

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: Keats Water Diversion and Stream Crossings Project (Lake or Streambed Alteration Agreement No. 1600-2019-0158-R1)

Project Location: The project to be completed is located within the Eel River watershed, approximately 0.8 miles southeast of the town of Laytonville, County of Mendocino, State of California. The project is located in Section 13, T21N, R15W, Mt. Diablo Base and Meridian; in the Laytonville U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 014-260-58; latitude 39.6772 N and longitude 123.4767 W at the point of diversion (POD).

Project Description: The project is limited to two encroachments (Table 1). One proposed encroachment is to upgrade a failing and undersized culvert. Work for this encroachment will include excavation, removal of the failing culvert, replacement with new properly sized culvert, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion. The other proposed encroachment is for maintenance of the outlet of an existing culvert on a stream underneath Highway 101. Work for this encroachment will include excavation of fill material and rock armoring as necessary to minimize erosion.

The Notification discloses the use of a well located at Lat/Long 39.6772, -123.4767. This well is presented as the sole source of water for all needs on the property, and it serves as the source of irrigation water on another Agreement that is held by the Permittee, Agreement #1600-2019-0893-R1.

No other projects that may be subject to FGC section 1602 were disclosed. This Agreement does not retroactively permit any constructed reservoirs (including "ponds"), stream crossings, water diversions, modifications to riparian buffers, 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.

cheri.sanville@wildlife.ca.gov

Digitally signed by cheri.sanville@wildlife.ca.gov
DN: CN=cheri.sanville@wildlife.ca.gov
Reason: I am the author of this document
Location: CDFW 619 2nd Street Eureka, CA
Date: 2020-05-11 11:44:11
Foxit PhantomPDF Version: 9.6.0

Signature

V

Cheri Sanville, Senior Environmental Scientist Supervisor

Date Received for filing at OPR: _____

Governor's Office of Planning & Research

MAY 11 2020

STATE CLEARINGHOUSE