



**To:**  
Office of Planning and Research  
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**From:**  
Department of Fish and Wildlife  
Northern Region  
619 Second Street  
Eureka, California 95501  
Contact: Cheri Sanville  
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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:** Canyon Creek Project (Lake or Streambed Alteration Agreement No. 1600-EPIMS-03584-R1)

**Project Location (include county):** The project to be completed is located within the West Fork Russian River watershed, approximately 4 air miles north of the town of Calpella, County of Mendocino, State of California. The project is at Assessor's Parcel Numbers 160-011-34-00; at 14320 Tomki Road, Redwood Valley, CA.

**PROJECT DESCRIPTION:** The project is limited to one encroachment associated with an existing water diversion and onstream reservoir dam on Mariposa Creek to the West Fork Russian River. Water storage is covered under Appropriative Water Right No. A020693 with a face value of 47.8 acre-feet to be collected November 1 of one year through May 1 of the following year to storage. Under this Agreement, no water will be diverted for consumptive use from the existing POD except for emergency fire suppression and for irrigation of commercial Cannabis for this parcel. This Agreement does not cover water diverted for use for any purposes other than to storage in the existing onstream reservoir for Cannabis irrigation. Water diverted for vineyard, recreational, or direct use under Appropriative Water Right No. A020693 on APNs other than 160-011-34-00 is not covered under this Agreement. This Agreement does not retroactively permit any crossings, diversion, or other encroachments including the existing culvert. This Agreement does not cover maintaining or modifying the dam, reservoir, or any instream work.

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:

Cheri Sanville, Senior Environmental Scientist Supervisor

Governor's Office of Planning & Research

Date Received for filing at OPR: JAN 16 2020

**STATE CLEARINGHOUSE**