

To:  
Office of Planning and Research  
For U.S. Mail:  
P.O. Box 3044  
Sacramento, CA 95812-3044

Street Address:  
1400 Tenth Street  
Sacramento, CA 95814

From:  
Department of Fish and Wildlife  
Northern Region  
619 Second Street  
Eureka, California 95501  
Contact: David Manthorne  
Phone: 707-441-5900



Lead Agency (if different from above)  
Humboldt County Dept. of Planning and Building  
3015 H Street  
Eureka, CA 95501  
Contact: Steven Lazar  
Phone: 707-445-7245

**SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108**

**State Clearinghouse Number:** 2015102005

**Project Title:** Thomas Water Diversion, Stream Crossings, and Pond Project (Lake or Streambed Alteration Agreement No. 1600-2019-0013-R1)

**Project Location (include county):** The project to be completed is located within the Mattole Canyon Creek watershed, approximately 7 miles southwest of the town of Myers Flat, County of Humboldt, State of California. The project is located in Section 21, T3S, R2E, Humboldt Base and Meridian; in the Ettersburg U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 221-121-001 and 221-121-013; latitude 40.1923 N and longitude 123.9683 W at the point of diversion (POD).

**Project Description:** The project is limited to four encroachments. One encroachment is for water diversion from an unnamed tributary to Mattole Canyon Creek. Water is diverted for domestic use and irrigation. Work for the water diversion will include use and maintenance of the water diversion infrastructure. The three other proposed encroachments are to conduct instream work to: 1) remove debris from a stream (FGC 5652), 2) decommission a stream crossing, and 3) install a culvert. Work for these encroachments will include debris removal, excavation, removal of the failing culverts, replacement with new culverts, 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

*Scott Bauer*

Date:

5/22/19

Scott Bauer, Senior Environmental Scientist Supervisor's Office of Planning & Research

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

MAY 23 2019

STATE CLEARINGHOUSE