

To:  
Office of Planning and Research  
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From:  
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Northern Region  
619 Second Street  
Eureka, California 95501  
Contact: Cheri Sanville  
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Lead Agency (if different from above)  
Humboldt County Dept. of Planning and Building  
3015 H Street  
Eureka, CA 95501  
Contact: Steven Lazar  
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**SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108**

**State Clearinghouse Number: 2015102005**

**Project Title:** Stark Diversion and Crossing Project (Lake or Streambed Alteration Agreement No. 1600-2018-0092-R1)

**Project Location:** The project to be completed is located within the Eel River watershed, approximately 6.5 miles south and west of the town of Miranda, County of Humboldt, State of California. The project is located in Section 26, T3S, R2E, Humboldt Base and Meridian; in the Ettersburg U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 221-141-020; latitude 40.1806 N and longitude -123.9144 W at the point of diversion (POD).

**Project Description:** The project is limited to 2 encroachments. One encroachment is for water diversion from an unnamed spring that is tributary to Kinsey Creek. Water is diverted and stored for domestic household and cannabis irrigation use. A second encroachment is to install a minimum 18 inch culvert on an unnamed class III watercourse. Work for the water diversion and watercourse crossing will include use and maintenance of the infrastructure. Work for the crossing encroachment will include excavation, removal of placement of culvert, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion.

This is to advise that CDFW, acting as  the Lead Agency /  a Responsible Agency approved the above described project and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

1. The project will not have a significant effect on the environment. This determination is limited to effects within CDFW's permitting jurisdiction as a Responsible Agency.
2. A  mitigated negative declaration /  negative declaration was prepared for this project pursuant to the provisions of CEQA.  
CDFW considered the  mitigated negative declaration /  negative declaration prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures  were /  were not made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan  was /  was not adopted by CDFW for this project.
5. A Statement of Overriding Considerations was not adopted by CDFW for this project.
6. Findings were not made by CDFW pursuant to Public Resources Code section 21081, subdivision (a).

The  mitigated negative declaration /  negative declaration prepared for the project is available to the general public at the office location listed above for the Lead Agency. CDFW's record related to the Lake or Streambed Alteration Agreement is available to the public for review at CDFW's regional office.

Signature

Cheri Sanville, Senior Environmental Scientist Supervisor

Date: 3/11/19

Governor's Office of Planning & Research

MAR 12 2019

Date Received for filing at OPR: \_\_\_\_\_

STATE CLEARINGHOUSE