

To:

Office of Planning and Research
 For U.S. Mail:
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 Sacramento, California 95812-3044

Street Address:
 1400 Tenth Street
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From:

Department of Fish and Wildlife - Northern Region
 619 Second Street
 Eureka, California 95501
 Contact: Joshua Gruver
 Phone: (707) 441-5790

Lead Agency (if different from above):
 Humboldt County Department of
 Planning and Building
 3015 H Street
 Eureka, California 95501
 Contact: Steven Lazar
 Phone: (707) 445-7245



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

State Clearinghouse Number: 2017042022

Project Title: Benemann Stream Crossings and Water Diversion Project (Lake or Streambed Alteration Agreement No. EPIMS-HUM-18009-R1C)

Project Location: The project is located within the Lower Mattole River watershed, approximately 1 ½ miles northeast of the town of Petrolia, County of Humboldt, State of California; Section 02, T02S, R02W, Humboldt Base and Meridian, in the Petrolia U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 105-101-011-000; latitude 40.3223 N and longitude 124.2563 W at the point of diversion (POD).

Project Description: The project is limited to three (3) encroachments (Table 1). One encroachment is for water diversion from an unnamed tributary to Mill Creek. Water is diverted for domestic use only. Work for the water diversion will include use and maintenance of the water diversion infrastructure. The two (2) other proposed encroachments are to upgrade failing and undersized stream crossings. Work for these encroachments will include excavation, removal of the failing crossings, replacement with new properly sized crossings, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion.

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. An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA. CDFW considered the Environmental Impact Report 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 Environmental Impact Report prepared for the project is available to the general public at the office location listed above for the Lead Agency.

DocuSigned by:
Signature David Manthorne **Date:** 10/18/2021
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 David Manthorne, Senior Environmental Scientist Supervisor

Date Received for filing at OPR: _____