



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: Angela Liebenberg
Phone: 707-964-4830
Lead Agency (if different from above)
County of Mendocino
860 N. Bush Street
Ukiah, CA 95482
Contact: Julia Acker
Phone: 707-234-6650

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

State Clearinghouse Number: 2016112028

Project Title: Brock Pond Project (Lake or Streambed Alteration Agreement No. 1600-2018-0462-R1)

Project Location (include county): The project to be completed is located within the Eel River watershed, approximately 6 miles southeast of the City of Willits, County of Mendocino, State of California. The project is located in Section 11, T17N, R13W, Mt. Diablo Base and Meridian; in the Laughlin Ridge U.S. Geological Survey 7.5-minute quadrangle.

Project Description: The California Department of Fish and Wildlife has executed Lake and Streambed Alteration Agreement number 1600-2018-0462-R1, pursuant to Section 1602 of the Fish and Game Code to Ms. Melinda Brock.

The project is limited to five (5) encroachments. Two (2) encroachments are to 1) remove Pond 1, restore the channel, and reconnect flow downstream and 2) disconnect Pond 2 from the upstream channel and reconstruct embankment.

Two (2) encroachments are for maintenance and use of existing, previously unpermitted ponds (Pond 3 and Pond 4), including diversion of water from a Pond 3 for domestic use (vegetable garden irrigation).

One (1) encroachment is for removal of fabric pots and potting soil from a stream channel.

Ponds 1, 2 and 4 are currently used for aesthetic and fire protection purposes. This project will remove Pond 1, and disconnect Pond 2 from stream flow. If water diversion (for purposes other than emergency fire protection) is proposed for Pond 4 in the future, the Permittee must submit notification to CDFW through a major amendment to this Agreement.

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: 8/12/19
Scott Bauer, Senior Environmental Scientist Supervisor

Governor's Office of Planning & Research

Date Received for filing at OPR: AUG 13 2019

STATE CLEARINGHOUSE