

**Notice of Exemption****To:**

Office of Planning and Research  
 For U.S. Mail:  
 P.O. Box 3044  
 Sacramento, CA 95812-3044

**From:**

Department of Fish and Wildlife  
 Region 1 - Northern  
 601 Locust Street  
 Redding, California 96001

**Street Address:**

1400 Tenth Street  
 Sacramento, CA 95814

**State Clearinghouse Number:**

**Project Title:** McAdams Creek Mine Road Repair and Maintenance (Lake or Streambed Alteration Agreement No. 1600-2018-0188-R1)

**Project Location (include county):** The project is located at the McAdams Creek Mine, off Highway 3 and McAdams Creek Road (Figure 1), and affects Cherry Creek, a tributary to the Scott River in the County of Siskiyou, and two unnamed ephemeral drainages, State of California; Section 27, Township 45N, Range 8W; U.S. Geological Survey (USGS) map Indian Creek Baldy, Mount Diablo Base and Meridian; Latitude 41.717, Longitude -122.758.

**Project Description:** The California Department of Fish and Wildlife has executed Lake and Streambed Alteration Agreement number 1600-2018-0188-R1, pursuant to Section 1602 of the Fish and Game Code to Minegate Mining LLC.

The project will address a Notice of Violation (NOV) CDFW issued to the Permittee for work conducted at the stream crossing and on the roadways at the site without Lake and Streambed Alteration Agreement in place. The previous low-water crossing at the mine access road and McAdams Creek Road will be replaced. The road bed and old low-water crossing will be excavated, and a new low-water crossing (ford) will be constructed using imported washed 6"-8" diameter crushed aggregate rock. The rock ford will be approximately 10 feet x 20 feet (200 square feet) and 8 inches thick.

**Public Agency Approving Project:** CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE

**Person or Public Agency Carrying Out Project:** Minegate Mining LLC

**Exempt Status:**

☐ Statutory Exemption.

☒ Categorical Exemption. Type – **Class 4; California Code of Regulations, title 14, section 15304,**

Minor public or private alterations in the condition of land, water, and/or vegetation which do not involve removal of healthy, mature, scenic trees except for forestry and agricultural purposes.

**Reasons why project is exempt:** The proposed project will replace a low-water crossing which will repair damage to the existing streambed, bank and channel to prevent further damage. The low-water crossing will provide access to the mine without increasing turbidity and sediment traveling downstream. Work will occur at low or no flow water conditions, will not affect sensitive species, and will not result in removal of mature trees or riparian vegetation.

**CDFW Contact Person:** Suzanne Turek, Senior Environmental Scientist (Specialist) (530) 225-2282

Signature: 

Date: 5/23/19

Brad Henderson  
 Aquatic Conservation Planning Supervisor

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

Governor's Office of Planning & Research  
 MAY 24 2019  
 STATE CLEARINGHOUSE