

To:
Office of Planning and Research
For U.S. Mail:
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Street Address:
1400 Tenth Street
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From:
Department of Fish and Wildlife
Northern Region
619 Second Street
Eureka, California 95501
Contact: Angela Liebenberg
Phone: 707-964-4830



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: Folev Water Diversion and Stream Crossing Project (Lake or Streambed Alteration Agreement No. 1600-2017-0311-R1)

Project Location (include county): The project to be completed is located within the South Fork Eel River watershed, approximately 5 miles southwest of the town of Myers Flat, County of Humboldt, State of California. The project is located in Section 4, T3S, R2E, Humboldt Base and Meridian; in the Ettersburg U.S. Geological Survey 7.5-minute quadrangle.

Project Description: The California Department of Fish and Wildlife has executed Lake and Streambed Alteration Agreement number 1600-2017-0311-R1, pursuant to Section 1602 of the Fish and Game Code to Mr. Dimo Folev.

The project is limited to six (6) encroachments. Encroachment 1 is for water diversion (POD 1) for domestic use from an unnamed tributary to Salmon Creek. Work for the water diversion will include excavation and removal of an existing 24" diameter concrete cistern, and replacement with a 12" diameter, 18" deep spring box, and use and maintenance of water diversion infrastructure. Encroachment 2 is for water diversion (POD 2) for irrigation purposes from a pond hydrologically connected to an unnamed tributary to Salmon Creek, and will include use and maintenance of water diversion infrastructure. Encroachment 3 includes construction of an armored spillway for the existing pond. Encroachment 4 consists of replacement of an existing 18" diameter perched culvert with a new 24" diameter culvert. Encroachment 5 consists of repair of an erosion gully near a ditch relief culvert on the road, at the top of a Class III stream. Headcut areas will be armored with large rock. Encroachment 6 consists of earthwork adjacent to POD 1, including relocation of water tanks, excavation of a small volume of over-steepened fill, and rock armoring of an old failed pond berm to prevent 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:

4/3/2020

Scott Bauer, Senior Environmental Scientist Supervisor

Date Received for filing at OPR: _____

Governor's Office of Planning & Research

APR 07 2020

STATE CLEARINGHOUSE