAQ	Congestion Mitigation Air Quality Grant Program
CNDDB	California Natural Diversity Database
CNPS	California Native Plant Society
County	Butte County
EPA	U.S. Environmental Protection Agency
ESA	Federal Endangered Species Act
ESL	Environmental Study Limit
ESU	Evolutionary Significant Unit
MBTA	Migratory Bird Treaty Act
NorthStar	NorthStar Environmental
SNC	Sensitive Natural Community
USACE	U.S. Army Corps of Engineers
USFWS	United States Fish and Wildlife Service
VELB	Valley Elderberry Longhorn Beetle

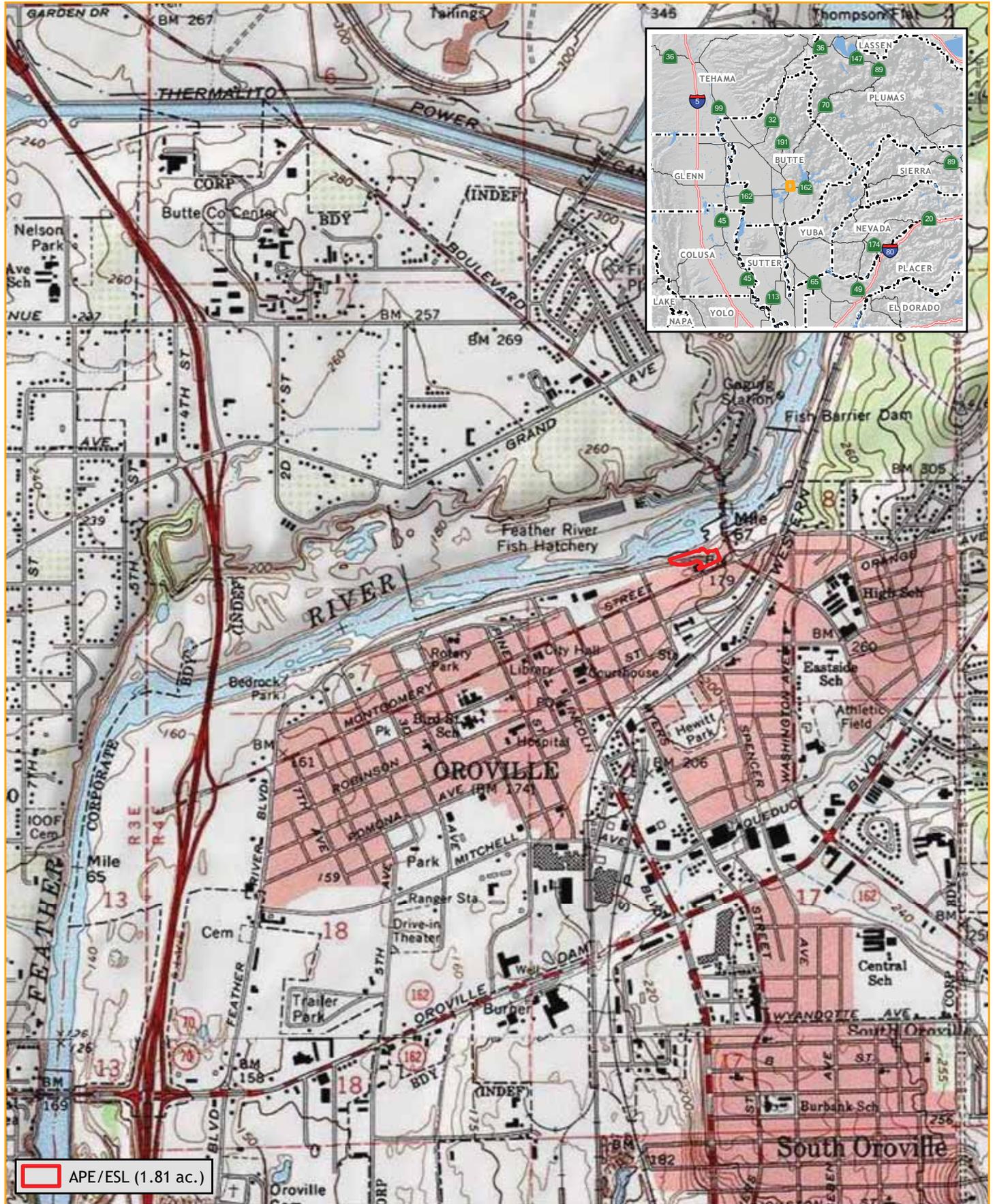
1. Summary

Butte County is proposing to construct an Americans with Disabilities Act (ADA) compliant park and ride facility that will provide benefits to local motorists, including both Butte County and City of Oroville residents. The project site is located on fill soils, or soils, adjacent to the Feather River, off of Montgomery Street in Oroville, CA. The area of impact consists of barren land with patches of weedy annual vegetation and a few shrubs. One elderberry shrub, the host plant for the federally listed valley elderberry longhorn beetle (VELB), is present within 100 ft of the Environmental Study Limit (ESL); however due to the location of the shrub, it will not be directly impacted by the proposed project. Avoidance and minimization measures will be incorporated in the construction plans to ensure no indirect impacts occur to the elderberry shrub. Due to the heavily disturbed nature of the site, lack of wetlands, and close proximity to active roadways and human activity, no other special-status species have potential to occur in the ESL with the exception of small migratory bird species that are protected by the Migratory Bird Treaty Act (MBTA). Additionally, the construction envelope will remain outside the ordinary high watermark of the Feather River and should not directly impact any riparian vegetation along the banks of the River.

2. Introduction

The proposed park and ride facility is located on County owned property, on the north side of Montgomery Street, just west of Table Mountain Boulevard within the City of Oroville (**Figure 1**). This particular location was selected based upon its proximity to transit resources and the primary downtown Oroville area. The proposed facility is comprised of two parking lots that will provide a total of 33 parking spaces, four of which will be ADA accessible parking stalls. The western parking lot will consist of 12 parking spaces and the eastern lot, 21 spaces. In addition to vehicular parking, a bicycle rack will be provided. The park and ride facility will have paved drive isles and parking, concrete sidewalks, landscaping and parking lot safety lighting. A pathway will be constructed between the park and ride parking lots, until final construction of the Veterans Memorial Park, which will be located between the two lots. This project will receive federal funding under the Congestion Mitigation Air Quality Grant Program (CMAQ).

The planning process was initiated 10 years ago for a combination parking facility and Veterans Memorial Park. Therefore, as part of site preparation activities for the Veterans Memorial Park, three homes were previously removed from the site in 2008. Recent improvements on the site include the construction of a Redi-Rock retaining wall that will serve as a lookout area over the Feather River for the future Veterans Memorial Park and curb, gutter, and sidewalk frontage improvements along Montgomery Street. A majority of the site was graded and cleared of vegetation as part of the construction of the retaining wall. Upon completion of the retaining wall, the site was hydro-seeded in order to stabilize the disturbed soil. A separate 29-parking lot area (which is not part of this project), including two ADA accessible spaces, will be constructed behind the Veterans Memorial Hall and west of the park



□ APE/ESL (1.81 ac.)



Survey Area created from construction plans (Northstar Engineering).
 In Section 8 of T19N & R4E on
 Oroville USGS 7.5' Quad.
 Map shows Oroville and Palermo USGS 7.5' Quads.
 Map Date: September 12, 2012

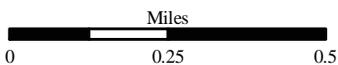


Figure 1

and ride facility providing access and connection to Arline Rhine Drive (**Attachment A**). The proposed park and ride facility improvements are a portion of the overall Veterans Memorial Park and will tie directly into the future construction.

Access to the site will utilize the constructed driveways off of Montgomery Street and all staging areas and construction activities will occur within the County owned property. The proposed site will be cleared of existing vegetation, primarily weedy grasses and a few small shrubs. Although the park and ride improvements encompass 0.8 acres, approximately 1.9 acres will be disturbed to balance the cut and fill needed for the project. The cut will be kept to approximately three feet in depth. The maximum depth of fill is proposed to be six feet in the areas adjacent to the newly constructed retaining wall. The project would not alter the integrity of the existing spoils upon which the site is located. The ESL was created to incorporate the catch lines of all of the grading work that will be required for the project (**Figure 2**). No work will be conducted outside of the existing retaining wall.

A majority of the existing utilities that will be required for this project and the future Veterans Memorial Hall project were extended past the back of sidewalk during construction of the frontage improvements. The proposed project will tie into these for future use. Also as part of this project, the primary storm drain system including, but not limited to, the main lines, associated storage tank, and the pump system will be installed as part of the park and ride facility.

Construction plans are provided in **Attachment A**.



 APE/ESL (1.81 ac.)



APE created from construction plans (Northstar Engineering).
Aerial: Bing Maps
Map Date: September 12, 2012

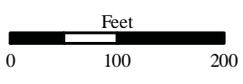


Figure 2

3. Study Methods

To evaluate potential impacts of the proposed project activities to biological resources, NorthStar Environmental (NorthStar) obtained lists of special-status species that potentially occur in the vicinity of the ESL from the U.S. Fish and Wildlife Service (USFWS, **Appendix A**), the California Department of Fish and Game's (CDFG) Natural Diversity Database (CNDDDB, **Appendix B**), and the California Native Plant Society's (CNPS) list of rare and endangered plants (**Appendix C**). Special-status species are those that fall into one of the following categories:

- Listed as threatened or endangered, or are proposed or candidates for listing under the California Endangered Species Act (CESA, 14 California Code of Regulations 670.5) or the federal Endangered Species Act (ESA, 50 Code of Federal Regulations 17.12);
- Listed as a Species of Special Concern by CDFG or protected under the California Fish and Game Code (CFGC, §3503.5);
- Included on the CNPS List 1A, 1B, or 2;
- Protected under the Migratory Bird Treaty Act (MBTA); or
- Species that are otherwise protected under policies or ordinances at the local or regional level as required by the California Environmental Quality Act (CEQA, §15380).

The surveys were conducted on June 16, 2009, by botanist Elena Gregg. The elderberry shrub and valley elderberry longhorn beetle (VELB) survey was conducted in accordance with the USFWS guidelines, and the rare plant survey was conducted during the appropriate flowering window for the pink creamsacs (April through June) in accordance with the CDFG *Guidelines for Assessing the Effects of Proposed Projects on Rare, Threatened and Endangered Plants and Natural Communities* (May 2000, **Attachment B**).

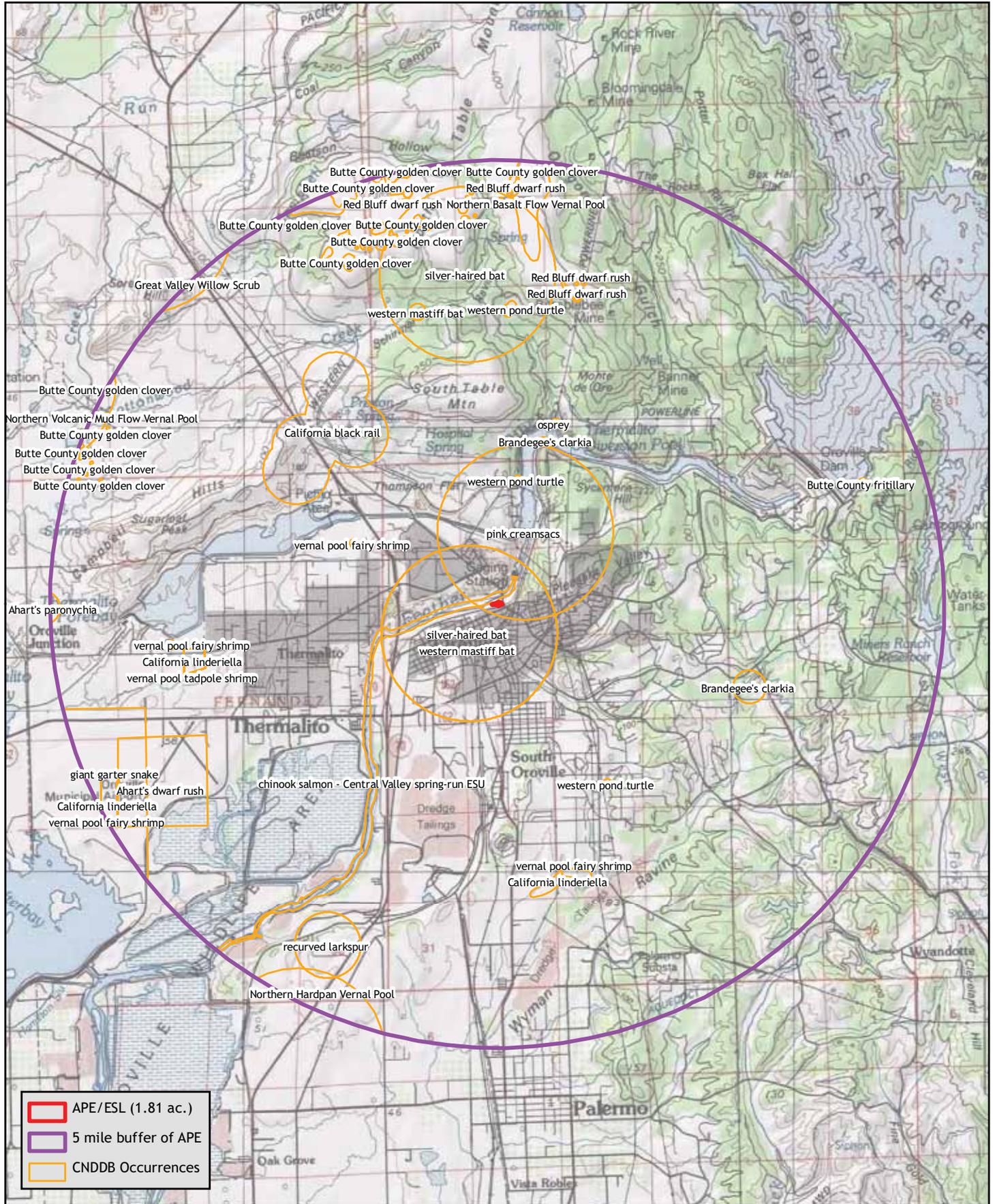
3.1 **Biological and Botanical Resources**

Prior to the field survey, NorthStar compiled a list of special-status wildlife and plant species that potentially occur in or near the ESL. The list was created by accessing all pertinent databases, and contacting appropriate state and federal agencies. Topographic maps and aerial photos of the site were reviewed and areas of potential impact noted. During the field survey, the lists of potentially occurring special-status species were reviewed and habitats present within the site were assessed to determine the potential for the species to occur within the ESL.

A map depicting all CNDDDB occurrences within 5 miles of the ESL is presented as **Figure 3**. The special-status species with occurrences within 5 miles of the ESL are listed in **Table 1** below with a description of their potential to occur within the ESL.

3.3 **Native Trees**

No native trees are planned for removal. Within the construction zone the site is void of any trees and only contains minimal weedy shrub to herbaceous vegetation.



CNDDDB Occurrences derived from CDFG data. (09/01/12)
 Project is within Paradise West 7.5' USGS Quad.
 Map shows Paradise West 7.5' USGS Quad.
 Map Date: April 5, 2012.

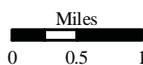


Figure 3

3.4 Sensitive Natural Communities

Under CEQA, a project that substantially adversely affects any riparian habitat or other sensitive natural community (SNC) identified in local or regional plans, policies, regulations, or by CDFG or USFWS, will have an impact on the environment. For this assessment, the term “sensitive natural community” includes those communities that, if eliminated or substantially degraded, would sustain a significant adverse impact as defined under CEQA. These community types are important as further degradation and destruction threatens populations of dependent plant and wildlife species and significantly reduces their regional distribution and viability. The CDFG-identified SNC occurring in the vicinity of the ESL include: great valley cottonwood riparian forest, great valley willow scrub, northern basalt flow vernal pool, northern hardpan vernal pool, and northern volcanic mud flow vernal pool (**Appendix B**). While mixed riparian vegetation associated with the Feather River is located outside of the ESL to the north, no sensitive natural communities occur within the ESL.

3.5 Personnel and Survey Dates

A delineation of waters of the U.S., and a plant, animal, and habitat survey was conducted on June 16, 2009 by botanist Elena Gregg. Species detected during this survey are presented in **Appendix D** and surveyor qualifications are provided in **Appendix E**. No wetlands or other waters were observed within the ESL.

Table 1. Special-status species that potentially occur or have been identified by the CNDDDB as having known occurrences within a 5-mile radius of the Montgomery Street Park and Ride Facility ESL

Common Name (<i>Scientific name</i>)	Status Federal/ State/CNPS	General Habitat Description	Habitat Present/ Absent	Rationale
PLANTS				
Ahart's Paronychia (<i>Paronychia ahartii</i>)	___/___/1B	Cismontane woodland, valley and foothill grassland, and vernal pools. (Mar-Jun)	HA	No vernal pools present.
Brandegee's clarkia (<i>Clarkia biloba ssp. Brandegeae</i>)	___/___/1B.2	Chaparral, cismontane woodlands/often along roadcuts. (May-July)	HA	No wooded or chaparral habitat present.
Butte County fritillary (<i>Fritillaria eastwoodiae</i>)	___/___/3.2	Chaparral, cismontane woodland, openings in lower montane coniferous forests. (Mar-Jun)	HA	No wooded or chaparral habitat present.
Butte County Golden Clover (<i>Trifolium jokerstii</i>)	___/___/1B	Valley and foothill grassland, vernal pools. (Mar-May)	HA	No vernal pools present.
Pink Creamsacs (<i>Castilleja rubicundula ssp. rubicundula</i>)	___/___/1B.2	Chaparral, cismontane woodland, meadows and seeps, valley and foothill grassland. (Apr-Jun)	HA	No meadows or seeps present.
Recurved Larkspur (<i>Delphinium recurvatum</i>)	___/___/1B	Chenopod scrub, cismontane woodland, valley and foothill grassland (alkaline). (Mar-Jun)	HA	No chenopod scrub or alkaline habitat present.
Red Bluff Dwarf Rush (<i>Juncus leiospermus</i> var. <i>leiospermus</i>)	___/___/1B	Chaparral, cismontane woodland, meadows and seeps, valley and foothill grassland and vernal pools/vernally mesic habitats. (Mar-May)	HA	No vernal pools or vernal mesic habitat present.
INVERTEBRATES				
Valley Elderberry Longhorn Beetle (<i>Desmocerus californicus dimorphus</i>)	FT	Blue elderberry shrubs usually associated with riparian areas.	MH	No Elderberry plants were observed within the ESL; however, an elderberry shrub is located within 100 feet of the ESL.
Vernal Pool Fairy Shrimp (<i>Branchinecta lynchi</i>)	FT/___/___	Vernal pools, swales, and ephemeral freshwater habitat.	HA	No suitable habitat— no vernal features present.

Common Name (<i>Scientific name</i>)	Status Federal/ State/CNPS	General Habitat Description	Habitat Present/ Absent	Rationale
Vernal Pool Tadpole Shrimp (<i>Lepidurus packardii</i>)	FE/__/__	Vernal pools, swales, and ephemeral freshwater habitat.	HA	No suitable habitat– no vernal features present.
AMPHIBIANS AND REPTILES				
Giant Garter Snake (<i>Thamnophis gigas</i>)	FT/ST/__	Agricultural wetlands and other wetlands such as irrigation and drainage canals, low gradient streams, marshes, ponds, sloughs, small lakes, and their associated uplands.	HA	No suitable habitat– no wetland features or drainages present.
Northwestern Pond Turtle (<i>Actinemys marmorata marmorata</i>)	__/CSC/__	Associated with permanent ponds, lakes, streams, and irrigation ditches or permanent pools along intermittent streams.	HA	No suitable habitat– no ponds or drainages present.
FISH				
Central Valley fall/late fall-run Chinook salmon (<i>Oncorhynchus tshawytscha</i>)	FC/CSC/__	Sacramento and San Joaquin Rivers and their tributaries.	A/HA	No drainages present.
MAMMALS				
Silver-haired Bat (<i>Lasiorycteris noctivagans</i>)	__/_/__	Coniferous and mixed deciduous forest as well as riparian areas.	HA	No suitable tree roosting habitat present.
Western Mastiff Bat (<i>Eumops perotis californicus</i>)	__/CSC/__	Common species of low elevations in California. Crevices in steep cliff faces or in the roof eaves of buildings of two or more stories (needs vertical faces to take flight).	HA	No trees or other suitable roosting habitat present.
BIRDS				
Bald eagle (<i>Haliaeetus leucocephalus</i>)	FT,FP/SE/__	Lakes, rivers, estuaries, reservoirs and some coastal habitats.	HA	No suitable nesting or foraging habitat occurs within the ESL due to the lack of trees present.
California Black Rail (<i>Laterallus jamaicensis coturniculus</i>)	__/ST/__	Yearlong resident of saline, brackish, and fresh emergent wetlands in the San Francisco Bay Area, Sacramento-San Joaquin Delta, coastal Southern California, the Salton Sea and lower Colorado River area.	HA	No suitable fresh emergent or wetland habitat present.

Common Name (<i>Scientific name</i>)	Status Federal/ State/CNPS	General Habitat Description	Habitat Present/ Absent	Rationale
Migratory Birds and Raptors	MBTA	Nest and forage in a variety of habitats including hardwood woodlands, coniferous forests, meadows, grasslands and riparian.	MH	Marginal nesting and foraging habitat present in the patches of shrubs and herbaceous vegetation onsite.
<p>FE = Federally-listed Endangered FT = Federally-listed Threatened FC = Federal Candidate Species SE = State-listed Endangered ST = State-listed Threatened CSC = CDFG Species of Special Concern FP = CDFG Fully Protected Species;</p> <p>CODE DESIGNATIONS MBTA = protected under the federal Migratory Bird Treaty Act CNPS 1B = Rare or Endangered in California or elsewhere CNPS 2 = rare or Endangered in California, more common elsewhere CNPS 3 = Plants for which more information is needed</p> <p>A = Species Absent P = Species Present HA = Habitat Absent HP = Habitat Present CH = Critical Habitat MBTA = Migratory Bird Treaty Act MH = Marginal Habitat</p>				

4. Environmental Setting

The ESL is located within Section 8, Township 19N and Range 4E, of the Oroville U.S. Geologic Survey (USGS) Quadrangle. The 1.8-acre ESL is bordered by the existing Veterans Memorial Hall to the west, Boss Burger restaurant to the east, Montgomery Street to the south, and the Feather River to the north (**Figure 1**). The site is mainly comprised of exposed dirt with small patches of weedy annual vegetation and small shrubs. Riparian habitat associated with the bank of the Feather River is located adjacent to the ESL.

4.1 Description of the Existing Biological and Physical Conditions

The 1.8-acre ESL proposed for the park and ride is located within highly disturbed habitat that at one time had three homes built on it. Following the removal of the home sites, the land was graded, resulting in the land being mostly void of vegetation and currently contains only patches of weedy herbaceous vegetation and small shrubs. The mean annual precipitation in the area is about 22 to 30 inches, and the mean annual temperature is approximately 65° F. (Weather Underground, 2010). There are two soils documented on the ESL by the National Resource Conservation Service (NRCS); to the west is the Thompsonflat-Oroville complex, 0-9 percent slopes, and to the east is the Xerothents, tailings-Urban land complex, 0-2 percent slopes. However, the majority of the soils on the site are spoils placed during the construction of the unofficial “levee” along the Feather River.

4.2 Regional Species and Habitats of Concern

No regionally specific species of concern or habitats were determined to occur within the ESL. The highly disturbed areas located immediately adjacent to the Project area do not contain

suitable habitat for native wildlife and plant species or rare or special status species that require very specific and undisturbed habitats to live and grow. Although the Feather River is in close proximity to the Project area, the construction envelope will remain outside of the ordinary high water mark and will not directly impact any riparian vegetation along the banks of the River.

The project area does not fall within critical habitat for any of the species evaluated. The site is located within the USFWS vernal pool recovery region; however, no vernal features occur within the ESL. Also, Chinook salmon critical habitat is located within the Feather River, adjacent to the ESL, but the proposed project will not impact the Feather River or any riparian vegetation associated with the river. The following sections describe the life history and habitat uses of those species identified in **Table 1** as potentially occurring in the ESL.

4.3 Vegetation

No special-status plant species were determined to have potential to occur within the ESL. Due to the disturbed nature of the ESL, few native plant species occur on the site and the soils are highly compacted due to past development and grading activities conducted on the site. Based on CNDDDB data, only three special-status plant species occur within 5 miles of the ESL, pink creamsacs, Brandegees' clarkia, and Butte County fritillary. No suitable habitat for any of these species occurs within the ESL due to the lack of native soils or habitats on the site.

Pink creamsacs were not observed within the specified survey area. The Project area did not exhibit suitable habitat for pink creamsacs or other rare plant species due to the highly disturbed nature of the site. Furthermore, no seeps or meadows were observed within the ESL, which are the required habitat for pink creamsacs.

4.4 Animals

The habitat assessment of the survey area determined there to be no suitable habitat for the northwestern pond turtle or yellow-legged frog due to the lack of wetlands or other waters on the site. It was also determined that no suitable habitat for the palid bat or western mastiff bat is located on the ESL due to the lack of suitable roost sites and the close proximity of human activity. No other federally or state listed species were determined to have potential to occur within the ESL. The site does, however, provide suitable nesting and foraging habitat for bird species protected under the Migratory Bird Treaty Act (MBTA). Also, one elderberry shrub, the sole host plant for VELB was observed within 100 feet of the ESL (**Figure 4**). These species are discussed further below.

4.4.1 Valley Elderberry Longhorn Beetle

The VELB is federally listed as threatened and critical habitat has been designated by the USFWS. The beetle is endemic to riparian systems along the margins of rivers and streams, and in adjacent grassy savannas in California's Central Valley. The VELB occurs in the Central Valley of California below 3,000 feet. It is distributed primarily within riparian habitats from Shasta County to Kern County. Valley elderberry longhorn beetles feed and



APE, ESA fencing created from construction plans (Northstar Engineering).
Elderberry bush survey: 6/19/2009 (EG)
Aerial: Bing Maps
Map Date: September 12, 2012

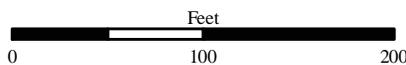


Figure 4

reproduce exclusively on two species of elderberry, including blue elderberry (*Sambucus mexicana*) and red elderberry (*S. racemosa*). The adult female beetles deposit eggs in the bark crevices of living plants. Larvae bore into the pith (plant tissue in the center of the stem) of larger elderberry stems upon hatching, where the majority of the animal’s life-span occurs. Following pupation in the spring, the adult beetle emerges, creating a hole in the bark of the stem or branch. Adults feed on foliage and are present from March through early June. Because the adult stage is short lived, survey techniques focus on the presence of emergence holes for evidence of VELB. Emergence holes have been observed in shoots or branches with diameters as small as 0.5 inches (13 mm) but are more common in older, larger branches. Besides exhibiting a preference for “stressed” elderberry shrubs, VELB prefer shrubs with stems of a certain size class. Exit holes have been found more frequently in trunks or branches that are 5 to 20 cm (2-8 in) in diameter, or at least 1.0 inch or greater at ground height (USFWS 1999) and less than one meter off the ground (Collinge et al. 2001). Research also shows that exit holes more consistently occur in clusters or stands of elderberry shrubs surrounded by associate riparian vegetation, rather than in isolated shrubs (Collinge et al. 2001). Exit holes are circular to slightly oval and are usually 7-10 mm in diameter. Valley elderberry longhorn beetles are the only insect species known to inhabit live elderberry shrubs and/or make exit holes of a similar size and shape in the Central Valley (USFWS 1991).

One elderberry shrub was identified in the survey area (**Figure 4**). However, no direct impacts to this elderberry shrub are expected to occur during the proposed construction activities. Furthermore, no VELB exit holes were observed on the shrub (**Table 2**). To ensure no indirect impacts to this elderberry shrub occur, ESA fencing must be placed around the dripline of the elderberry shrub per the 1999 USFWS Conservation Guidelines for Valley Elderberry Longhorn Beetle (Guidelines). According to these Guidelines, complete avoidance (i.e., no adverse effects) may be assumed when a 100-foot buffer is established and maintained around elderberry plants containing stems measuring 1.0 inch or greater in diameter at ground level. However, the one shrub located within the vicinity of the ESL is 62 feet from the ESL and, therefore, complete avoidance cannot be assumed. To prevent any disturbance to the shrub during the course of construction and clean up, fencing is proposed approximately 42 feet from the dripline of the shrub (**Figure 4**). No pesticides or herbicides will be used within the vicinity of any elderberry shrubs and dust control measures will be necessary during construction to prevent harm to VELB. Since project activity will result in work being done within 100 feet of the elderberry shrub, the avoidance measures described in Section 6.1 below will be necessary.

Table 2. Elderberry Shrub VELB Survey Results

Label	DBH (1-3")	DBH (3-5")	DBH (>5")	Exit Hole	Riparian
EB01	4	1	0	No	Yes

4.4.2 Migratory Birds

Two bird species protected under the MBTA, the white throated swift and a scrub jay, were observed during the field surveys. No other migratory bird species were observed in or around the ESL during the field surveys conducted. Though nests of these bird species were not

observed, there is a moderate potential for these or other small migratory bird species to nest within the patches of vegetation in or adjacent to the ESL.

5 Project Impacts

Assessment of natural resources occurring in the ESL concludes that no wetland or sensitive botanical resources occur or will be impacted by the proposed project and only two special-status wildlife species have potential to occur within the ESL; VELB and migratory bird species. Potential impacts to these species are described further below.

5.1 Valley Elderberry Longhorn Beetle

One elderberry shrub was identified in the survey area (**Figure 4, Table 2**). However, no direct impacts to this elderberry shrub are expected to occur during the proposed construction activities, as the shrub is located 62 feet from the ESL. According to the USFWS Guidelines, complete avoidance (i.e., no adverse effects) may be assumed when a 100-foot buffer is established and maintained around elderberry plants containing stems measuring 1.0 inch or greater in diameter at ground level. As such, since the elderberry shrub observed is located within that 100-foot buffer, complete avoidance cannot be assumed and avoidance and minimization measures will still need to be taken (see Section 6.1 below), and informal consultation with the USFWS may be required at the discretion of Caltrans.

5.2 Migratory Birds

Due to the presence of a few small shrubs and patches of herbaceous vegetation, there is potential for small migratory bird species to nest in this vegetation. There are no trees present within the ESL; therefore there is no potential for larger migratory birds or raptor species to nest on the site. There is, however, potential for raptor species to nest in the riparian habitat adjacent to the ESL along the Feather River.

6 Mitigation Measures

The following minimization measures will be incorporated into the project design to avoid all impacts to wildlife species that have potential to occur within the ESL.

6.1 Valley Elderberry Longhorn Beetle

To ensure no indirect impacts to this elderberry shrub occur, Environmentally Sensitive Area (ESA) fencing will be installed approximately 42 feet from the dripline of the one elderberry shrub during the course of construction and cleanup activities (**Figure 4**). Construction personnel, equipment, and stored material will not be allowed within the ESA fencing. Furthermore, no pesticides or herbicides will be used within the elderberry shrub ESA fencing. The shrub is located on the north side of an existing dirt walking trail, adjacent to the ESL. Dust control measures will be taken during the construction activities to prevent excess dust

and, thus, indirect impacts to VELB. However, the dirt walking trail abutting the shrub, which is not associated with the project, regularly produces minimal amounts of dust from the hikers and pedestrians using the trail. With the enforcement of the above described minimization measures, no impacts to VELB will occur due to the proposed project.

6.2 *Migratory Birds*

Due to the potential for bird species protected under the MBTA, to nest within the minimal vegetation present in the ESL, vegetation removal or ground disturbance should be conducted between September 1 and February 28 (i.e. the non-breeding season), or after all nestlings have fledged from active nests. If vegetation removal or ground disturbance occurs during the breeding season (i.e. March 1 to August 31) for bird species protected by the MBTA, then a qualified biologist must conduct a survey to locate any nests of these protected bird species in the ESL and establish no disturbance buffer zones around any active nests no more than 30 days prior to construction.

7 Permits Required

According to the current project site plan (**Attachment A**), no jurisdictional wetland features or other waters occur within the ESL or will be impacted by the proposed project. Therefore, neither a formal Delineation of Waters of the U.S. nor a 404 permit is required. If future impacts to jurisdictional waters are proposed, a formal Delineation of Waters of the U.S. will need to be conducted and verified by the USACE, and appropriate state (§401, §1600) and federal (§404) permits will be required.

8 References

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U.S. Fish & Wildlife Service
Sacramento Fish & Wildlife Office

Federal Endangered and Threatened Species that Occur in
or may be Affected by Projects in the Counties and/or
U.S.G.S. 7 1/2 Minute Quads you requested

Document Number: 120720123800

Database Last Updated: September 18, 2011

Quad Lists

Listed Species

Invertebrates

Branchinecta conservatio

Conservancy fairy shrimp (E)

Branchinecta lynchi

vernal pool fairy shrimp (T)

Desmocerus californicus dimorphus

valley elderberry longhorn beetle (T)

Lepidurus packardii

Critical habitat, vernal pool tadpole shrimp (X)

vernal pool tadpole shrimp (E)

Fish

Acipenser medirostris

green sturgeon (T) (NMFS)

Hypomesus transpacificus

delta smelt (T)

Oncorhynchus mykiss

Central Valley steelhead (T) (NMFS)

Critical habitat, Central Valley steelhead (X) (NMFS)

Oncorhynchus tshawytscha

Central Valley spring-run chinook salmon (T) (NMFS)

Critical Habitat, Central Valley spring-run chinook (X) (NMFS)

winter-run chinook salmon, Sacramento River (E) (NMFS)

Amphibians

Rana draytonii

California red-legged frog (T)

Critical habitat, California red-legged frog (X)

Reptiles

Thamnophis gigas

giant garter snake (T)

Plants

Chamaesyce hooveri

Critical habitat, Hoover's spurge (X)

Hoover's spurge (T)

Limnanthes floccosa ssp. californica

Butte County (Shippee) meadowfoam (E)

Critical habitat, Butte County (Shippee) meadowfoam (X)

Orcuttia pilosa

Critical habitat, hairy Orcutt grass (X)

hairy Orcutt grass (E)

Orcuttia tenuis

slender Orcutt grass (T)

Tuctoria greenei

Critical habitat, Greene's tuctoria (=Orcutt grass) (X)

Greene's tuctoria (=Orcutt grass) (E)

Candidate Species

Amphibians

Rana muscosa

mountain yellow-legged frog (C)

Birds

Coccyzus americanus occidentalis

Western yellow-billed cuckoo (C)

Mammals

Martes pennanti

fisher (C)

Quads Containing Listed, Proposed or Candidate Species:

BANGOR (559B)

PALERMO (560A)

BIGGS (560B)

BERRY CREEK (575B)

OROVILLE DAM (575C)

CHEROKEE (576A)

HAMLIN CANYON (576B)

SHIPPEE (576C)

County Lists

Butte County

Listed Species

Invertebrates

Branchinecta conservatio

Conservancy fairy shrimp (E)

Critical habitat, Conservancy fairy shrimp (X)

Branchinecta lynchi

Critical habitat, vernal pool fairy shrimp (X)

vernal pool fairy shrimp (T)

Desmocerus californicus dimorphus

valley elderberry longhorn beetle (T)

Lepidurus packardii

Critical habitat, vernal pool tadpole shrimp (X)

vernal pool tadpole shrimp (E)

Fish

Acipenser medirostris

green sturgeon (T) (NMFS)

Hypomesus transpacificus
delta smelt (T)

Oncorhynchus mykiss
Central Valley steelhead (T) (NMFS)
Critical habitat, Central Valley steelhead (X) (NMFS)

Oncorhynchus tshawytscha
Central Valley spring-run chinook salmon (T) (NMFS)
Critical Habitat, Central Valley spring-run chinook (X) (NMFS)
Critical habitat, winter-run chinook salmon (X) (NMFS)
winter-run chinook salmon, Sacramento River (E) (NMFS)

Amphibians

Ambystoma californiense
California tiger salamander, central population (T)

Rana draytonii
California red-legged frog (T)
Critical habitat, California red-legged frog (X)

Reptiles

Thamnophis gigas
giant garter snake (T)

Plants

Chamaesyce hooveri
Critical habitat, Hoover's spurge (X)
Hoover's spurge (T)

Limnanthes floccosa ssp. californica
Butte County (Shippee) meadowfoam (E)
Critical habitat, Butte County (Shippee) meadowfoam (X)

Orcuttia pilosa
Critical habitat, hairy Orcutt grass (X)
hairy Orcutt grass (E)

Orcuttia tenuis
Critical habitat, slender Orcutt grass (X)
slender Orcutt grass (T)

Senecio layneae
Layne's butterweed (=ragwort) (T)

Tuctoria greenei
Critical habitat, Greene's tuctoria (=Orcutt grass) (X)
Greene's tuctoria (=Orcutt grass) (E)

Candidate Species

Amphibians

Rana muscosa
mountain yellow-legged frog (C)

Birds

Coccyzus americanus occidentalis
Western yellow-billed cuckoo (C)

Mammals

Martes pennanti
fisher (C)

Key:

- (E) *Endangered* - Listed as being in danger of extinction.
- (T) *Threatened* - Listed as likely to become endangered within the foreseeable future.
- (P) *Proposed* - Officially proposed in the Federal Register for listing as endangered or threatened.
- (NMFS) Species under the Jurisdiction of the [National Oceanic & Atmospheric Administration Fisheries Service](#). Consult with them directly about these species.
- Critical Habitat* - Area essential to the conservation of a species.
- (PX) *Proposed Critical Habitat* - The species is already listed. Critical habitat is being proposed for it.
- (C) *Candidate* - Candidate to become a proposed species.
- (V) Vacated by a court order. Not currently in effect. Being reviewed by the Service.
- (X) *Critical Habitat* designated for this species

Important Information About Your Species List

How We Make Species Lists

We store information about endangered and threatened species lists by U.S. Geological Survey 7½ minute quads. The United States is divided into these quads, which are about the size of San Francisco.

The animals on your species list are ones that occur within, or may be affected by projects within, the quads covered by the list.

- Fish and other aquatic species appear on your list if they are in the same watershed as your quad or if water use in your quad might affect them.
- Amphibians will be on the list for a quad or county if pesticides applied in that area may be carried to their habitat by air currents.
- Birds are shown regardless of whether they are resident or migratory. Relevant birds on the county list should be considered regardless of whether they appear on a quad list.

Plants

Any plants on your list are ones that have actually been observed in the area covered by the list. Plants may exist in an area without ever having been detected there. You can find out what's in the surrounding quads through the California Native Plant Society's online [Inventory of Rare and Endangered Plants](#).

Surveying

Some of the species on your list may not be affected by your project. A trained biologist and/or botanist, familiar with the habitat requirements of the species on your list, should

determine whether they or habitats suitable for them may be affected by your project. We recommend that your surveys include any proposed and candidate species on your list. See our [Protocol](#) and [Recovery Permits](#) pages.

For plant surveys, we recommend using the [Guidelines for Conducting and Reporting Botanical Inventories](#). The results of your surveys should be published in any environmental documents prepared for your project.

Your Responsibilities Under the Endangered Species Act

All animals identified as listed above are fully protected under the Endangered Species Act of 1973, as amended. Section 9 of the Act and its implementing regulations prohibit the take of a federally listed wildlife species. Take is defined by the Act as "to harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect" any such animal.

Take may include significant habitat modification or degradation where it actually kills or injures wildlife by significantly impairing essential behavioral patterns, including breeding, feeding, or shelter (50 CFR §17.3).

Take incidental to an otherwise lawful activity may be authorized by one of two procedures:

- If a Federal agency is involved with the permitting, funding, or carrying out of a project that may result in take, then that agency must engage in a formal [consultation](#) with the Service.

During formal consultation, the Federal agency, the applicant and the Service work together to avoid or minimize the impact on listed species and their habitat. Such consultation would result in a biological opinion by the Service addressing the anticipated effect of the project on listed and proposed species. The opinion may authorize a limited level of incidental take.

- If no Federal agency is involved with the project, and federally listed species may be taken as part of the project, then you, the applicant, should apply for an incidental take permit. The Service may issue such a permit if you submit a satisfactory conservation plan for the species that would be affected by your project.

Should your survey determine that federally listed or proposed species occur in the area and are likely to be affected by the project, we recommend that you work with this office and the California Department of Fish and Game to develop a plan that minimizes the project's direct and indirect impacts to listed species and compensates for project-related loss of habitat. You should include the plan in any environmental documents you file.

Critical Habitat

When a species is listed as endangered or threatened, areas of habitat considered essential to its conservation may be designated as critical habitat. These areas may require special management considerations or protection. They provide needed space for growth and normal behavior; food, water, air, light, other nutritional or physiological requirements; cover or shelter; and sites for breeding, reproduction, rearing of offspring, germination or seed dispersal.

Although critical habitat may be designated on private or State lands, activities on these lands are not restricted unless there is Federal involvement in the activities or direct harm to listed wildlife.

If any species has proposed or designated critical habitat within a quad, there will be a separate line for this on the species list. Boundary descriptions of the critical habitat may be found in the Federal Register. The information is also reprinted in the Code of Federal Regulations (50 CFR 17.95). See our [Map Room](#) page.

Candidate Species

We recommend that you address impacts to candidate species. We put plants and animals on

our candidate list when we have enough scientific information to eventually propose them for listing as threatened or endangered. By considering these species early in your planning process you may be able to avoid the problems that could develop if one of these candidates was listed before the end of your project.

Species of Concern

The Sacramento Fish & Wildlife Office no longer maintains a list of species of concern. However, various other agencies and organizations maintain lists of at-risk species. These lists provide essential information for land management planning and conservation efforts. [More info](#)

Wetlands

If your project will impact wetlands, riparian habitat, or other jurisdictional waters as defined by section 404 of the Clean Water Act and/or section 10 of the Rivers and Harbors Act, you will need to obtain a permit from the U.S. Army Corps of Engineers. Impacts to wetland habitats require site specific mitigation and monitoring. For questions regarding wetlands, please contact Mark Littlefield of this office at (916) 414-6520.

Updates

Our database is constantly updated as species are proposed, listed and delisted. If you address proposed and candidate species in your planning, this should not be a problem. However, we recommend that you get an updated list every 90 days. That would be October 18, 2012.

California Department of Fish and Game
Natural Diversity Database
Butte County Park and Ride
Oroville and 8 surrounding quads

Common Name/Scientific Name	Element Code	Federal Status	State Status	GRank	SRank	CDFG or CNPS
1 Ahart's buckwheat <i>Eriogonum umbellatum</i> var. <i>ahartii</i>	PDPGN086UY			G5T2	S2	1B.2
2 Ahart's dwarf rush <i>Juncus leiospermus</i> var. <i>ahartii</i>	PMJUN011L1			G2T1	S1.2	1B.2
3 Ahart's paronychia <i>Paronychia ahartii</i>	PDCAR0L0V0			G2	S2	1B.1
4 American peregrine falcon <i>Falco peregrinus anatum</i>	ABNKD06071	Delisted	unknown code...	G4T3	S2	
5 Brandegee's clarkia <i>Clarkia biloba</i> ssp. <i>brandegeeeae</i>	PDONA05053			G4G5T3	S3	1B.2
6 Butte County checkerbloom <i>Sidalcea robusta</i>	PDMAL110P0			G2	S2	1B.2
7 Butte County fritillary <i>Fritillaria eastwoodiae</i>	PMLIL0V060			G3Q	S3	3.2
8 Butte County golden clover <i>Trifolium jokerstii</i>	PDFAB40310			G1	S1.2	1B.2
9 Butte County meadowfoam <i>Limnanthes floccosa</i> ssp. <i>californica</i>	PDLIM02042	Endangered	Endangered	G4T1	S1	1B.1
10 California black rail <i>Laterallus jamaicensis coturniculus</i>	ABNME03041		Threatened	G4T1	S1	
11 California linderiella <i>Linderiella occidentalis</i>	ICBRA06010			G3	S2S3	
12 California red-legged frog <i>Rana draytonii</i>	AAABH01022	Threatened		G4T2T3	S2S3	SC
13 Great Valley Cottonwood Riparian Forest	CTT61410CA			G2	S2.1	
14 Great Valley Willow Scrub	CTT63410CA			G3	S3.2	
15 Greene's tuctoria <i>Tuctoria greenei</i>	PMPOA6N010	Endangered	Rare	G1	S1	1B.1
16 Hoover's spurge <i>Chamaesyce hooveri</i>	PDEUP0D150	Threatened		G2	S2	1B.2
17 Jepson's onion <i>Allium jepsonii</i>	PMLIL022V0			G1	S1.2	1B.2
18 Lewis Rose's ragwort <i>Packera eurycephala</i> var. <i>lewisrosei</i>	PDAST8H182			G4T2	S2.2	1B.2
19 Mildred's clarkia <i>Clarkia mildrediae</i> ssp. <i>mildrediae</i>	PDONA050Q2			G3T3	S3	1B.3
20 Mosquin's clarkia <i>Clarkia mosquinii</i>	PDONA050S0			G2	S2	1B.1
21 Northern Basalt Flow Vernal Pool	CTT44131CA			G3	S2.2	
22 Northern Hardpan Vernal Pool	CTT44110CA			G3	S3.1	
23 Northern Volcanic Mud Flow Vernal Pool	CTT44132CA			G1	S1.1	
24 Red Bluff dwarf rush <i>Juncus leiospermus</i> var. <i>leiospermus</i>	PMJUN011L2			G2T2	S2.2	1B.1
25 Sanford's arrowhead <i>Sagittaria sanfordii</i>	PMALI040Q0			G3	S3	1B.2

California Department of Fish and Game
Natural Diversity Database
Butte County Park and Ride
Orville and 8 surrounding quads

Common Name/Scientific Name	Element Code	Federal Status	State Status	GRank	SRank	CDFG or CNPS
26 Sierra blue grass <i>Poa sierrae</i>	PMPOA4Z310			G2G3	S2S3	1B.3
27 Swainson's hawk <i>Buteo swainsoni</i>	ABNKC19070		Threatened	G5	S2	
28 adobe-lily <i>Fritillaria pluriflora</i>	PMLIL0V0F0			G3	S3	1B.2
29 bald eagle <i>Haliaeetus leucocephalus</i>	ABNKC10010	Delisted	Endangered	G5	S2	
30 bank swallow <i>Riparia riparia</i>	ABPAU08010		Threatened	G5	S2S3	
31 big-scale balsamroot <i>Balsamorhiza macrolepis</i>	PDAST11061			G2	S2	1B.2
32 burrowing owl <i>Athene cunicularia</i>	ABNSB10010			G4	S2	SC
33 chinook salmon - Central Valley spring-run ESU <i>Oncorhynchus tshawytscha</i>	AFCHA0205A	Threatened	Threatened	G5	S1	
34 coast horned lizard <i>Phrynosoma blainvillii</i>	ARACF12100			G4G5	S3S4	SC
35 foothill yellow-legged frog <i>Rana boylei</i>	AAABH01050			G3	S2S3	SC
36 fringed myotis <i>Myotis thysanodes</i>	AMACC01090			G4G5	S4	
37 giant garter snake <i>Thamnophis gigas</i>	ARADB36150	Threatened	Threatened	G2G3	S2S3	
38 great blue heron <i>Ardea herodias</i>	ABNGA04010			G5	S4	
39 greater sandhill crane <i>Grus canadensis tabida</i>	ABNMK01014		Threatened	G5T4	S2	
40 hairy Orcutt grass <i>Orcuttia pilosa</i>	PMPOA4G040	Endangered	Endangered	G1	S1	1B.1
41 loggerhead shrike <i>Lanius ludovicianus</i>	ABPBR01030			G4	S4	SC
42 northern harrier <i>Circus cyaneus</i>	ABNKC11010			G5	S3	SC
43 obtuse starwort <i>Stellaria obtusa</i>	PDCAR0X0U0			G5	S3.3	4.3
44 pallid bat <i>Antrozous pallidus</i>	AMACC10010			G5	S3	SC
45 pink creamsacs <i>Castilleja rubicundula ssp. rubicundula</i>	PDSCR0D482			G5T2	S2	1B.2
46 recurved larkspur <i>Delphinium recurvatum</i>	PDRAN0B1J0			G3	S3	1B.2
47 round-leaved filaree <i>California macrophylla</i>	PDGER01070			G2	S2	1B.1
48 silver-haired bat <i>Lasiorycteris noctivagans</i>	AMACC02010			G5	S3S4	

California Department of Fish and Game
 Natural Diversity Database
 Butte County Park and Ride
 Oroville and 8 surrounding quads

Common Name/Scientific Name	Element Code	Federal Status	State Status	GRank	SRank	CDFG or CNPS
49 slender Orcutt grass <i>Orcuttia tenuis</i>	PMPOA4G050	Threatened	Endangered	G2	S2	1B.1
50 tricolored blackbird <i>Agelaius tricolor</i>	ABPBXB0020			G2G3	S2	SC
51 valley elderberry longhorn beetle <i>Desmocerus californicus dimorphus</i>	IICOL48011	Threatened		G3T2	S2	
52 veiny monardella <i>Monardella venosa</i>	PDLAM18082			G1	S1.1	1B.1
53 vernal pool fairy shrimp <i>Branchinecta lynchi</i>	ICBRA03030	Threatened		G3	S2S3	
54 vernal pool tadpole shrimp <i>Lepidurus packardii</i>	ICBRA10010	Endangered		G3	S2S3	
55 western mastiff bat <i>Eumops perotis californicus</i>	AMACD02011			G5T4	S3?	SC
56 western pond turtle <i>Emys marmorata</i>	ARAAD02030			G3G4	S3	SC
57 western spadefoot <i>Spea hammondi</i>	AAABF02020			G3	S3	SC
58 white-stemmed clarkia <i>Clarkia gracilis ssp. albicaulis</i>	PDONA050J1			G5T2	S2.2?	1B.2
59 woolly rose-mallow <i>Hibiscus lasiocarpus var. occidentalis</i>	PDMAL0H0R3			G4	S2.2	1B.2
60 yellow warbler <i>Dendroica petechia brewsteri</i>	ABPBX03018			G5T3?	S2	SC

	<input type="checkbox"/>	1	<u>Juncus leiospermus</u> var. <u>ahartii</u> 	Ahart's dwarf rush	Juncaceae	List 1B.2
	<input type="checkbox"/>	1	<u>Juncus leiospermus</u> var. <u>leiospermus</u> 	Red Bluff dwarf rush	Juncaceae	List 1B.1
	<input type="checkbox"/>	1	<u>Limnanthes floccosa</u> ssp. <u>californica</u> 	Butte County meadowfoam	Limnanthaceae	List 1B.1
	<input type="checkbox"/>	1	<u>Monardella venosa</u>	veiny monardella	Lamiaceae	List 1B.1
	<input type="checkbox"/>	1	<u>Orcuttia pilosa</u> 	hairy Orcutt grass	Poaceae	List 1B.1
	<input type="checkbox"/>	1	<u>Orcuttia tenuis</u> 	slender Orcutt grass	Poaceae	List 1B.1
	<input type="checkbox"/>	1	<u>Packera eurycephala</u> var. <u>lewisrosei</u>	Lewis Rose's ragwort	Asteraceae	List 1B.2
	<input type="checkbox"/>	1	<u>Paronychia ahartii</u> 	Ahart's paronychia	Caryophyllaceae	List 1B.1
	<input type="checkbox"/>	1	<u>Poa sierrae</u>	Sierra blue grass	Poaceae	List 1B.3
	<input type="checkbox"/>	1	<u>Sagittaria sanfordii</u> 	Sanford's arrowhead	Alismataceae	List 1B.2
	<input type="checkbox"/>	1	<u>Sidalcea robusta</u> 	Butte County checkerbloom	Malvaceae	List 1B.2
	<input type="checkbox"/>	1	<u>Trifolium jokerstii</u> 	Butte County golden clover	Fabaceae	List 1B.2
	<input type="checkbox"/>	1	<u>Tuctoria greenei</u> 	Greene's tuctoria	Poaceae	List 1B.1

To save selected records for later study, click the ADD button.

Selections will appear in a new window.

No more hits.



Appendix D. Species Observed by NorthStar Biologists
In and Near the ESL

List of Plant Species Observed on 6/16/09	
Scientific Name	Common Name
Ailanthus altissima	Tree-of-heaven
Avena barbata	Wild oat
Brassica nigra	Black mustard
Bromus diandrus	Rip-gut brome
Carduus pycnocephalus	Italian thistle
Centaurea solstitialis	Yellow-star thistle
Cichorium intybus	Chickory
Cynodon dactylon	Bermuda grass
Erodium botrys	Long-billed stork's-beak
Erodium cicutarium	Red-stem filaree
Eschscholzia californica	California poppy
Ficus carica	Fig
Foeniculum vulgare	Fennel
Geranium molle	Dove-foot geranium
Hordeum murinum	Wall hare barley
Lactuca serriola	Prickly lettuce
Leontodon taraxacoides	Hawkbit
Lolium multiflorum	Italian rye-grass
Lupinus sp.	Lupine
Platanus x acerifolia	London-plane (street trees)
Portulaca oleracea	Common purslane
Prunus sp.	Plum-cherry
Sambucus mexicanus	Blue elderberry
Torylis arvensis	Hedge parsley
Vinca major	Periwinkle
Wildlife Species Observed on 6/16/09	
Scientific Name	Common Name
Aeronautes saxatalis	White-throated swift
Aphelocoma coerulescens	Scrub jay



Elena Gregg Senior Botanist/Certified Arborist

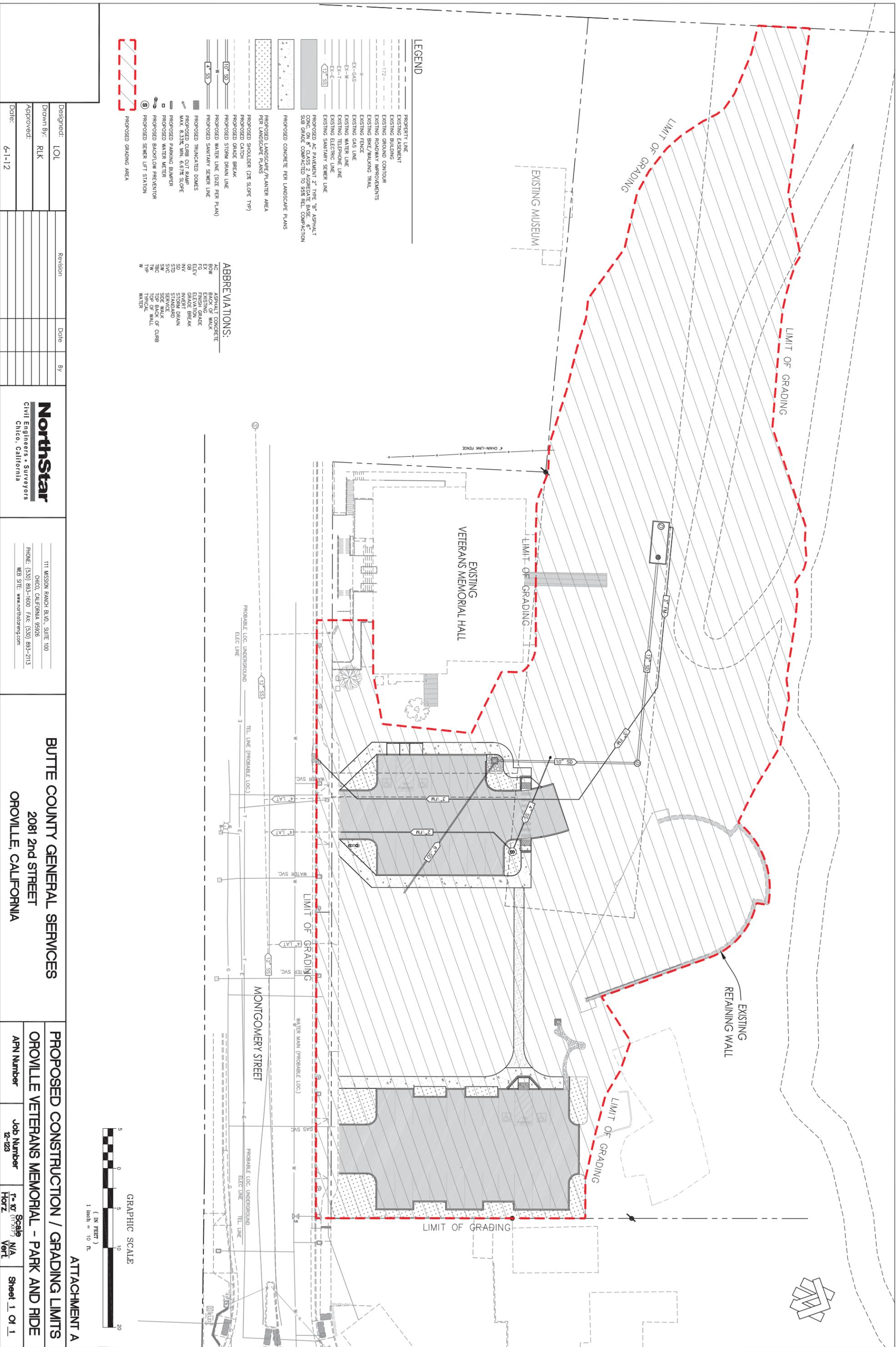
EDUCATION

- **B.S., Biology – Environmental Biology and Management, 2004**
University of California, Davis

EXPERIENCE 7 years

- **NorthStar Environmental; formerly known as Gallaway Consulting**
Botanist/Certified Arborist
 - **U.S.D.A. Forest Service, Truckee Ranger District**
Botanical Technician
 - **Jones and Stokes**
Field Botanist
 - **U.C. Davis, Botanical Conservatory**
Nursery Technician
-

Elena Gregg is proficient in conducting botanical/rare plant surveys, wetland delineations, and valley elderberry longhorn beetle surveys. She has also classified and mapped habitat for the U.S. Forest Service. Ms. Gregg has acquired extensive knowledge of greenhouse management and exotic and native plant maintenance and identification through her many years working for the U.C. Davis Botanical Conservatory. In 2007, Ms. Gregg completed her International Society of Arboriculture Arborist Certification (WE-8033A). Her areas of expertise include general botanical surveys and plant identification, rare plant surveys, tree inventories, tree health assessments, and wetland delineations. As a botanist with NorthStar Environmental; formerly known as Gallaway Consulting, Ms. Gregg has conducted rare plant surveys in a wide variety of habitats and eco-regions using standardized Guidelines for Assessing the Effects of Proposed Projects on Rare, Threatened, and Endangered plants and Natural Communities (CDFG 2000); Guidelines for Conducting and Reporting Botanical Inventories for Federally Listed, Proposed and Candidate Plants (USFWS 2000); and Mitigation Guidelines Regarding Impacts to Rare, Threatened, and Endangered Plants (CNPS1998). In addition, Ms. Gregg prepares biological resource assessments, arborist reports, preliminary wetland evaluations, and gathers and organizes baseline data for various environmental projects. Since joining NorthStar Environmental; formerly known as Gallaway Consulting, Ms. Gregg has also prepared tree planting plans for restoration projects and helped to install plantings. Ms. Gregg has also conducted botanical surveys for the U.S. Forest Service using the Jepson Manual to identify sensitive plant species, has used Forest Service protocol to assess the health of aspen stands, and participated in the implementation of the U.S. Forest Service's noxious weed management plan. In addition, Ms. Gregg worked as a field botanist for Jones and Stokes conducting rare plant surveys and keying out wetland and vernal pool plants.



- LEGEND**
- PROPERTY LINE
 - EXISTING EASEMENT
 - EXISTING BUILDING
 - EXISTING GROUND CONTOUR
 - - - EXISTING ROADWAY IMPROVEMENTS
 - EXISTING BIKE/WALKING TRAIL
 - EXISTING FENCE
 - EX-GAS
 - EX-W
 - EX-T
 - EX-E
 - EXISTING ELECTRIG LINE
 - EXISTING SANITARY SEWER LINE
 - PROPOSED AC PAVEMENT 2" TYPE "B" ASPHALT CONC. ON 8 CLASS 2 AGRICOLA E. BASE, 6" SUB BASE COMPACTED TO 95% REL. COMPACTION PER LANDSCAPE PLANS
 - PROPOSED CONCRETE PER LANDSCAPE PLANS
 - PROPOSED LANDSCAPE/PLANTER AREA PER LANDSCAPE PLANS
 - PROPOSED SHOULDER (2% SLOPE TYP)
 - PROPOSED GRADE BREAK
 - PROPOSED STORM DRAIN LINE
 - PROPOSED WATER LINE (SIZE PER PLAN)
 - PROPOSED SANITARY SEWER LINE
 - PROPOSED TRUNCATED DOWNS
 - PROPOSED CURB CUT RAMP MAX. 8.33% MIN. 6.67% SLOPE
 - PROPOSED PARKING BUMPER
 - PROPOSED WATER METER
 - PROPOSED BACKFLOW PREVENTOR
 - PROPOSED SEWER LIFT STATION
 - PROPOSED GRADING AREA

- ABBREVIATIONS:**
- AC ASPHALT CONCRETE
 - B/W BACK OF WALK
 - EX EXISTING
 - ELEV ELEVATION
 - GB GRADE BREAK
 - INV INVERT
 - STD STANDARD
 - SVC SERVICE
 - SW SIDE WALK
 - TOP TOP OF WALL
 - TYP TYPICAL
 - W WATER

Designed: LOL	Revision	Date	By
Drawn By: RLK			
Approved:			
Date: 6-1-12			

NorthStar
Civil Engineers & Surveyors
Chico, California

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WEB SITE: www.northstareng.com

BUTTE COUNTY GENERAL SERVICES
2081 2nd STREET
OROVILLE, CALIFORNIA

PROPOSED CONSTRUCTION / GRADING LIMITS
OROVILLE VETERANS MEMORIAL - PARK AND RIDE

APN Number Job Number Scale N/A Vert. Sheet 1 of 1



ATTACHMENT A

Guidelines for Assessing the Effects of Proposed Projects on Rare, Threatened, and Endangered Plants and Natural Communities

State of California
THE RESOURCES AGENCY
Department of Fish and Game
December 9, 1983
Revised May 8, 2000

The following recommendations are intended to help those who prepare and review environmental documents determine **when** a botanical survey is needed, **who** should be considered qualified to conduct such surveys, **how** field surveys should be conducted, and **what** information should be contained in the survey report. The Department may recommend that lead agencies not accept the results of surveys that are not conducted according to these guidelines.

1. Botanical surveys are conducted in order to determine the environmental effects of proposed projects on all rare, threatened, and endangered plants and plant communities. Rare, threatened, and endangered plants are not necessarily limited to those species which have been "listed" by state and federal agencies but should include any species that, based on all available data, can be shown to be rare, threatened, and/or endangered under the following definitions:

A species, subspecies, or variety of plant is "endangered" when the prospects of its survival and reproduction are in immediate jeopardy from one or more causes, including loss of habitat, change in habitat, over-exploitation, predation, competition, or disease. A plant is "threatened" when it is likely to become endangered in the foreseeable future in the absence of protection measures. A plant is "rare" when, although not presently threatened with extinction, the species, subspecies, or variety is found in such small numbers throughout its range that it may be endangered if its environment worsens.

Rare natural communities are those communities that are of highly limited distribution. These communities may or may not contain rare, threatened, or endangered species. The most current version of the California Natural Diversity Database's List of California Terrestrial Natural Communities may be used as a guide to the names and status of communities.

2. It is appropriate to conduct a botanical field survey to determine if, or to the extent that, rare, threatened, or endangered plants will be affected by a proposed project when:

- a. Natural vegetation occurs on the site, it is unknown if rare, threatened, or endangered plants or habitats occur on the site, and the project has the potential for direct or indirect effects on vegetation; or
- b. Rare plants have historically been identified on the project site, but adequate information for impact assessment is lacking.

3. Botanical consultants should possess the following qualifications:

- a. Experience conducting floristic field surveys;
- b. Knowledge of plant taxonomy and plant community ecology;
- c. Familiarity with the plants of the area, including rare, threatened, and endangered species;
- d. Familiarity with the appropriate state and federal statutes related to plants and plant collecting; and,
- e. Experience with analyzing impacts of development on native plant species and communities.

4. Field surveys should be conducted in a manner that will locate any rare, threatened, or endangered species that may be present. Specifically, rare, threatened, or endangered plant surveys should be:

- a. Conducted in the field at the proper time of year when rare, threatened, or endangered species are both evident and identifiable. Usually, this is when the plants are flowering.

When rare, threatened, or endangered plants are known to occur in the type(s) of habitat present in the project

area, nearby accessible occurrences of the plants (reference sites) should be observed to determine that the species are identifiable at the time of the survey.

b. Floristic in nature. A floristic survey requires that every plant observed be identified to the extent necessary to determine its rarity and listing status. In addition, a sufficient number of visits spaced throughout the growing season are necessary to accurately determine what plants exist on the site. In order to properly characterize the site and document the completeness of the survey, a complete list of plants observed on the site should be included in every botanical survey report.

c. Conducted in a manner that is consistent with conservation ethics. Collections (voucher specimens) of rare, threatened, or endangered species, or suspected rare, threatened, or endangered species should be made only when such actions would not jeopardize the continued existence of the population and in accordance with applicable state and federal requirements. A collecting permit from the Habitat Conservation Planning Branch of DFG is required for collection of state-listed plant species. Voucher specimens should be deposited at recognized public herbaria for future reference. Photography should be used to document plant identification and habitat whenever possible, but especially when the population cannot withstand collection of voucher specimens.

d. Conducted using systematic field techniques in all habitats of the site to ensure a thorough coverage of potential impact areas.

e. Well documented. When a rare, threatened, or endangered plant (or rare plant community) is located, a California Native Species (or Community) Field Survey Form or equivalent written form, accompanied by a copy of the appropriate portion of a 7.5 minute topographic map with the occurrence mapped, should be completed and submitted to the Natural Diversity Database. Locations may be best documented using global positioning systems (GPS) and presented in map and digital forms as these tools become more accessible.

5. Reports of botanical field surveys should be included in or with environmental assessments, negative declarations and mitigated negative declarations, Timber Harvesting Plans (THPs), EIR's, and EIS's, and should contain the following information:

- a. Project description, including a detailed map of the project location and study area.
- b. A written description of biological setting referencing the community nomenclature used and a vegetation map.
- c. Detailed description of survey methodology.
- d. Dates of field surveys and total person-hours spent on field surveys.
- e. Results of field survey including detailed maps and specific location data for each plant population found. Investigators are encouraged to provide GPS data and maps documenting population boundaries.
- f. An assessment of potential impacts. This should include a map showing the distribution of plants in relation to proposed activities.
- g. Discussion of the significance of rare, threatened, or endangered plant populations in the project area considering nearby populations and total species distribution.
- h. Recommended measures to avoid impacts.
- i. A list of all plants observed on the project area. Plants should be identified to the taxonomic level necessary to determine whether or not they are rare, threatened or endangered.
- j. Description of reference site(s) visited and phenological development of rare, threatened, or endangered plant(s).
- k. Copies of all California Native Species Field Survey Forms or Natural Community Field Survey Forms.
- l. Name of field investigator(s).
- m. References cited, persons contacted, herbaria visited, and the location of voucher specimens.



14A

2008-0009971

RECORDING REQUESTED BY
Mid Valley Title & Escrow Company

Recorded	REC FEE	0.00
Official Records		
County of		
Butte		
CANDACE J. GALBREATH		
County Clerk-Recorder		
	KL	
09:00AM 20-Mar-2008	Page 1 of 4	

AND WHEN RECORDED MAIL DOCUMENT
AND TAX STATEMENT TO:
County of Butte -Chief Admin Officer
25 County Center Drive
Oroville, CA 95965

Space Above This Line for Recorder's Use Only

A.P.N.: 012-041-004-000

File No.: 0403-2686886 (AM)

GRANT DEED

The Undersigned Grantor(s) Declare(s): DOCUMENTARY TRANSFER TAX \$; CITY TRANSFER TAX \$0.00; SURVEY MONUMENT FEE \$ *Conveyance to governmental entity* R & T 11922

- computed on the consideration or full value of property conveyed, OR
- computed on the consideration or full value less value of liens and/or encumbrances remaining at time of sale,
- unincorporated area; City of Oroville, and

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, **Lesa D. Boetto-Franco, a married woman as her sole and separate property**

hereby GRANTS to **County of Butte**, a political subdivision of the State of California

the following described property in the City of **OROVILLE**, County of **BUTTE**, State of California:

PARCEL I:

COMMENCING AT A POST IN THE NORTH LINE OF MONTGOMERY STREET 4 FEET AND 8 INCHES WESTERLY OF THE CORNER COMMON TO OUTSIDE LOTS NUMBERED 17 AND 18 OF THE CITY (FORMERLY THE TOWN OF OROVILLE) AS THE SAME IS LAID DOWN AND NUMBERED ON THE OFFICIAL MAP OF SAID CITY OF OROVILLE, RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF BUTTE COUNTY, CALIFORNIA, JANUARY 22, 1872, SAID POST BEING IDENTICAL WITH THE SOUTHWESTERLY CORNER OF LAND OF MRS. MARY MCGEE; THENCE NORTHERLY AT RIGHT ANGLES WITH SAID MONTGOMERY STREET AND ALONG THE FENCE ON THE WESTERLY BOUNDARY OF SAID LAND OF MRS. MARY MCGEE 100 FEET TO A POST FOR THE POINT OF BEGINNING; THENCE AT A RIGHT ANGLE WESTERLY AND PARALLEL TO THE NORTHERLY LINE OF SAID MONTGOMERY STREET 50 FEET TO A POST; THENCE AT A RIGHT ANGLE NORTHERLY TO THE CENTER AND THREAD OF THE FEATHER RIVER; THENCE AT A RIGHT ANGLE EASTERLY 50 FEET; THENCE AT A RIGHT ANGLE SOUTHERLY TO THE POINT OF BEGINNING AFORESAID WHICH POINT OF BEGINNING IS 100 FEET NORTHERLY FROM SAID MONTGOMERY STREET. THE EASTERLY LINE OF THE LAND HEREBY CONVEYED IS A PROJECTION AND CONTINUATION IN A STRAIGHT LINE OF THE SAID LINE WHICH IS THE WESTERN BOUNDARY OF SAID LAND OF MRS. MARY MCGEE AFORESAID.

EXCEPTING ANY PORTION OF THE DESCRIBED PROPERTY WITHIN THE NATURAL BED OF THE FEATHER RIVER BELOW THE LINE OF ORDINARY HIGH WATER WHERE IT WAS LOCATED PRIOR TO ANY ARTIFICIAL OR AVULSIVE CHANGES IN THE LOCATION OF THE SHORELINE.

PARCEL II:

Mail Tax Statements To: SAME AS ABOVE

A.P.N.: 012-041-004-000

Grant Deed - continued

File No.: 0403-2686886
(AM)

Date: 02/20/2008

COMMENCING AT A POST IN THE NORTHERLY LINE OF MONTGOMERY STREET, 4 FEET AND 8 INCHES WESTERLY OF THE CORNER COMMON TO OUTSIDE LOTS 17 AND 18 OF THE TOWN (NOW CITY) OF OROVILLE, CALIFORNIA, AS THE SAME IS LAID DOWN AND NUMBERED ON THE OFFICIAL MAP OF THE SAID TOWN OF OROVILLE RECORDED JANUARY 22, 1872, IN THE OFFICE OF THE COUNTY RECORDER OF SAID BUTTE COUNTY, CALIFORNIA, SAID POST BEING IDENTICAL WITH THE SOUTHWESTERLY CORNER OF LANDS OF MRS. MARY MCGEE; THENCE NORTHERLY, AT RIGHT ANGLES WITH SAID MONTGOMERY STREET, AND ALONG FENCE ON WESTERN BOUNDARY OF SAID LANDS OF MRS. MARY MCGEE, 100 FEET TO A POST; THENCE AT RIGHT ANGLES, WESTERLY AND BEING PARALLEL TO THE NORTHERLY LINE OF SAID MONTGOMERY STREET, 50 FEET, TO A POST; THENCE AT RIGHT ANGLES, SOUTHERLY AND BEING PARALLEL TO THE AFORESAID WESTERN BOUNDARY OF SAID LANDS OF MRS. MARY MCGEE, 100 FEET TO A POST IN THE SAID NORTHERLY LINE OF SAID MONTGOMERY STREET; THENCE EASTERLY ALONG THE SAID NORTHERLY LINE OF SAID MONTGOMERY STREET, 50 FEET TO THE PLACE OF BEGINNING, AND BEING IDENTICAL WITH THE SAME TRACT OF LAND HERETOFORE CONVEYED BY THE NORTH CALIFORNIA MINING COMPANY TO MRS. SARAH E. LEE, BY DEED DATED MAY 7, 1907 AND RECORDED IN LIBER 98 OF DEEDS, AT PAGE 416, RECORDS OF BUTTE COUNTY.

PARCEL III:

COMMENCING AT A POINT IN THE NORTHERLY LINE OF MONTGOMERY STREET IN THE CITY OF OROVILLE, ACCORDING TO THE OFFICIAL MAP THEREOF, DISTANT 106.66 FEET WESTERLY FROM THE SOUTHEAST CORNER OF OUTSIDE LOT 17; RUNNING THENCE EASTERLY ALONG THE NORTHERLY LINE OF MONTGOMERY STREET A DISTANCE OF 40 FEET TO THE WESTERLY LINE OF PROPERTY NOW OWNED BY G. H. MATTHEWS; THENCE NORTHERLY AT RIGHT ANGLES A DISTANCE OF 89 FEET; THENCE AT RIGHT ANGLES EASTERLY 12 FEET; THENCE AT RIGHT ANGLES NORTHERLY AND RUNNING TO THE CENTERLINE OF THE FEATHER RIVER; THENCE AT RIGHT ANGLES WESTERLY 52 FEET ALONG SAID CENTERLINE OF THE FEATHER RIVER; THENCE SOUTHERLY TO THE POINT OF BEGINNING.

EXCEPTING ANY PORTION OF THE DESCRIBED PROPERTY WITHIN THE NATURAL BED OF THE FEATHER RIVER BELOW THE LINE OF ORDINARY HIGH WATER WHERE IT WAS LOCATED PRIOR TO ANY ARTIFICIAL OR AVULSIVE CHANGES IN THE LOCATION OF THE SHORELINE.

ALSO EXCEPTING THEREFROM HOWEVER, A PARCEL OF LAND HERETOFORE DEEDED TO THE CITY OF OROVILLE FOR RIGHT OF WAY PURPOSES.

PARCEL IV:

COMMENCING AT A POINT IN THE NORTHERN LINE OF MONTGOMERY STREET WESTERLY 54 FEET 8 INCHES FROM THE LINE DIVIDING OUTSIDE LOTS 17 AND 18 AND RUNNING THENCE WESTERLY ALONG THE SAID NORTH LINE OF MONTGOMERY STREET A DISTANCE OF 12 FEET; THENCE AT RIGHT ANGLES NORTHERLY TO AN INTERSECTION WITH THE SOUTH LINE OF THE LEVEE RIGHT OF WAY OF THE CITY OF OROVILLE; THENCE EASTERLY ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 12 FEET; THENCE SOUTHERLY TO THE POINT OF BEGINNING, SAID STRIP BEING A PORTION OF OUTSIDE LOT 17 OF SAID CITY OF OROVILLE, ACCORDING TO THE OFFICIAL MAP THEREOF.

EXCEPTING FROM SAID PARCELS I, II, III AND IV, THOSE CERTAIN PARCELS OF LAND DESCRIBED IN DEEDS TO THE CITY OF OROVILLE RECORDED NOVEMBER 14, 1912, IN BOOK 125 OF DEEDS, PAGE 231, BUTTE COUNTY RECORDS AND IN BOOK 125 OF DEEDS, PAGE 232, BUTTE COUNTY RECORDS.

A.P.N.: 012-041-004-000

Grant Deed - continued

File No.: 0403-2586886

(AM)

Date: 02/20/2008

Dated: 02/20/2008

Lesa D Boetto Franco
Lesa D. Boetto-Franco

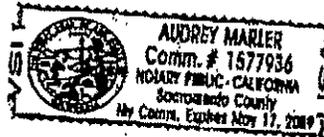
STATE OF California)SS
COUNTY OF Sacramento)

On 3-1-08, before me, Audrey Marler, Notary Public, personally appeared Lesa D. Boetto-Franco

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature

Audrey Marler

My Commission Expires: 5-17-09

This area for official notarial seal

Notary Name: Audrey Marler

Notary Phone: 916-722-5465

Notary Registration Number: 1577936

County of Principal Place of Business: Sacramento

AFTER RECORDING, RETURN TO:
BUTTE COUNTY
CHIEF ADMINISTRATIVE OFFICER
25 COUNTY CENTER DRIVE
OROVILLE, CA 95965

CERTIFICATE OF ACCEPTANCE AND CONSENT

Grant Deed - 2408/2424 Montgomery Street, Oroville, CA 95965

This is to certify that the real property conveyed by the Grand Deed dated March 1, 2008 from Lesa D. Boetto-Franco, a married woman, as her sole and separate property, to County of Butte, a political subdivision of the State of California, is hereby accepted by the undersigned officer on behalf of the Butte County Board of Supervisors, pursuant to the Authority granted by Resolution No. 07-125 adopted on July 10, 2007 by the Butte County Board of Supervisors, and the grantee consents to recordation thereof by its duly authorized officer.

Dated: 3-19-08

C. BRIAN HADDIX,
Chief Administrative Officer and
Clerk of the Board

By: 



2008-0009973

15

RECORDING REQUESTED BY:
MID VALLEY TITLE
AP# 012-041-005 ↓ 003
2865328 AM DRD/C

Recorded | REC FEE 0.00
Official Records
County of
Butte
CANDACE J. GRUBBS
County Clerk-Recorder
| KL
09:00AM 20-Mar-2008 | Page 1 of 12

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL AND,
UNLESS OTHERWISE SHOWN
BELOW, MAIL TAX STATEMENT TO:

County of Butte, a political subdivision of
the State of California
25 County Center Drive
Oroville, California 95965
Attention: Bruce S. Alpert

SPACE ABOVE THIS LINE FOR RECORDER'S USE

RET 11922 Conveyance to governmental entity acquired title

GRANT DEED

For valuable consideration, the receipt of which is hereby acknowledged,
City of Oroville, a Municipal Corporation and

Oroville

Redevelopment Agency, a public body corporate and politic (the "Grantor"), hereby grants to
the County of Butte, a political subdivision of the State of California, (the "Grantee"), the real
property (the "Property") described in Exhibit A attached hereto and incorporated in this Grant
Deed by this reference subject to the following.

12-
KL

1. Grantee covenants and agrees that the Property will be used only for the project
(the "Project") described in Exhibit B attached hereto and incorporated in this Grant Deed by this
reference. As a condition subsequent for the benefit of the Grantor, Grantee agrees that
construction of the Project will be completed within ten (10) years from the date of this Grant
Deed. Should the Grantee fail to satisfy this condition subsequent, the Grantor shall have the
power to terminate the fee simple estate conveyed by this Grant Deed and thereafter revest and
revert fee simple title of the Property to the Grantor at a cost of \$1.00 in accordance with
California Civil Code section 885.010 et seq. For the purposes of this paragraph, the Project
shall refer to the Oroville Veterans Memorial Park project.

2. Grantee agrees not to transfer the Property to a private entity and agrees that the
Property shall hereinafter be owned by a public entity, including but not limited to the County,
Feather River Park and Recreation District, or a joint powers authority. For the purposes of this
paragraph, a non-profit or similar entity that is controlled by a public entity shall be considered a
public entity. Should the Property ever be transferred to a private entity in violation of this
paragraph, then the Grantor may revest and revert title to the Property to the Grantor in
accordance with applicable law.

1. The Grantee covenants and agrees, for itself and its successors and assigns, contractors and subcontractors, that it will not discriminate against any employee or applicant for because of race, color, religion, sex, sexual orientation, age, national origin, veteran's status or physical or mental disability. Such action will include and apply to the employment of subcontractors and applicants for employment. The Grantee and its contractors and subcontractors agree to post in conspicuous places, available to all employees and applicants for employment, notices setting forth the provisions of this non discrimination clause.

2. All deeds, leases or contracts made relative to the Property, improvements thereon or any part thereof, shall contain or be subject to substantially the following non-discrimination clauses:

(a.) In deeds: "The grantee herein covenants by and for itself, its heirs, executors, administrators, and assigns, and all persons claiming under or through them, that there shall be no discrimination against or segregation of a person or of a group of persons on account of race, color, creed, religion, sex, sexual orientation, age, disability, marital status, ancestry, or national origin in the sale, lease, sublease, transfer, use occupancy, tenure or enjoyment of the property nor shall the grantee or any person claiming under or through the grantee establish or permit any such practice or practices of discrimination or segregation with reference to the selection, location, number, use or occupancy of tenants, lessees, subtenants, sublessees or vendees in the property. The foregoing covenant shall run with the land."

(b.) In leases: "The lessee herein covenants by and for itself, its heirs, executors, administrators and assigns, and all persons claiming under or through the Grantee, that this lease is made and accepted upon and subject to the following conditions:

"That there shall be no discrimination against or segregation of, any person or group of persons on account of race, color, creed, religion, sex, sexual orientation, age, disability, marital status, ancestry, or national origin in the leasing, subleasing, transferring, use, occupancy, tenure or enjoyment of the land herein leased, nor shall the lessee, or any person claiming under or through the lessee, establish or permit any such practice or practices of discrimination or segregation with reference to the selection, location, number, use or occupancy of tenants, lessees, subtenants or vendees in the land herein leased."

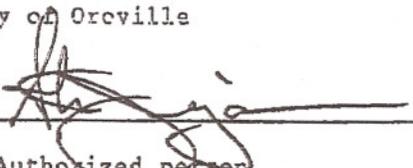
(c.) In contracts: "There shall be no discrimination against or segregation of, any person or group of persons on account of race, color, creed, religion, sex, sexual orientation, age, disability, marital status, ancestry, or national origin in the sale, lease, sublease, transfer, use, occupancy, tenure or enjoyment of the land, nor shall the transferee, or any person claiming under or through the transferee, establish or permit any such practice or practices of discrimination or segregation with reference to the selection, location, number, use or occupancy of tenants, lessees, subtenants or vendees in the land."

3. This Grant Deed may be executed and recorded in two or more counterparts, each of which shall be considered for all purposes a fully binding agreement between the parties.

IN WITNESS WHEREOF, the parties hereto have executed this Grant Deed this 19th day of March, 2008

GRANTOR:

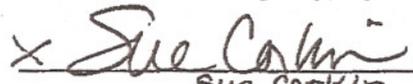
City of Oroville

By: 

Authorized person.

Steven Jernigan, Mayor

Oroville Redevelopment Agency, a public body corporate and politic

By: 

Sue Corkin

Its: Chairperson

GRANTEE:

County of Butte, a political subdivision of the State of California

By: 

C. Brian Haddix

Its: Chief Administrative Officer

SIGNATURES MUST BE NOTARIZED

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of Butte }

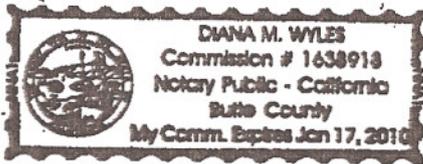
On March 19, 2008 before me, Diana M. Wyles Notary Public
Date Here Insert Name and Title of the Officer

personally appeared Sae Corkin
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Place Notary Seal Above

Signature Diana M. Wyles
Signature of Notary Public
Diana M. Wyles

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Grant Deed (File No. 0403-2865328)

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____

RIGHT THUMBPRINT OF SIGNER
Top of thumb here

Signer Is Representing: _____

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____

RIGHT THUMBPRINT OF SIGNER
Top of thumb here

Signer Is Representing: _____

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of Butte }

On March 18, 2008 before me, Diana M. Wyles Notary Public
Date Here/Insert Name and Title of the Officer

personally appeared Steven Jernigen
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/~~she~~they executed the same in his/~~her~~their authorized capacity(ies), and that by his/~~her~~their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Place Notary Seal Above

Signature Diana M. Wyles
Signature of Notary Public
Diana M. Wyles

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Grant Deed (File No: 0403-2865328)

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: _____

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer Is Representing: _____

CALIFORNIA ALL-PURPOSE ACKNOWLEDGEMENT

File No: 0403-2865328AM (AM)

APN No: 012-041-005 (PARCEL I)

STATE OF California)
COUNTY OF Butte)

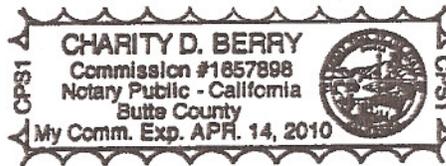
On 3/19/08 before me, Chairty D. Berry, Notary Public, personally appeared C. Brian Haddix

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Chairty D. Berry



This area for official notarial seal.

**OPTIONAL SECTION
CAPACITY CLAIMED BY SIGNER**

Though statute does not require the Notary to fill in the data below, doing so may prove invaluable to persons relying on the documents.

- INDIVIDUAL
- CORPORATE OFFICER(S) Chief Administrative Officer TITLE(S)
- PARTNER(S) LIMITED GENERAL
- ATTORNEY-IN-FACT
- TRUSTEE(S)
- GUARDIAN/CONSERVATOR
- OTHER

SIGNER IS REPRESENTING:

County of Butte
Name of Person or Entity

Name of Person or Entity

OPTIONAL SECTION

Though the data requested here is not required by law, it could prevent fraudulent reattachment of this form.

THIS CERTIFICATE MUST BE ATTACHED TO THE DOCUMENT DESCRIBED BELOW

TITLE OR TYPE OF DOCUMENT: Grant Deed

NUMBER OF PAGES _____ DATE OF DOCUMENT _____

SIGNER(S) OTHER THAN NAMED ABOVE _____

EXHIBIT A

LEGAL DESCRIPTION OF THE PROPERTY

property in the City of Oroville, County of Butte, State of California:

PARCEL I:

THE WESTERLY 25 FEET OF THE EASTERLY 143 FEET AND 8 INCHES OF THE OUTSIDE LOT 17, AS SHOWN ON THAT CERTAIN MAP ENTITLED, "THE CITY OF OROVILLE", WHICH MAP WAS RECORDED IN THE OFFICE OF THE RECORDER OF THE COUNTY OF BUTTE, STATE OF CALIFORNIA.

PARCEL II: THAT PORTION OF SAID OUTSIDE LOT 17 AS SHOWN ON THAT CERTAIN MAP ENTITLED, "THE CITY OF OROVILLE", WHICH MAP WAS RECORDED IN THE OFFICE OF THE RECORDER OF THE COUNTY OF BUTTE, STATE OF CALIFORNIA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEASTERLY CORNER OF THAT CERTAIN TRACT CONVEYED BY F. F. FORD AND NELLIE L. FORD TO THE CITY OF OROVILLE, BY DEED RECORDED IN BOOK 165 OF DEEDS, PAGE 311, BUTTE COUNTY RECORDS, AND RUNNING THENCE NORTHERLY ALONG A PRODUCTION OF THE EASTERLY LINE OF SAID CITY OF OROVILLE TRACT, AND AT RIGHT ANGLES TO THE NORTHERLY LINE OF MONTGOMERY STREET, TO THE CENTERLINE OF FEATHER RIVER; THENCE WESTERLY ALONG THE SAID CENTERLINE OF SAID RIVER, A DISTANCE OF 12 FEET; THENCE AT RIGHT ANGLES SOUTHERLY TO THE NORTHWESTERLY CORNER OF SAID CITY OF OROVILLE TRACT, AND AN INTERSECTION WITH THE SOUTHERLY LINE OF THE RIGHT OF WAY FOR THE OROVILLE CITY LEVEE; THENCE EASTERLY ALONG SAID RIGHT OF WAY LINE AND THE NORTHERLY LINE OF SAID CITY OF OROVILLE TRACT, A DISTANCE OF 12 FEET TO THE POINT OF BEGINNING.

SUBJECT, HOWEVER, TO THE RIGHT OF WAY ACROSS SAID ABOVE DESCRIBED PARCELS FOR THE CITY LEVEE OF THE SAID CITY OF OROVILLE.

ALSO EXCEPTING THEREFROM ANY PORTION THEREOF LYING SOUTH OF THE NORTHERLY EDGE OF THE SIDEWALK OF THE NORTH SIDE OF MONTGOMERY STREET, WHICH WAS CONVEYED TO THE CITY OF OROVILLE BY DEED DATED NOVEMBER 7, 1912, AND RECORDED NOVEMBER 14, 1912, IN BOOK 125 OF DEEDS, PAGES 231 AND 232, BUTTE COUNTY RECORDS, RESPECTIVELY.

PARCEL III-A:

OUTSIDE LOTS 18 AND 19, AS SHOWN ON THAT CERTAIN MAP ENTITLED, "CITY, FORMERLY TOWN OF OROVILLE", WHICH MAP WAS FILED IN THE OFFICE OF THE RECORDER OF THE COUNTY OF BUTTE, STATE OF CALIFORNIA, ON JANUARY 22, 1872.

PARCEL III-B:

THE EASTERLY 4 FEET 8 INCHES OF LOT 17, AS SHOWN ON THAT CERTAIN MAP ENTITLED, "CITY, FORMERLY TOWN OF OROVILLE", WHICH MAP WAS FILED IN THE OFFICE OF THE RECORDER OF THE COUNTY OF BUTTE, STATE OF CALIFORNIA, ON JANUARY 22, 1872.

EXCEPTING THEREFROM ALL THAT PORTION OF SAID OUTSIDE LOT 17 THAT WAS CONVEYED TO THE CITY OF OROVILLE, UNDER DEEDS TO IT, DATED NOVEMBER 7, 1912 AND RECORDED NOVEMBER 14, 1912, IN BOOK 125 OF DEEDS, AT PAGES 231 AND 232.

EXHIBIT "B"
VETERANS MEMORIAL PARK PROJECT

County, or a permitted transferee under section 3 (b) of the Agreement, shall construct a Veterans Memorial Park ("Project") on the Property and the Third Parcel. The Project shall consist generally of parking spaces for automobiles, lawn, monuments, walkways, benches, planters and a flag pole all of which while perhaps not exactly as described within what was proposed by Land Image Landscape Architects in a drawing numbered 817, dated December 16, 2003, will be within the spirit of such proposal.

AFTER RECORDING, RETURN TO:
BUTTE COUNTY
CHIEF ADMINISTRATIVE OFFICER
25 COUNTY CENTER DRIVE
OROVILLE, CA 95965

CERTIFICATE OF ACCEPTANCE AND CONSENT

Grant Deed – 2400 Montgomery Street, Oroville, CA 95965

This is to certify that the real property conveyed by the Grand Deed dated March 18, 2008 from City of Oroville a Municipal Corporation and Oroville Redevelopment Agency, a public body corporate and politic, to County of Butte, a political subdivision of the State of California, is hereby accepted by the undersigned officer on behalf of the Butte County Board of Supervisors, pursuant to the Authority granted by Resolution No. 07-125 adopted on July 10, 2007 by the Butte County Board of Supervisors, and the grantee consents to recordation thereof by its duly authorized officer.

Dated: 3-19-08

C. BRIAN HADDIX,
Chief Administrative Officer and
Clerk of the Board

By: 

AFTER RECORDING, RETURN TO:
BUTTE COUNTY
CHIEF ADMINISTRATIVE OFFICER
25 COUNTY CENTER DRIVE
OROVILLE, CA 95965

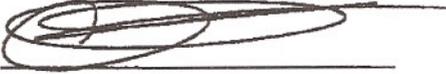
CERTIFICATE OF ACCEPTANCE AND CONSENT

Grant Deed – 2450 Montgomery Street, Oroville, CA 95965

This is to certify that the real property conveyed by the Grand Deed dated March 18, 2008 from City of Oroville a Municipal Corporation and Oroville Redevelopment Agency, a public body corporate and politic, to County of Butte, a political subdivision of the State of California is hereby accepted by the undersigned officer on behalf of the Butte County Board of Supervisors, pursuant to the Authority granted by Resolution No. 07-125 adopted on July 10, 2007 by the Butte County Board of Supervisors, and the grantee consents to recordation thereof by its duly authorized officer.

Dated: 3-19-08

C. BRIAN HADDIX,
Chief Administrative Officer and
Clerk of the Board

By: 

~~8. Trustor, or if said property shall have been transferred the then record owner, together with beneficiary, may from time to time, by instrument in writing, substitute a successor or successors to any trustee named herein or acting hereunder, which instrument, executed and acknowledged by each and recorded in the office of the recorder of the county or counties where said property is situated, shall be conclusive proof of proper substitution of such successor Trustee or Trustees, who shall, without conveyance from the Trustee predecessor succeed to all its title, estate, rights, powers, and duties. Said instrument must contain the name of the original Trustor, Trustee and beneficiary hereunder, the book and page where this Deed is recorded, and the name and address of the new Trustee. If notice of default shall have been recorded, this power of substitution cannot be exercised until after the costs, fees and expenses of the then acting Trustee shall have been paid to such Trustee, who shall endorse receipt thereof upon such instrument of substitution. The procedure herein provided for substitution of Trustee shall be exclusive of all other provisions for substitution, statutory or otherwise.~~

9. This Deed applies to, inures to the benefit of, and binds all parties hereto, their heirs, legatees, devisees, administrators, executors, successors and assigns. The term Beneficiary shall mean the owner and holder, including pledgees, of the note secured hereby, whether or not named as Beneficiary herein. In this Deed, whenever the context so requires, the masculine gender includes the feminine and/or neuter, and the singular number includes the plural.

10. Trustee accepts this Trust when this Deed, duly executed and acknowledged, is made a public record as provided by law. Trustee is not obligated to notify any party hereto of pending sale under any other Deed of Trust or of any action or proceeding in which Trustor, Beneficiary or Trustee shall be a party unless brought by Trustee.

C. The undersigned Trustor requests that a copy of any notice of default and any notice of sale hereunder be mailed to him at his address hereinbefore set forth.

Signature of Trustor
L.O. STARKEY

451
7

STATE OF CALIFORNIA)
COUNTY OF BUTTE) ss.

On this 26th day of December, 1947, before me, DOROTHY FOWLER, a Notary Public in and for said County, personally appeared L.O. STARKEY known to me to be the person whose name is subscribed to the within instrument, and acknowledged that he executed the same.
WITNESS my hand and official seal.

(SEAL)

DOROTHY FOWLER, Notary Public in and for said County and State.

Recorded at the request of Butte County Title Co., Dec. 25, 1948, at 54 min. past 3 O'clock P.M., Vol. 451, page 4, Official Records of Butte County, California.

No. 12063
Fee \$4.00

ETHEL M. ESTES, County Recorder
By Nina J. Petty Deputy Recorder

JESSE L. BRADY ET UX
TO
COUNTY OF BUTTE
DEED

JESSE L. BRADY and STELLA B. BRADY, his wife the first parties, hereby GRANT to the COUNTY OF BUTTE, a political subdivision, the second party, all that real property situated in the County of Butte, State of California, described as follows:

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The East six (6) feet of the West two hundred thirty five (235) feet of the outside lot seventeen (17) in the City of Oroville, excepting that portion of said lot lying Northerly of the Southerly boundary line of the City of Oroville Levee right-of-way, more particularly described; said parcel being bounded as follows:

Commencing at a point on the Northerly line of Montgomery Street two hundred twenty nine (229) feet easterly of the southwesterly corner of said Lot 17 of the City of Oroville; thence northerly parallel to the westerly line of said lot to the Southerly line of the City of Oroville Levee right-of-way; thence easterly along said line a distance of six (6) feet to the westerly line of lot on which the Oroville Memorial Building is located; thence southerly along said line to the northerly line of Montgomery Street; thence Westerly along said line a distance of six (6) feet to the place of beginning, being that six (6) foot portion that lies along and adjoins the westerly line of the present lot on which the Oroville Memorial Building is located.

IN WITNESS WHEREOF, the said first parties have executed this conveyance this 16th day of February, 1948.

JESSE L. BRADY
STELLA B. BRADY

STATE OF CALIFORNIA)
COUNTY OF BUTTE) ss.

On this 16th day of February, in the year one thousand nine hundred and forty-eight, before me, LEOTA MASTELLER, a Notary Public in and for said Butte County, residing therein, duly commissioned and sworn, personally appeared JESSE L. BRADY and STELLA B. BRADY known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, in said County of Butte the day and year in this Certificate first above written.

(SEAL)

LEOTA MASTELLER, Notary Public in and
for said County of Butte, State of
California.

RESOLUTION ACCEPTING DEED OF REAL PROPERTY
TO COUNTY OF BUTTE

WHEREAS, on the 16th day of February, 1948, JESSE L. BRADY and STELLA B. BRADY, his wife, conveyed by grant deed to the County of Butte, a political subdivision of the State of California, the following described real property situate in the County of Butte, State of California:

The east six (6) feet of the West two hundred thirty five (235) feet of the Outside lot seventeen (17) in the City of Oroville, excepting that portion of said Lot lying Northerly of the Southerly boundary line of the City of Oroville Levee right-of-way, more particularly described; said parcel being bounded as follows:

Commencing at a point on the Northerly line of Montgomery Street two hundred twenty nine (229) feet easterly of the southwesterly corner of said lot 17 of the City of Oroville; thence northerly parallel to the westerly line of said Lot to the Southerly line of the City of Oroville Levee right-of-way; thence easterly along said line a distance of six (6) feet to the westerly line of lot on which the Oroville Memorial Building is located; thence southerly along said line to the northerly line of Montgomery Street; thence Westerly along said line a distance of six (6) feet to the place of beginning, being that six (6) foot portion that lies along and adjoins the westerly line of the present lot on which the Oroville Memorial Building is located.

WHEREAS, it is the desire of the Board of Supervisors of the County of Butte, to accept said Deed of real property for the purpose of extending property now held.

NOW, THEREFORE, BE IT RESOLVED that said deed of conveyance of said real property to the County of Butte be accepted, and that the clerk of the Board of Supervisors of said County be authorized and directed to attach to said deed a copy of this Resolution duly certified by him as such Clerk and under the seal of the County of Butte, and to further cause both said deed and resolution to be duly recorded in the office of the Recorder of the County of Butte, State of California.

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THE FOREGOING RESOLUTION was introduced by Supervisor BILLS, who moved its adoption seconded by Supervisor CONCORAN, and said resolution was passed this 24th day of February, 1948, on roll call by the following vote.

AYES: Supervisors: BILLS, EYERLY, CONCORAN and Chairman LAWTON.

NOES: None

Absent Supervisor PATTY

/s/ SCOTT LAWTON, Chairman of the Board of Supervisors of the County of Butte, State of California.

ATTEST: W.F. MATTHEWS, County Clerk and ex-officio Clerk of the board of Supervisors.

BY /s/ S.J. CLEWE, Chief Deputy

The foregoing instrument is a correct copy of the original on file and of record in this office.

ATTEST: Feb. 24, 1948

(SEAL) W.F. MATTHEWS, County Clerk and Clerk of the Superior Court in and for the County of Butte, State of California.

By S.J. CLEWE, Deputy

Recorded at the request of County of Butte, Feb. 26, 1948, at 10 min. past 9 O'Clock A.M., Vol. 451, page 7, Official Records of Butte County, California.

Fee \$No Fee Compared { Bank N K Inc Y.P.

ETHEL M. ESTES, County Recorder
By Nina J. Patty Deputy Recorder

ORDER FOR INCLUSION OF LAND IN THE OROVILLE-WYANDOTTE IRRIGATION DISTRICT

WHEREAS, heretofore the owner of the land hereinafter described petitioned for the inclusion of said land in the OROVILLE-WYANDOTTE IRRIGATION DISTRICT, and said petition was filed in the office of the OROVILLE-WYANDOTTE IRRIGATION DISTRICT; and

WHEREAS, said petition complies with Article 1 of Chapter 2, Part 11, Division 11 of the Water Code of the State of California; and notice of the filing of said petition was duly given in the manner required by said Article 1; and

WHEREAS, no protest against the inclusion of said land has been made by owners of land within the District; and it will be for the best interest of the Oroville-Wyandotte Irrigation District that said lands be included; and

WHEREAS, this Board hereby finds that all the foregoing is true.

NOW, THEREFORE, it is hereby ordered that there be and there is hereby included within the boundaries of the OROVILLE-WYANDOTTE IRRIGATION DISTRICT all that certain land more particularly described as follows, to-wit:

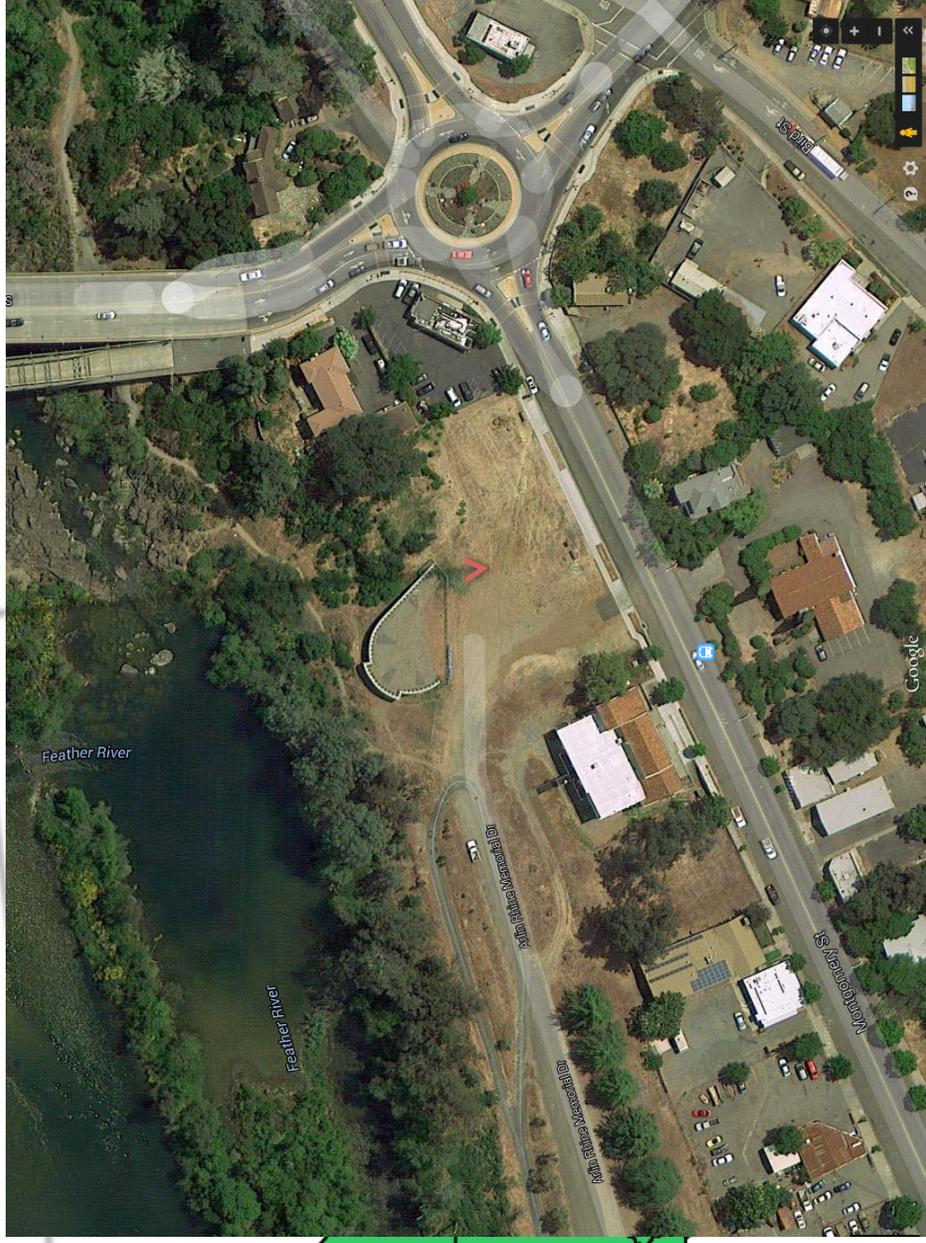
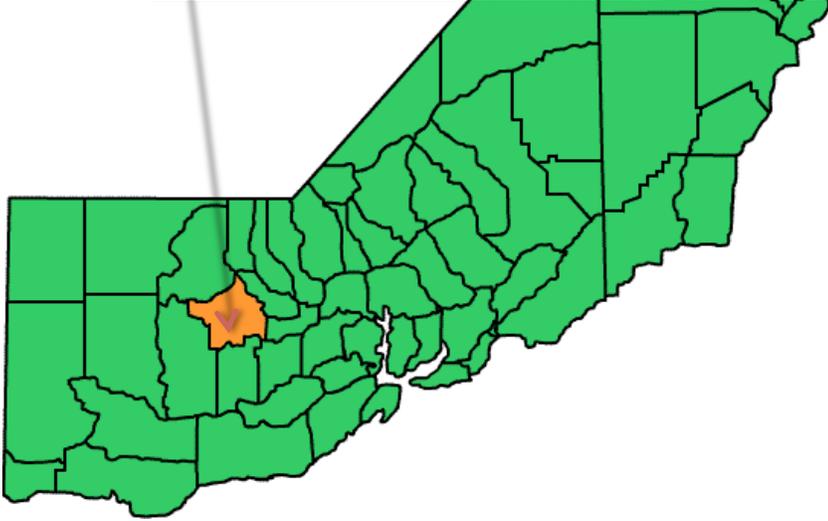
Parcel 1: All those certain lots pieces or parcel of land situate, lying and being in the County of Butte, State of California and bounded and particularly described as follows, to-wit: Certain parcels of land in Twp. 20 N. R. 8 E., M.D.B. & K., described as follows, to-wit:

Beginning at the Northwest corner of Lot 3, Section 19 said Township and range, thence East along the North line of said Lot 3 to a point 350 feet westerly from the Northeast corner thereof; thence South 150 feet; thence S. 54° 31' East 429.8 feet to the East line thereof; thence South to the Southeast corner of the N½ of said Lot 3; thence West along the South line of said N½ of Lot 3 to a point 132' Easterly from the Southwest corner thereof; thence S. 11° 15' W. 673 ft. to the Southwest corner of said Lot 3; thence North 1320 feet more or less to the place of beginning.

ALSO a part of the NW¼ of the SE¼ of said Section 19 described as follows, to-wit: Beginning on the West line of said NW¼ of the SE¼ at a point 399.5 feet South of the Northwest corner thereof; thence S. 54° 31' E. 1310.2 feet; thence South 220 feet; thence N. 71° 34' W. 695.7 feet to the West line of said NW¼ of the SE¼; thence North along the said West line to the place of beginning.

OROVILLE VETERANS' MEMORIAL PARK
Supplemental Benefits Fund – 2014 Grant Application

PARK LOCATION MAP



**Oroville Veterans' Memorial Park
COST BREAKDOWN ESTIMATE (General)**

General Description:	Approximate Cost
<p>Project Description: This project will develop a park to honor Veterans of military service and will include the installation of a retaining wall, paving and walkways, lighting, landscaping, along with two parking lots with parking stalls, bike racks and bike lockers for transit users. Funding for the portions of work already completed includes City of Oroville RDA funds, a federal HUD grant, CMAQ grant funds, facility reserve funds from the Capital Projects fund, and private donations. The concept for the development of this facility began in 2001 and by 2004 a Feasibility Report had been prepared. Since that time, a number of small but important steps have been accomplished.</p>	<p>\$ 3,177,380</p>
Completed to Date:	
<p>Site Selected Design Selection/Approval Tax Exempt Status obtained Feasibility Study completed April, 2004 - Board of Supervisors approved Grant Funds December, 2005 - purchased lot next to Vets Hall for the Park Site February, 2006 - purchased lot next to Boss Burger March, 2008 - County purchased last property necessary to complete the Park. April, 2018 - County demolishes existing buildings on site 2011 - Frontage improvements constructed (curb, gutter and sidewalk) February, 2012, Retaining wall construction completed April, 2014 - Construction of two parking lots completed</p>	<p>200,000 200,000 200,000 50,000 300,000 500,000 <hr style="width: 100%;"/> \$ 1,450,000</p>
Remaining Components:	
<p>Parking Area No. 1 Parking Area No. 2 Parking Area No. 3 (north-west lot) Veterans' Park Area 1 (Montgomery Street) Veterans' Park Area 2 (Center) Veterans' Park Area 3 (Overlook) Design and Construction Management, Staking, etc</p>	<p>- - 546,090 193,755 128,692 483,843 375,000 <hr style="width: 100%;"/> \$ 1,727,380</p>
<p>Total additional hard costs</p>	<p>\$ 1,727,380</p>

Oroville Veterans' Memorial Park
PROJECT COST ESTIMATE (Itemized)

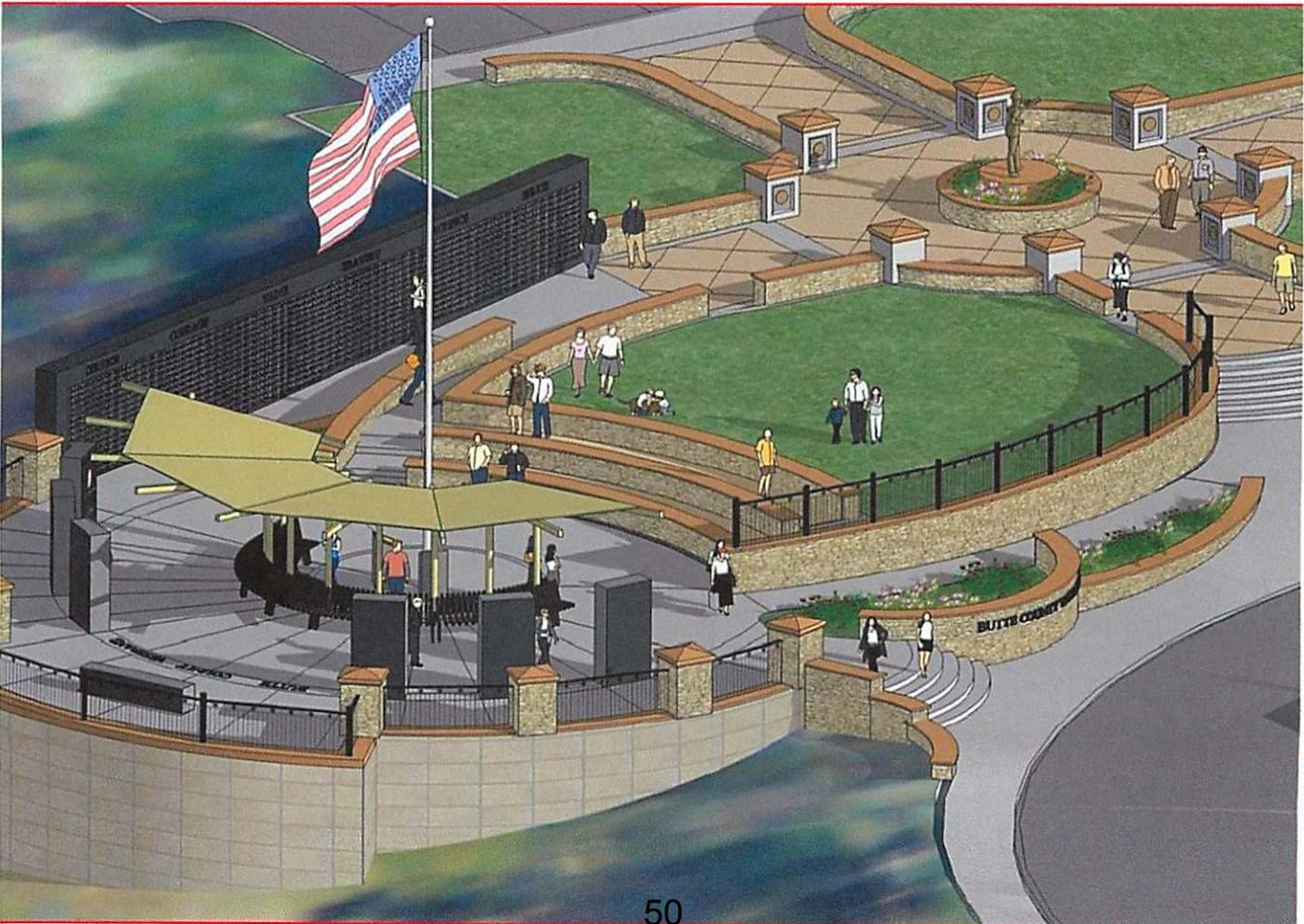
Project Elements	Unit Price	Units*	Quant.	Total Project Costs		Applicant Match	Funding Source Housing and Urban Development (HUD) Grant	Funding Source Congestion Mitigation Air Quality (CMAQ)	City of Oroville Donation	Oroville Veterans Memorial Park Committee Donation	Other Funds	In Kind Donations
PRE-CONSTRUCTION (not to exceed 25% of grant)												
Direct Project Management & Administration												
Staff Time	\$ 72.00		450	\$ 32,400								
Incidental Charges	\$ 3,000.00		1	\$ 3,000								
Consultants	\$ 150.00		150	\$ 22,500								
Subtotal				\$ 57,900								
Planning, Design & Permitting												
Staff Time	\$ 72.00		450	\$ 32,400								
Consultants	\$ 150.00		1000	\$ 150,000								
Permit Costs	\$ 52,497.00		1	\$ 52,497								
Subtotal				\$ 234,897								
CEQA Compliance												
Staff Time	\$ 72.00		40	\$ 2,880								
Consultants				\$ -								
Subtotal				\$ 2,880								
Subtotal Pre-construction Costs (25% of grant)				\$ 295,677			\$ 14,784	\$ 93,569			\$ 187,324	
CONSTRUCTION												
Implementation - Contracted (Refer to Estimate Phase Drawing)												
Site Work	\$ 526,900.00		1	\$ 526,900		\$ 46,775		\$ 369,033			\$ 111,092	
Montgomery Street sidewalk improvements and entrance into park	\$ 25,000.00		1	\$ 25,000					\$ 25,000			
VMP Montgomery Street Park Area												
Landscape	\$ 11,555.00	LS	1	\$ 11,555							\$ 11,555	
Concrete Seat wall	\$ 72.00	LF	794.44444	\$ 57,200							\$ 57,200	
Concrete walkway	\$ 17.37	SF	2360	\$ 41,000							\$ 41,000	
Concrete Curb	\$ 25.00	LF	200	\$ 5,000							\$ 5,000	
Signage, Statues, Flag poles, Misc.	\$ 79,000.00		1	\$ 79,000							\$ 79,000	
VMP Center Park Area												
Landscape	\$ 6,000.00	LS	1	\$ 6,000							\$ 6,000	
Concrete walkway	\$ 18.85	SF	2000	\$ 37,692							\$ 37,692	
Concrete Stairs & Railings	\$ 20,000.00	LS	1	\$ 20,000							\$ 20,000	
Signage, Statues, Misc.	\$ 60,000.00		1	\$ 60,000							\$ 60,000	
VMP Trail/River Overlook Park Area												
Retaining Wall	\$ 272,716.00		1	\$ 272,716			\$ 127,716		\$ 120,000	\$ 25,000		
Landscape	\$ 15,320.00	LS	1	\$ 15,320							\$ 15,320	
Concrete Seat wall	\$ 100.00	LF	395	\$ 39,500							\$ 39,500	
Concrete walkway	\$ 30.00	SF	4000	\$ 120,000							\$ 120,000	
Concrete Columns	\$ 5,000.00	EA	7	\$ 35,000							\$ 35,000	
Railing	\$ 40.00	LF	120	\$ 4,800							\$ 4,800	
Concrete Stairs & flatwork	\$ 19,423.00	LS	1	\$ 19,423							\$ 19,423	
Signage, Statues, Flag poles, Wall of Honor, Misc.	\$ 245,000.00		1	\$ 245,000							\$ 245,000	
Parking Lot #1 (East lot)	\$ 63,555.00		1	\$ 63,555				\$ 63,555				
Parking Lot #2 (Center lot)	\$ 62,445.00		1	\$ 62,445				\$ 62,445				
Parking Lot #3 (North lot)	\$ 546,090.00		1	\$ 546,090							\$ 546,090	

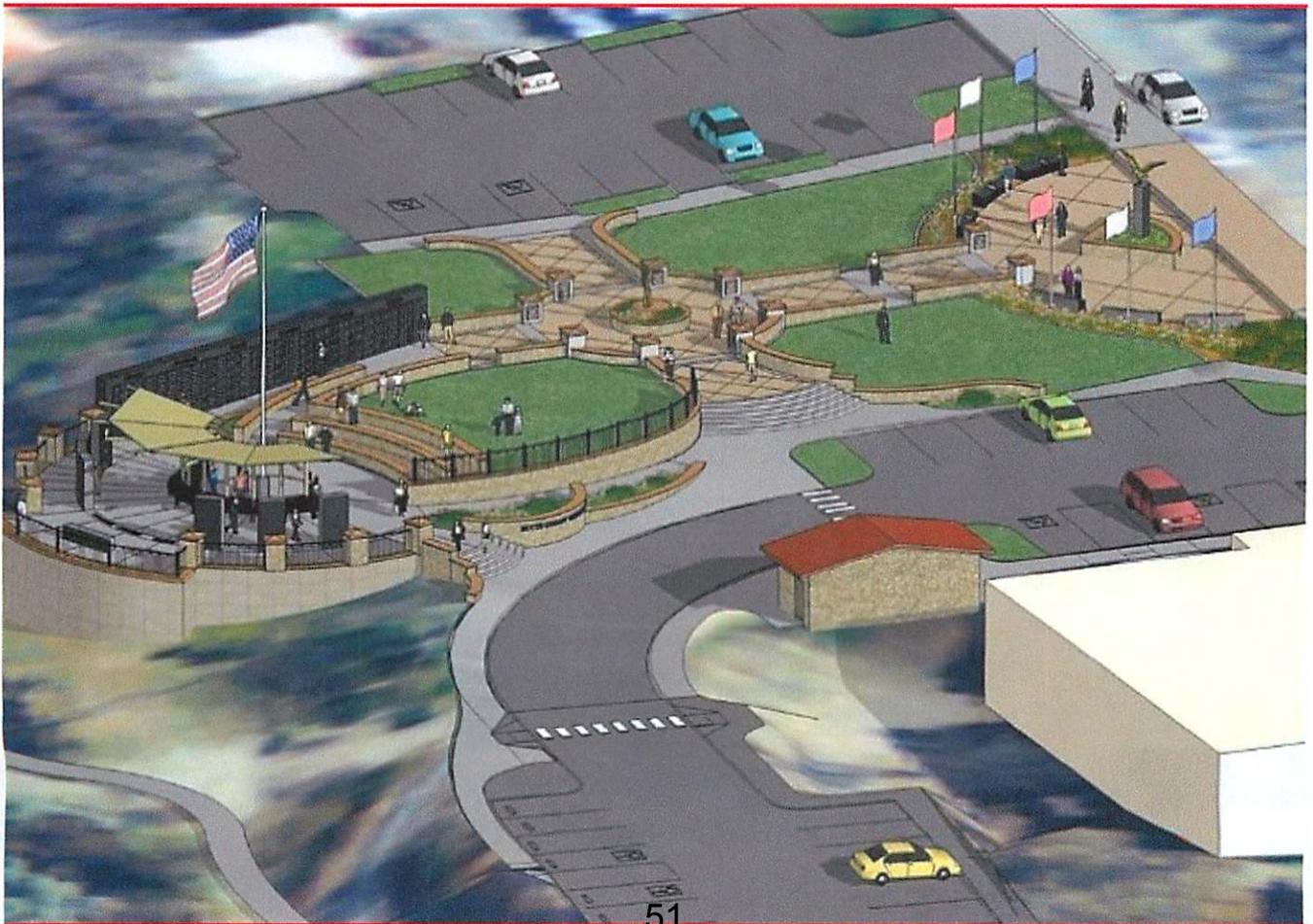
Oroville Veterans' Memorial Park
PROJECT COST ESTIMATE (Itemized)

Project Elements	Unit Price	Units*	Quant.	Total Project Costs		Applicant Match	Funding Source Housing and Urban Development (HUD) Grant	Funding Source Congestion Mitigation Air Quality (CMAQ)	City of Oroville Donation	Oroville Veterans Memorial Park Committee Donation	Other Funds	In Kind Donations
Implementation - Applicant												
Labor	\$ 72.00		450	\$ 32,400							\$ 32,400	
Materials	\$ 10,000.00		1	\$ 10,000							\$ 10,000	
Equipment	\$ 1,000.00		3	\$ 3,000							\$ 3,000	
Amenities	\$ 3,000.00		1	\$ 3,000							\$ 3,000	
Subtotal Construction Costs				\$ 2,341,596		\$ 46,775	\$ 127,716	\$ 495,033	\$ 145,000	\$ 25,000	\$ 1,502,072	\$ -
Contingency (not to exceed 10% of grant)				\$ 87,238							\$ 87,238	
GRAND TOTAL:				\$ 2,724,511		\$ 46,775	\$ 142,500	\$ 588,603	\$ 145,000	\$ 25,000	\$ 1,776,634	\$ -

**Oroville Veterans' Memorial Park
Project Maintenance Costs (Monthly/Annual)**

Cost Center	Location/ Component	Quantity	Area Unit Cost	Monthly Cost	Yearly Cost
Maintenance	Landscape Turf	12,000 sf	\$0.0525	\$630	\$7,560
	Landscape Planters	2,500 sf	0.0250	63	750
	Landscape Open Space	7,000 sf	0.0150	105	1,260
	Landscape Materials		100	100	1,200
	Hardscape Walls	8.915 sf	0.0150	134	1,605
	Parking Lot		200	200	2,400
	Lighting		100	100	1,200
	Monuments		120	120	1,440
	Special Events		85	n/a	850
Water Use	Meter Charges		40	40	480
	Water Used	39,150 gal.	0.0025	98	1,175
Electricity Use			100	100	1,200
Insurance			100	100	1,200
Longterm Improvements			250	250	3,000
In-Kind Service & Materials	Volunteers & donated materials		n/a	n/a	n/a
TOTALS				\$2,093	\$25,319







Google

Bird St

Montgomery St

Adin Rhine Memorial Dr

Adin Rhine Memorial Dr

Feather River

Feather River





















NOT FORGOTTEN



VETERANS

Logo Design by
Shannon Larson

