



To:
 Office of Planning and Research
 For U.S. Mail:
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Street Address:
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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: Muthart Pond/Stream Remediation and Stream Crossings Project (Lake or Streambed Alteration Agreement No. 1600-2019-0169-R1)

Project Location (include county): The project to be completed is located within the East Branch South Fork Eel River watershed, approximately 1.5 miles east of the town of Benbow, County of Humboldt, State of California. The project is located in Section 32, T4S, R4E, Humboldt Base and Meridian; in the Harris U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 223-075-016; latitude 40.0695 N and longitude 123.7499 W.

Project Description: The project is limited to three encroachments. The first encroachment is to remediate an onstream pond constructed without permits. The remediation work will remediate the Class II stream channels that were excavated as part of the pond construction and reconnect the hydrology from the upper headwater streams to the disconnected channel below the pond. Work for this encroachment will include removal of the pond liner, pond dewatering, grading, compaction, revegetation, and rock armoring as necessary to minimize erosion. Two additional encroachments are proposed to decommission road/stream crossings. Work for these encroachments will include excavation, removal of a failing culvert, channel shaping to match the geometry of the natural channel area and slope, 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: 4/10/2020
 Scott Bauer, Senior Environmental Scientist Supervisor

APR 13 2020

Date Received for filing at OPR: _____
STATE CLEARINGHOUSE