



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: John Herrera
Phone: 707-962-9044

Lead Agency (if different from above)
County of Mendocino
860 N. Bush Street
Ukiah, CA 95482
Contact: Mary Lynn Hunt
Phone: 707-234-6650

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

State Clearinghouse Number: 2016112028

Project Title: Kurzfeld Water Diversion and Stream Crossings (Lake or Streambed Alteration Agreement No. 1600-2019-0581-R1)

Project Location: The project to be completed is located within the Russian River watershed, approximately 7.2 miles northwest of the City of Ukiah, County of Mendocino, State of California. The project is located in Section 21/28, T16, R13, Humboldt Base and Meridian; in the Orrs Springs U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 151-260-11, 152-030-07 at the place of use (POU), 152-030-08 at the point of diversion (POD); latitude 39.2151 N and longitude -123.3129 W at the POD.

Project Description: The project is limited to three encroachments (Table 1). One encroachment is for water diversion from an unnamed tributary to York 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 two other proposed encroachments are to upgrade failing and undersized culverts. Work for these encroachments will include excavation, removal of the failing culverts, replacement with new properly sized culverts, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion.

The notification discloses additional features of interest. The first feature is an off-stream pond. The Notification discloses that this pond is not hydrologically connected with no evidence of channelized water. The pond was stated to be in good condition and meeting current standards. The pond that was disclosed in the Notification, but not included as 1602 project with a fee, is not covered under this Agreement. If maintenance (such as armoring) and/or replacement of the outlet culvert is necessary, that work may need to be covered under a major amendment or a separate Agreement if a field evaluation shows that the outlet connects to waters of the state.

The Permittee has disclosed a water well located at approximately 39.2210, -123.3071. The well's potential for hydraulic connectivity to streams was not addressed in the Notification by a professional hydrogeologist licensed in the state of California and the Department has not evaluated this well.

No other projects that may be subject to FGC1602 were disclosed. This Agreement does not retroactively permit any stream crossings, water diversions or other encroachments not described in Table 1.

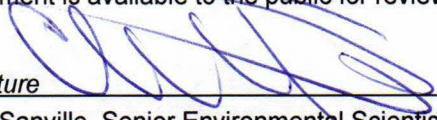
This is to advise that CDFW, acting as the Lead Agency / a Responsible Agency approved the above described project and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

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



Date:

10/18/19

Cheri Sanville, Senior Environmental Scientist Supervisor
Governor's Office of Planning & Research

Date Received for filing at OPR: OCT 18 2019

STATE CLEARINGHOUSE