

**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: John Herrera  
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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:** DuPont Mendocino Mountain Top Stream Crossings Project (Lake or Streambed Alteration Agreement No. 1600-2019-0239-R1)

**Project Location:** The project to be completed is located within the Gualala River watershed, approximately 8.7 miles west of the town of Yorkville, County of Mendocino, State of California. The project is located in Section 24, T12N, R14W, Mt. Diablo Base and Meridian; in the Zeni Ridge and Ornbaun Valley U.S. Geological Survey 7.5-minute quadrangles; Assessor's Parcel Number 049-030-29; latitude 38.8789 N and longitude 123.3766 W at the first stream crossing (Crossing-1).

**Project Description:** The project is limited to four encroachments. Three proposed encroachments are to upgrade failing and undersized stream crossing 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. One crossing of the three encroachments described above is to upgrade a failing and undersized ditch relief culvert (DRC) that has formed an erosion gully that is hydrologically connected to a nearby stream. In addition to the work described above, work at DRC-3 will also involve backfilling the eroded gully with compacted fill, placement of topsoil over the fill area, seeding with native grass, and overlaying exposed area with weed-free straw mulch for erosion control. The final encroachment is to upgrade a low water crossing without any crossing facility to a rock armored crossing. Work for this encroachment will include excavation, formation of a road dip, construction of an armored road chute/outfall, and rocking the approaches to the crossing.

The Notification also discloses additional features of interest. Attachment E discloses the use of three wells for domestic use and cannabis irrigation. CDFW did not evaluate hydraulic connection of the well to surface water, nor was a hydrogeologic evaluation prepared by a licensed geologist provided for CDFW review.

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:*

7/1/19

Cheri Sanville, Senior Environmental Scientist Supervisor

Governor's Office of Planning & Research

Date Received for filing at OPR: \_\_\_\_\_

**JULY 01 2019**

**STATE CLEARINGHOUSE**