

To:
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: Russell Livingston Water Extraction and Stream Crossing Project (Lake or Streambed Alteration Agreement No. 1600-2018-0666-R1)

Project Location: The project to be completed is located within the North Fork Eel River watershed, approximately 6.5 miles north of the town of Covelo, County of Mendocino, State of California. The project is located in Section 2, T23N, R13W, Mt. Diablo Base and Meridian; in the Mina U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 032-042-16; latitude 39.8863 N and longitude 123.2677 W at the stream crossing.

Project Description: The project is limited to two (2) encroachments (Table 1). One (1) encroachment is for water extraction from a hydraulically connected well. Water is extracted for domestic use and irrigation. Work for the water extraction will include use and maintenance of the well and water use infrastructure. The Agreement requires monthly reporting of total water extraction from the well and seasonal minimization, limiting water extraction from the well to 400 gallons per day from August 1 - October 31 annually. One (1) proposed encroachment is to build a new bridge over Hulls Valley Creek to replace a dirt ford crossing and foot bridge that is currently providing access to the parcel. A detailed engineering design plan for the bridge will be provided to CDFW for approval 90 days prior to any construction activities.

Table 1. Project Encroachments with Description

ID	Latitude/Longitude	Description
Stream Crossing-1	39.8863, -123.2677	Replace existing dirt ford stream crossing and foot bridge with new bridge designed to accommodate 100-year flood flows and debris on Hulls Valley Creek. Permittee shall provide Engineering Design Plans for the new bridge 90 days prior to construction activities for CDFW approval.
Hydraulically-connected Well-1	39.8867, -123.2688	Water extraction from a hydraulically connected well installed in 1995. - Rate of diversion shall be no more than 10 gallons per minute. - Permittee shall implement seasonal water extraction minimization and limit total daily diversion to 400 gallons per day from August 1 – October 31. -Permittee shall submit a Water Management Plan within 60 days of the effective date of this Agreement.

Permittee has disclosed an additional water well drilled in 2018, Well #2 (lat./long.: 39.8869, -123.2677). Insufficient information was provided for this well to determine the hydraulic connectivity to downstream surface waters. Permittee has agreed to provide monthly water extraction records and submit these records annually to CDFW. At this time, the seasonal minimization measures contained herein do not apply to this well, however the Permittee has indicated that additional water storage will be installed to reduce pumping from this well in the dry season.

Permittee has disclosed a seasonal stream that intersects the property, flows in the winter and percolates into the ground before reaching Hulls Valley Creek. This stream will be evaluated by CDFW during a site inspection, and if work is deemed necessary, the Permittee shall notify for this encroachment.

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

Governor's Office of Planning & Research

Date:

12/17/19

Date Received for filing at OPR: DEC 17 2019

STATE CLEARINGHOUSE