

Notice of Determination

TO: Office of Planning and Research **FROM:** Department of Fish and Wildlife
Northern Region
619 Second Street
Eureka, CA 95501
Contact: Mike van Hattem
Phone: (707) 445-5368

For U.S. Mail:
P.O. Box 3044
Sacramento, CA 95812-3044

Street Address:
1400 Tenth Street
Sacramento, CA 95814

LEAD AGENCY (if different from above):
Humboldt County Public Works
1106 Second Street
Eureka, CA 95501
Contact: Robert Vogt
Phone: (707) 267-9545

SUBJECT: Filing of Notice of Determination pursuant to § 21108 of the Public Resources Code
State Clearinghouse Number: 2009062067

Project Title: PL-Van Duzen, County of Humboldt Public Works Gravel Extraction

Project Location: Van Duzen River, APN: 209-201-010

Project Description: The project is limited to one encroachment for aggregate extraction from the channel of the Van Duzen River for County purposes. On August 5, 2010, permits #SMR-03-86X/CUP-37-86X were again extended for a period of 15 years, allowing for annual extractions of **3,000 cubic yards**, or extractions as large as **9,000 cubic yards** every three years, with a maximum of 45,000 cubic yards over the 15 year duration of the permit. The existing permit expires on October 4, 2021. Consistent with those parameters set forth in the County permit, the Permittee proposes to extract **3,000 cubic yards** and/or up to **9,000 cubic yards** of gravel, rock, and sand annually from the PL-Van Duzen bar. Aggregate extraction consists of removal of flood-washed alluvial material using heavy equipment (e.g., front-end loaders, excavators, bulldozers, and dump trucks) from the Van Duzen River channel. The overall shape and dimensions of the extraction area generally are blended to conform to the "crescent" shape of the bar. The shape of the extraction will drain to ensure that it does not capture fish during high flow conditions. Willow (*Salix* sp.) patches on the bar will be avoided. Aggregate extraction methods and volumes are consistent with the approved annual extraction work plans. Gravel extraction will be intermittent and conducted between August 15th and October 15 (however, see section 2.2 of the Agreement), with each extraction period lasting approximately two to three weeks.

This is to advise that the Department of Fish and Wildlife (CDFW), acting as the lead agency / a responsible agency approved the above-described project and has made the following determinations:

1. The project will / will not have a significant effect on the environment. (This determination is limited to effects within CDFW's jurisdiction when CDFW acts as a responsible agency.)
 2. A program environmental impact report / A mitigated negative declaration / A timber harvesting plan was prepared for this project pursuant to CEQA.
 3. Mitigation measures were / were not made a condition of CDFW's approval of the project.
 4. A Statement of Overriding Considerations was / was not adopted by CDFW for this project.
 5. Findings were / were not made by CDFW pursuant to Public Resources Code § 21081(a). CDFW did, however, adopt findings to document its compliance with CEQA.
 6. Compliance with the environmental filing fee requirement at Fish and Game Code § 711.4 (check one):
 - Payment is submitted with this notice.
 - A copy of a receipt showing prior payment is on file with CDFW.
 - A copy of the CEQA Filing Fee No Effect Determination Form signed by the Department is attached to this notice.
- Lead Agency certification: CDFW, as Lead Agency, has made the final PEIR with comments and responses and record of project approval, or the Negative Declaration, available to the General Public at the CDFW office identified above.
- Responsible Agency statement: The final MND that was prepared by the Lead Agency for this project is available to the General Public at the office location listed above for the Lead Agency. CDFW's CEQA Findings are available at the CDFW office identified above.

Signed:

Gordon Leppig, Senior Environmental Scientist Supervisor

Date:

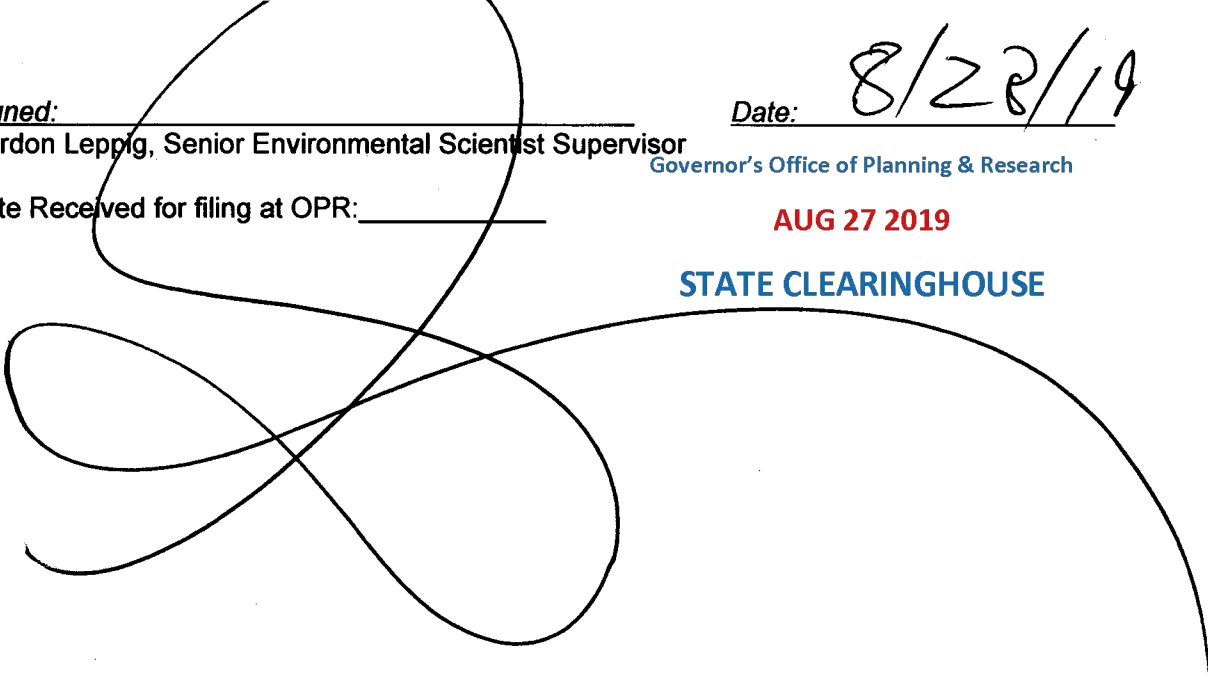
8/22/19

Governor's Office of Planning & Research

Date Received for filing at OPR: _____

AUG 27 2019

STATE CLEARINGHOUSE

A large, handwritten signature in black ink, consisting of several overlapping loops and a long horizontal stroke extending to the right.