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Office of Planning and Research

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

State Clearinghouse Number: 2016112028

Project Title: Schindler Water Extraction and Stream Crossings Project (Lake or Streambed Alteration Agreement No. 1600-2018-0136-R1)

Project Location: The project to be completed is located within the Eel River watershed, approximately 12 miles east of the town of Willits, County of Mendocino, State of California. The project is located in Section 19, T18N, R11W, Mt. Diablo Base and Meridian; in the Foster Mountain U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Numbers 171-060-13, 171-060-14, 171-080-01, 171-070-01, 171-070-02, 171-070-03; latitude/longitude: 39.4066, -123.1275 at the point of diversion (POD-1) for a hydraulically connected well.

Project Description: The project is limited to six (6) encroachments (Table 1). Three encroachments are for water diversion from wells that are hydraulically connected wells to the Eel River. Water is diverted for domestic use and irrigation. This Agreement authorizes water diversion from one well (POD-1), and the Permittee has agreed to not use the other wells. Work for the water diversion will include use and maintenance of the water diversion infrastructure. The other proposed encroachments are to upgrade failing and undersized 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.

The Permittee has disclosed a disturbed area located at Lat/Long: 39.4029, -123.1238. The disturbed area may be encroaching on and delivering sediment into a stream. The Permittee agrees to inspect the site, and if necessary, coordinate with CDFW for a site inspection to determine if instream work is necessary. This disturbed area may require a subsequent notification from the Permittee.

No other projects that may be subject to FGC1602 were disclosed. This Agreement does not retroactively permit any stream crossings, water diversions or other encroachments not described in Table 1 below.

Table 1. Project Encroachments with Description

ID	Latitude/Longitude	Description
Crossing-1	39.4036, -123.1234	Replace undersized 24" diameter culvert with a crossing that is appropriately designed and sized for a permanent access road, shall pass 100-year flood flows and debris, equivalent to a minimum 66" diameter culvert. Hydrologically disconnect the road from the stream. Crossing design shall be provided for CDFW review and approval at least 30 days prior to initiating work.
Crossing-2	39.4015, -123.1263	Replace undersized 24" diameter culvert with a crossing that is

ID	Latitude/Longitude	Description
		appropriately designed and sized for a permanent access road, shall pass 100-year flood flows and debris, equivalent to a minimum 60" diameter culvert. Hydrologically disconnect the road from the stream. Crossing design shall be provided for CDFW review and approval at least 30 days prior to initiating work.
Crossing-3	39.4023, -123.1283	Replace undersized 18" diameter culvert with a crossing that is appropriately designed and sized for a permanent access road, shall pass 100-year flood flows and debris, equivalent to a minimum 42" diameter culvert. Hydrologically disconnect the road from the stream. Crossing design shall be provided for CDFW review and approval at least 30 days prior to initiating work.
POD-1 Hydro-connected well	39.4066, -123.1275	Hydraulically connected water well. Rate of diversion shall be no more than 3 gallons per minute . Permittee shall implement seasonal diversion minimization and limit total daily diversion to 200 gallons per day from April 1 – October 31 .
POD-2 Hydro-connected well	39.4062, -123.1278	Hydraulically connected water well. Permittee does not propose water diversion from this well, therefore no diversion is authorized by this Agreement.
POD-3 Hydro-connected well	39.4049, -123.1290	Hydraulically connected water well. Permittee does not propose water diversion from this well, therefore no diversion is authorized by this Agreement.

CEQA Determination: 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

Cheri Sanville, Senior Environmental Scientist Supervisor

Date: 9/27/19

Governor's Office of Planning & Research

Date Received for filing at OPR: SEP 27 2019

STATE CLEARINGHOUSE